

IN THE UNITED STATES BANKRUPTCY COURT  
FOR THE DISTRICT OF PUERTO RICO

IN RE:  GRUPO HIMA SAN PABLO, INC.  DEBTOR (EIN #8245)	CASE NO. 23-02510 (EAG)  CHAPTER 11
IN RE:  CENTRO MEDICO EL TURABO, INC.  DEBTOR (EIN #5905)	CASE NO. 23-02513 (EAG)  CHAPTER 11
IN RE:  HIMA SAN PABLO PROPERTIES, INC.  DEBTOR (EIN #2718)	CASE NO. 23-02515 (EAG)  CHAPTER 11
IN RE:  PORTAL DE CAGUAS, INC.  DEBTOR (EIN #4874)	CASE NO. 23-02516 (EAG)  CHAPTER 11
IN RE:  GENERAL CONTRACTING SERVICES, INC.  DEBTOR (EIN #4903)	CASE NO. 23-02517 (EAG)  CHAPTER 11
IN RE:  IA DEVELOPERS, CORP.  DEBTOR (EIN #4128)	CASE NO. 23-02519 (EAG)  CHAPTER 11
IN RE  CMT DEVELOPMENT, LLC.	CASE NO. 23-02520 (EAG)

DEBTOR (EIN #4351)	CHAPTER 11
IN RE: JOCAR ENTERPRISES, INC. DEBTOR (EIN #5849)	CASE NO. 23-02521 (EAG) CHAPTER 11
IN RE: JERUSALEM HOME AMBULANCE, INC. DEBTOR (EIN #0175)	CASE NO. 23-02522 (EAG) CHAPTER 11
IN RE: HOST SECURITY SERVICES, INC. DEBTOR (EIN #8802)	CASE NO. 23-02523 (EAG) CHAPTER 11

MOTION TO REDUCE OBJECTION PERIOD

TO THE HONORABLE BANKRUPTCY COURT:

COMES NOW secured creditor Commercial Equipment Finance, Inc. (“CEFI”), through counsel, and very respectfully states and prays as follows:

1. On October 3, 2023, Debtors filed *Debtors’ Motion to Inform the Successful Bidder for the Caguas Assets Pursuant to the Bidding Procedures Order Entered on August 2, 2023* (the “Motion to Inform Successful Bidder of the Caguas Assets”) in which the Debtor informed that the entity Metro Caguas Incorporated resulted in the successful bidder for the Caguas assets. Docket No. 349. On October 4, 2023, Debtor filed *Debtors Motion to Inform the Successful Bidder for the Humacao Assets This Pursuant to the Auction Held on October 2, 2023* (the “Motion to Inform Successful Bidder for Humacao Assets”) in which the Debtor informed that the entity Eastern Health, LLC was the successful bidder for the Humacao assets. Docket No. 351.

2. On October 3, 2023, this Honorable Court entered two Orders and Notices scheduling (1) a sale hearing for the Bayamon and Humacao assets for **October 16, 2023**, and (2) a sale hearing for the Caguas and Nova Infusion assets for **October 19, 2023**. Dockets No. 345 and 346. (the “Sale Hearings”).

3. On October 6, 2023, CEFI filed a *Motion Requesting Order for Debtors to Assume or Reject Executory Contracts Between the Debtor and CEFI* (“Motion to Compel”) for this Court’s consideration and approval. Docket No. 323.

4. In compliance with LBR 9013-1, CEFI included a notice period; however, it included a period of seven (7) days instead of the period provided by the Rule.

5. As of the filing of the Motion to Compel, it is evident from the filings at Dockets Nos. 57 and 235 that Debtor intends to sell all of its assets, including all assets of the HIMA San Pablo Bayamon, HIMA San Pablo Caguas, HIMA San Pablo Humacao, Nova Infusion Licenses and personal property. In other words, the equipment that was leased by CEFI to the Debtor through the executory contracts as well as several loan and security agreements is the object of the proposed sales. The sale of the equipment requires the assumption and eventual assignment of the relevant agreement described in the Motion to Compel, as the collateral are essential to service the Debtor’s hospitals’ patients on a day-to-day basis. No assumption or rejection of the executory contracts has been made, although the nature of the leased equipment as well as the other loan collateral is essential for the hospitals’ continued operations.

6. At present time, as discussed in the Motion to Compel, it is unclear whether the executory contracts between the Debtors and CEFI will be sold, assumed and/or assigned as part of the intended sale. The same applies for the loan and security agreements. There is also confusion

on debtors' behalf as to relevant Cross Collateral Agreements over equipment that the asset purchasers will need for business continuity. In light of this uncertainty, today CEFI filed the *Motion to Compel*, requesting an Order pursuant to 11 U.S.C. 365(d)(2) requiring Debtor to assume or reject CEFI's executory contracts with Debtor prior to the Sale Hearings, in order for both CEFI and any successful bidder or stalking horse to have clarity about the assets and contracts being sold or assigned, and insure the continued operation of the hospitals run by Debtors.

7. Considering the foregoing, CEFI respectfully requests that this Court reduce the notice period included in the Motion to Compel.

WHEREFORE, it is respectfully requested that this Honorable Court reduce the notice period included in the Renewed Motion to Compel filed at Docket No. 323 to seven (7) days, or until October 13, 2023.

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that on this same date, I electronically filed the foregoing with the Clerk of the Court using the CM/ECF system which will send notification of such filing to all counsel of record and to the trustee.

RESPECTFULLY SUBMITTED, in San Juan, Puerto Rico, this 6<sup>th</sup> day of October 2023.

/s/ Juan C. Fortuño Fas  
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