

SO ORDERED.

SIGNED this 10 day of October, 2023.



Austin E. Carter

Austin E. Carter

Chief United States Bankruptcy Judge

UNITED STATES BANKRUPTCY COURT
MIDDLE DISTRICT OF GEORGIA
MACON DIVISION

In re:)	
)	
Oconee Regional Health)	Case No. 17-51005-AEC
Systems, Inc., <i>et al.</i> ,)	(Substantively Consolidated)
)	
Debtors.)	Chapter 11
)	

**ORDER FOR LIQUIDATING TRUSTEE TO APPEAR
AND SHOW CAUSE FOR FAILURE TO COMPLY
WITH LOCAL BANKRUPTCY RULE 3022-1(b)**

This matter is before the court *sua sponte*. Liquidating Trustee Clifford Zucker (the “Trustee”) was appointed pursuant to Debtors’ *Joint Plan of Liquidation* (Doc. 688) (the “Plan”), which was confirmed on March 23, 2018. The Trustee filed his *Report Regarding Substantial Consummation of the Plan* (Doc. 1200) (the “Report”) on November 23, 2022. In the Report, the Trustee asserts that the Plan should be considered substantially consummated as of its Effective Date, which occurred on April 9, 2018. The Trustee further asserts that he “anticipates that a final decree will be requested on or before June 30, 2023.” (Doc. 1200).¹

¹ The Trustee makes a similar representation in his *Notice of First and Final Distribution to Holders of Class 4 General Unsecured Claims and Private Action Trust Beneficiaries* (Doc. 1202).

Notwithstanding the Trustee's representations, and despite multiple inquiries from the Clerk's Office, the Trustee has failed to request a final decree.²

Per Local Bankruptcy Rule 3022-1(b), "[u]pon substantial consummation as defined in 11 U.S.C. § 1101(2), a non-individual Chapter 11 debtor shall comply with the procedures contained in the Clerk's Instructions, file a final report and account in compliance with 11 U.S.C. § 704(a)(9), file an application for final decree, and submit a proposed final decree." M.D. Ga. LBR 3022-1(b). Although the Report provides the date of substantial consummation, the Trustee has failed to apply for final decree as required by Local Bankruptcy Rule 3022-1(b).

Accordingly, it is ORDERED that the Trustee appear at a hearing on **November 28, 2023**, at **10:00 a.m.** at U.S. Bankruptcy Courtroom B, 433 Cherry Street, Macon, GA 31201, and explain his failure to comply with Local Bankruptcy Rule 3022-1(b). Alternatively, if, not later than **November 13, 2023**, the Trustee files an application for final decree and submits a proposed final decree and otherwise complies with Local Bankruptcy Rule 3022-1(b), the hearing will be dissolved and will not take place.

[END OF DOCUMENT]

² The Clerk's Office has requested an update from Trustee's counsel via written memo on July 18, 2023 (Doc. 1212), and via emails sent on or about July 3, 2023 and July 31, 2023.

In re:
Oconee Regional Health Systems, Inc.
Debtor

Case No. 17-51005-AEC
Chapter 11

CERTIFICATE OF NOTICE

District/off: 113G-5
Date Rcvd: Oct 11, 2023

User: auto
Form ID: pdfntc

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Total Noticed: 2

The following symbols are used throughout this certificate:

Symbol Definition

+ Addresses marked '+' were corrected by inserting the ZIP, adding the last four digits to complete the zip +4, or replacing an incorrect ZIP. USPS regulations require that automation-compatible mail display the correct ZIP.

Notice by first class mail was sent to the following persons/entities by the Bankruptcy Noticing Center on Oct 13, 2023:

Recip ID	Recipient Name and Address
db	+ Oconee Regional Health Systems, Inc., 821 North Cobb Street, Milledgeville, GA 31061-2351
liq	+ Clifford Zucker, FTI Consulting, 1166 Avenue of the Americas, 14th Floor, New York, NY 10036-2715

TOTAL: 2

Notice by electronic transmission was sent to the following persons/entities by the Bankruptcy Noticing Center.
Electronic transmission includes sending notices via email (Email/text and Email/PDF), and electronic data interchange (EDI).

NONE

BYPASSED RECIPIENTS

The following addresses were not sent this bankruptcy notice due to an undeliverable address, *duplicate of an address listed above, *P duplicate of a preferred address, or ## out of date forwarding orders with USPS.

NONE

NOTICE CERTIFICATION

I, Gustava Winters, declare under the penalty of perjury that I have sent the attached document to the above listed entities in the manner shown, and prepared the Certificate of Notice and that it is true and correct to the best of my information and belief.

Meeting of Creditor Notices only (Official Form 309): Pursuant to Fed .R. Bank. P.2002(a)(1), a notice containing the complete Social Security Number (SSN) of the debtor(s) was furnished to all parties listed. This official court copy contains the redacted SSN as required by the bankruptcy rules and the Judiciary's privacy policies.

Date: Oct 13, 2023

Signature: /s/Gustava Winters

CM/ECF NOTICE OF ELECTRONIC FILING

The following persons/entities were sent notice through the court's CM/ECF electronic mail (Email) system on October 10, 2023 at the address(es) listed below:

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