

Third Circuit United States Court of Appeals in Philadelphia, Pennsylvania Thursday, February 29th 2024

Rajeev Varma, M.D., (Appellant) Plaintiff,

v.

)

))

)))

Quorum Health, reorganized debtors, All Sr. Noteholders and equity purchasers and asset managers of equity stock, Kirkland & Ellis, McDermott Will & Emery)) (Appellees) Defendants)

1

23-1486

APPELLANT RAJEEV VARMA, M.D. MOTION FOR 3CA CASE PURSUANT TO FRAP 40 for :

Petition for a single judge and/or panel rehearing in regards to the appeal dismissal order rendered on February 15, 2024 by a three judge panel of the Third Circuit Court of Appeals of the Federal Circuit. I will be submitting in the very near future (by Tuesday, March 5, 2024) an amended pleading explaining with good cause why the extension of time needs to be granted based on the significant events that occurred right before the last deadline and continuously have occurred and these

events are notable because they emanate from the same operative nucleus of events and causes of action. A significant amount of these events are criminal felony violations that are managed by the Department of Justice criminal division and hence I did not want to be completely explicit by giving granular details of the causes of action without consideration of sealing the document or consulting with the Department of Justice criminal division. I will divulge that one of the criminal violations is a money laundering transaction that originated from funds belonging to a Russian oligarch by the name of Gavril Yushvaev using an Armenian-American individual as a straw purchaser to enter the U.S. financial system. The Armenian-American individuals are : Michael Sarian and Aramais Paronyan who are principals and executives of an organization that is laundering these funds by their purchase of a hospital asset of Quorum Health Corporation called Vista East Hospital in Waukegan, Illinois. In addition, this case has a direct connection to Donald J. Trump and also the Barry Family (as in the late Judge Trump-Barry). The Bankruptcy Judge by the name of Brendan Linehan Shannon is indirectly related to indicted legal co-conspirator, John C. Eastman. I want to repeat that Judge Brendan Linehan Shannon is related to John C. Eastman. This is not a joke. Mr. Christopher Asher Wray, director of the FBI, is a co-conspirator as I have mentioned in past dockets as well. This is not a joke.

I want to make sure to the court that in no way shape or form am I trying to delay or practice dilatory tactics in reference to my multiple requests for an extension of time to file an opening brief in regards to the multiple appellate causes of action to be adjudicated with the head case #23-1486. Hence, to be more precise I am announcing to the court that I am planning on providing an amended motion pursuant To FRCP 15(a)(1) and FRCP 15(c) with this amended pleading will be referenced to this new petition for panel, rehearing/single judge hearing, which is the federal rules of appellate procedure rule 40. I am announcing this preemptively so that the court does not prematurely dismiss this appeal because I have not a finalized a draft with changes, indicative of corrections of styling and spelling errors, and more importantly, evidence and insertion of significant criminal events that have just been discovered only a day prior to the last deadline and every day since then up till now. The court can expect that I will provide an amended pleading that will state with

particularity the reasons why a panel rehearing, and/or a single judge rehearing, as necessary to correct missing details that I could not provide in a pragmatic basis, because of the criminal content within 21 days of today as per the federal rules of civil procedure, 15, which does apply to subsequent a pellet proceedings like this one. In addition, the federal rule of a appellate procedure 10e Allows a movement to also petition for a change of the official record that may completely simplify the appellate proceedings in this case due to criminal obstruction of justice and obfuscation by the clerk's office of the District Court of Delaware

On October 16, 2023, the 3rd Circuit Court of Appeals had granted a motion for extension of time to file the opening brief corresponding to a initial hearings today on Thursday, November 2, 2023 in Lake County Illinois Circuit Court in regards quorum health's assets during Chapter 11 bankruptcy. I initially filed a complaint against the Illinois health facility service and review Board in regards to asset sales from quorum health to American Health Care systems of Glendale, California. American Health Care systems of Glendale, California purchased Gateway regional medical center in Granite city, Illinois. American Health Care systems also purchased another hospital in Waukegan, Illinois by the name of Vista East. The purchase of Gateway Regional Medical Center and its sale was transacted without notice to unsecured creditors. It was not a 363 (M) sale. Prior this of Gateway Regional Medical Center, American Health Care systems purchased in collaboration with other investors a hospital in South St. Louis, Missouri with the name of the hospital being South city Hospital. Just recently, after promising to improve clinical services and improve the financial bottom line, South city Hospital went into receivership and then there were several creditors that petition for an involuntary bankruptcy of that hospital. Concomitantly, American Health Care systems purchased a hospital in Coldwater, Michigan and then also purchased Vista East which is a safety net hospital in northern County in Waukegan, IL. Given the circumstances of the initial sale of Gateway regional medical center and additional significant evidence of a specific Russian oligarch

2

funding American HealthCare systems in such a fashion that there is an extremely high probability of money laundering, wire fraud, bank fraud, false statements, honest services fraud by court officers in the Delaware bankruptcy court, mail fraud, criminal racketeering, civil racketeering, I was able to timely file an appeal of the Illinois health facility services review Board approval of an exemption of certification

given that the hospital was merely just changing the ownership. With Gateway regional Medical Center there were procedural missteps, and even in the past in 2019 – 2020 the blue Island hospital (previously under Quorum Health Corporation and closed before bankruptcy petition on April 7, 2020 had procedural missteps in its abrupt closure. Furthermore, quorum health Corporation has been “secreting” their assets surreptitiously by not giving notice to unsecured creditors and disposing and/or selling hospital assets such as Martin County Hospital in North Carolina (a county- owned hospital that is leased by Quorum). Quorum initially “sold” the hospital approximately 1-2 years ago (after bankruptcy petition without notice to unsecured creditors). This initial transaction was preposterous since Quorum never gave substantive notice to the municipal owners of the hospital asset in regards to the sale. Thus, as a result, Martin County rejected the sale conducted surreptitiously by Quorum Health. Hence, the hospital continued in operation until Quorum decided to abruptly close the hospital in August after purportedly proposing a plan for Martin County to acquire the hospital and operate the hospital. Martin County responded by saying that they are not in the business of operating health care facilities and thus Quorum Health Corporation was specifically given a contract to lease the hospital to operated to provide services to the community. However Quorum Health Corporation after looking at their balance sheet of losing money decided to abruptly

3

close the hospital in August 2023. There was no warning given to the community and as this was a very abrupt closure and it spawned an investigation by the North Carolina Atty. Gen. in regards to this abrupt closure. Currently, Martin County Hospital is in Chapter 7 liquidation and there was no notice given to the unsecured creditors of the original bankruptcy case of quorum health Corporation, 20 – 10766, given that this hospital was a bankrupt entity and subsidiary of the parent corporation and was prematurely closed by the original bankruptcy judge, Karen B Owens. Just recently, American Health Care systems has

been on a “tear” to by any hospital possible and that includes recently a hospital in Coldwater, Michigan and an attempt to purchase in a combined bid a hospital in Iowa city by the name of Mercy Hospital as an attempt to successfully overbid the University of Iowa health systems \$28 million bid to buy that 150 year old hospital in Iowa City, Iowa. Ultimately, the University of Iowa Health System succeeded in their acquisition bid of Mercy Hospital Iowa City despite their bid being lower than the group headed by American Healthcare Systems. In addition, there are some significant conflicts of interest that reside with the health facility services review board members and this is not new given that this board has a history of corruption and I will recite that when the time is needed. This after mentioning information alongside the evidence that I have in regards to funding by a Russian oligarch to American Health Care systems of Glendale, California is highly indicative of money laundering from tainted proceeds by a specific Russian oligarch. In addition, there is evidence of money laundering by the private equity sellers and equity holders included asset managers as equity owners of Quorum Health Corporation.

7

This motion is made in good faith and not for purposes of delay.

WHEREFORE, Appellant, Rajeev Varma, M.D., respectfully requests that this Honorable Court grant its motion for rehearing with oral argument and either three judge panel or en banc panel.

I

Respectfully submitted,

/s/ Rajeev Varma

Rajeev Varma, M.D.

(Appellant) Plaintiff

Address: 13382 Forest Ridge Dr. Palos Heights, IL 60463

Mobile Phone: (815) 260-7801 e-mail: rajvarmamd@outlook.com