

United States Bankruptcy Court  
District of Arizona

In re:  
LEGACY CARES, INC.  
Debtor

Case No. 23-02832-DPC  
Chapter 11

**CERTIFICATE OF NOTICE**

District/off: 0970-2  
Date Rcvd: Apr 05, 2024

User: admin  
Form ID: pdf004

Page 1 of 5  
Total Noticed: 1

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 Apr 07, 2024:

Recip ID	Recipient Name and Address
db	+ LEGACY CARES, INC., 6321 S. ELLSWORTH ROAD, SUITE 146, MESA, AZ 85212-3301

TOTAL: 1

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due to an undeliverable address, \*duplicate of an address listed above, \*P duplicate of a preferred address, or ## out of date forwarding orders with USPS.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: Apr 07, 2024

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 April 5, 2024 at the address(es) listed below:

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TOTAL: 103	

Dated: April 5, 2024



Daniel P. Collins, Bankruptcy Judge

UNITED STATES BANKRUPTCY COURT  
DISTRICT OF ARIZONA

**In Re:****Case No 2:23-bk-02832-DPC****LEGACY CARES, INC.,****Chapter 11****Debtor.****PAYSON GEOHAGAN,****STIPULATED ORDER GRANTING  
STAY RELIEF****Movant,****vs.****[Personal Injury Action – Geohagan]****LEGACY CARES, INC. d/b/a  
LEGACY SPORTS USA, LLC, an  
Arizona corporation,****Respondents.**

This matter came before the Court upon the *Motion for Relief From the Automatic Stay (Comfort Order)* [DE 736] (the “Motion”) filed by Payson Geohagan (“Movant”) for entry of an order pursuant to section 362(d) of Title 11 of the United States Code (the “Bankruptcy Code”) terminating the automatic stay so that Movant could institute and prosecute a civil lawsuit in Maricopa County Superior Court against Legacy Cares, Inc. (“Debtor”), relating to an accident occurring on or about February 8, 2022 (the “Accident”) at the facility formerly known as Bell Bank Park located at 1 Legacy Drive in Mesa, Arizona. In the Motion, Movant seeks to proceed with such litigation and collect upon a judgment, if any, against any insurance policies held by Debtor. Debtor and Movant have agreed that Movant may have relief from the automatic stay under section 362(d) of the Bankruptcy Code, subject to the provisions of this stipulation, and

1 that Movant will enforce any judgment or settlement solely and only against the proceeds  
2 of any applicable insurance policies of Debtor covering the Accident.

3 The Motion has been duly noticed; and no objections to the Motion were filed  
4 with the Court. This Court has jurisdiction over this matter pursuant to 28 U.S.C. § 1334.  
5 This is a core proceeding pursuant to 28 U.S.C. § 157.

6 **IT IS HEREBY ORDERED** that:

7 A. The Motion is granted as set forth herein.

8 B. The automatic stay of section 362(a) of the Bankruptcy Code is hereby  
9 modified and terminated to permit Movant to file and prosecute an action  
10 against Debtor with respect to the Accident and to collect on any judgment  
11 thereby obtained against any insurance policies held by Debtor.

12 C. Movant may seek payment on his damage claim from Debtor's insurance  
13 coverage, to the extent that such coverage is applicable, and against any  
14 other co-defendant. Movant may not take any collection action, or make  
15 any claim against Debtor or its bankruptcy estate; nor shall any  
16 determination entered in any lawsuit in favor of Movant, whether by  
17 verdict, settlement or judgment, be satisfied from any assets of Debtor.  
18 Nothing contained herein shall (a) be an admission or waiver of the  
19 substantive or procedural rights, remedies, claims or defenses of Debtor or  
20 Movant as to the Accident, this Chapter 11 case or at law or equity or (b)  
21 affect, alter, modify, revise or amend any prior order of this Court.  
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1 D. This Order shall be binding and effective despite any conversion of this  
2 Chapter 11 case to a case under any other chapter of the Bankruptcy Code.

3 **SIGNED AND DATED ABOVE.**

4  
5 Submitted By:

6  
7 /s/ Matthew L. Riggs

8 Matthew L. Riggs  
9 EAST VALLEY INJURY LAW  
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12 *Counsel for Payson Geohagan*

13  
14  
15 Approved as to form and  
16 substance:

17  
18 /s/ Henk Taylor

19 Henk Taylor  
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