

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

In re: GRUPO HIMA SAN PABLO, INC. Debtor.	Case No. 23-02510 (ESL) Chapter 11
In re: CENTRO MEDICO DEL TURABO, INC. Debtor.	Case No. 23-02513 (ESL) Chapter 11
In re: HIMA SAN PABLO PROPERTIES, INC. Debtor.	Case No. 23-02515 (ESL) Chapter 11
In re: PORTAL DE CAGUAS, INC. Debtor.	Case No. 23-02516 (ESL) Chapter 11
In re: GENERAL CONTRACTING SERVICES, INC. Debtor.	Case No. 23-02517 (ESL) Chapter 11
In re: IA DEVELOPERS CORP. Debtor.	Case No. 23-02519 (ESL) Chapter 11
In re: CMT DEVELOPMENT, LLC Debtor.	Case No. 23-02520 (ESL) Chapter 11
In re: JOCAR ENTERPRISES, INC. Debtor.	Case No. 23-02521 (ESL) Chapter 11

In re: JERUSALEN HOME AMBULANCE, INC. Debtor.	Case No. 23-02522 (ESL) Chapter 11
In re: HOST SECURITY SERVICES, INC. Debtor.	Case No. 23-02523 (ESL) Chapter 11

JOINT MOTION FOR EXTENSION OF DEADLINE UNDER 11 U.S.C. SEC. 546(a)

COMES NOW, Grupo Hima San Pablo Inc. and its related above-captioned debtors (collectively, the “Debtors”), the Unsecured Creditors Committee (the “UCC”), Island Healthcare, LLC (the “DIP Lender”) in its capacity as the DIP Lender, and Alter Domus (US), LLC in its capacity as the agent of the DIP Lender (the “Agent” or “Alter Domus” and jointly with the DIP Lender, the “Lender Parties”, and jointly with the Debtors and the UCC, the “Parties”), through the undersigned counsel, and collectively file this motion (the “Motion”) to request that the time to commence any action or proceeding under 11 U.S.C. Sec. 546(a) (“Section 546(a)”) be extended until February 27, 2026.

I. PROCEDURAL BACKGROUND

1. On August 15, 2023, (the “Petition Date”), the Debtors filed voluntary petitions for relief under Chapter 11 of the Bankruptcy Code (“the Code”) in the United States Bankruptcy Court for the District of Puerto Rico (the “Court”).

2. Originally, on June 24, 2024, the Debtors filed their Disclosure Statement for Joint and Consolidated Plan of Liquidation under Chapter 11 of the Code. See Docket No. 951.¹

¹ Also, on June 25, 2024, the Debtors and the UCC filed their Joint and Consolidated Plan of Liquidation under Chapter 11 of the Code for the Debtors’ Estates. (Docket No. 954).

3. On November 1, 2024, the Debtors filed their First Amended Disclosure Statement for First Amended Consolidated Plan of Liquidation under Chapter 11 of the Code. See Docket No. 1100.

4. Due to good faith efforts employed between Debtors, Lender Parties, the UCC, the Puerto Rico Fiscal Agency and Financial Advisory Authority, and SL Funding 3 LLC, amendments to these documents and/or settlements were reached that resolved the objections these parties had to the Disclosure Statement at that time.

5. Further, after the hearing held on January 24, 2025, the Court instructed the Debtors to supplement the Disclosure Statement. See Docket No. 1205.

6. On May 2, 2025, the Debtors filed a supplement to their First Amended Disclosure Statement and to the First Amended Consolidated Chapter 11 Plan of Liquidation under Chapter 11 (the “Supplement”). See Docket Nos. 1329 and 1330.

7. On that same day, the Debtors, along with the DIP Lender and the Agent also filed a *Joint Motion to Supplement Debtors’ Response to the United States Trustee’s Objection to the Plan’s Consensual Releases in Light of Recent Court Decisions*. See Docket No. 1331.

8. On May 27, 2025, the United States Trustee (“UST”) filed the *United States Trustee’s Objection to Debtors’ First Amended Disclosure Statement for First Amended Consolidated Plan of Liquidation under Chapter 11 of the Bankruptcy Code, as Supplemented* (the “UST Objection”). See Docket No. 1355.

9. On June 27, 2025, the Debtors filed their *Response To The U.S. Trustee’s Objection To Debtors’ First Amended Disclosure Statement, As Supplemented*. See Docket No. 1408.

10. On June 30, 2025, the Lender Parties and the UCC filed a *Joinder To Debtors’ Response To The U.S. Trustee’s Objection To Debtors’ First Amended Disclosure Statement, As*

Supplemented, And Extension Of Certain Milestones In The Global Term Sheet. See Docket No. 1416.

11. On July 11, 2025, the UCC, the Lender Parties, the UST and others participated in a hearing on the disclosure statement. See Docket No. 1434. Therein, the Court instructed that the Debtors shall supplement the Disclosure Statement within eleven (11) days from the date of the hearing to address the matters discussed therein and further granted parties in interest eleven (11) days thereafter to file objections to the approval of the amended Disclosure Statement. *Id.*, at 4. The Court held that if no timely opposition is filed, the amended Disclosure Statement would be approved. *Id.* Lastly, the Court took the issue of third-party releases which had been the object of the UST's Opposition under advisement. *Id.* To date, the Court has yet to issue an opinion regarding the same.

12. On July 22, 2025, the Debtors filed their *First Amended Disclosure Statement for the First Amended Consolidated Plan of Liquidation under Chapter 11 of the Bankruptcy Code, as Further Supplemented* and, on that same date, they also filed the *First Amended Consolidated Chapter 11 Plan of Liquidation Under Chapter 11 of the Bankruptcy Code for the Debtors' Estates, as Further Supplemented.* See Docket Nos. 1450 and 1451.

13. As explained below, this Court should extend the term to commence any action or proceeding under Section 546(a), which is currently set for August 13, 2025, until February 27, 2026.

II. ANALYSIS

1. Section 546(a) states in relevant part:

(a) An action or proceeding under section 544, 545, 547, 548, or 553 of this title may not be commenced after the earlier of--

(1) the later of—

(A) 2 years after the entry of the order for relief; or

(B) 1 year after the appointment or election of the first trustee under section 702, 1104, 1163, 1202, or 1302 of this title if such appointment or such election occurs before the expiration of the period specified in subparagraph (A); or

(2) the time the case is closed or dismissed.

2. The Term Sheet agreed upon with the Parties, and incorporated into the Plan as supplemented, creates the figure of the Liquidating Trustee on the Effective Date who will “pursue,” among other things, the causes of action subject to the deadline under Section 546(a) of the Code. See Docket No. 1450-1, at 3 and 7.

3. The current deadline to file any actions under Section 546(a) is August 13, 2025.

4. The extension of the two-year term set forth in Section 546(a)(1)(A) is necessary given the Debtors have focused their time in the case on: (i) raising sufficient funds to operate the hospitals and be able to sell them as a “going concern” (such as seeking DIP Financing and Cash Collateral); (ii) finalize the sales of the hospitals; (iii) reach agreements with significant creditors (which resulted in the Term Sheet, as amended); and (iv) takes action in an attempt to confirm a Plan that generates distributions to creditors.

5. Thus, an extension of the term until February 27, 2026 as requested herein is needed to preserve any parties’ rights and give them sufficient time to do a necessary and through due diligence before filing any causes of action.

6. The Court has the ability to extend the time to file any action or proceeding under Section 546(a). See e.g., In re Martin Levy Of Berlin D.M.D., P.C., 416 B.R. 1, 7 (Bkrtcy. D.Mass. 2009) (finding that the trustee had filed a timely request to extend the deadline under Section 546 and collecting cases for the proposition that Section 546(a) is a statute of limitations which may

be extended and, in certain scenarios, waived). Further, such a request for extension has been permitted in this court and other courts as well. See e.g., *In re Kwok*, 2024 WL 666646, at 9 (Bkrtcy.D.Conn. 2024); *In re Campbellton-Graceville Hospital Corporation*, 616 B.R. 177, 189 (Bkrtcy.N.D.Fla. 2019); *In re PMC Marketing Corp.*, 482 B.R. 74, 76 (Bankr. D.P.R. 2012) (noting that the term set forth under Section 546 was “extended by numerous timely filed requests for extension, which were granted”); *In Re PMC Marketing Corp.*, Case No. 09-02048 (BKT), at Docket No. 978 and granted at Dkt. No. 979; *In re Fundamental Long Term Care, Inc.*, 501 B.R. 784, 792 (Bkrtcy.M.D.Fla. 2013); *In re Jacobs*, 401 B.R. 161, 173 n.15 (Bkrtcy.E.D.Pa. 2009) (denying motion for summary judgment after finding that the complaint had been timely filed given the court’s previous extension of deadlines set forth in Section 546).

7. Therefore, in view of the above, the Parties have shown good cause to extend the deadline set forth in Section 546(a) and it is requested that the Court extend the time to commence any action or proceeding under Section 546(a) until February 27, 2026.

8. Pursuant to Local Bankruptcy Rule 9013-1(c)(3)(B), the present Motion does not require objection language nor a time to respond.

WHEREFORE, it is hereby respectfully requested from this Honorable Court that it grant an extension until February 27, 2026 for any appropriate party to file any action or proceeding pursuant to Section 546(a).

RESPECTFULLY SUBMITTED.

In San Juan, Puerto Rico, this 29th day of July 2025.

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