



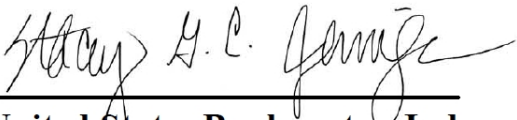
CLERK, U.S. BANKRUPTCY COURT  
NORTHERN DISTRICT OF TEXAS

**ENTERED**

THE DATE OF ENTRY IS ON  
THE COURT'S DOCKET

**The following constitutes the ruling of the court and has the force and effect therein described.**

Signed March 5, 2026

  
United States Bankruptcy Judge

**IN THE UNITED STATES BANKRUPTCY COURT  
NORTHERN DISTRICT OF TEXAS  
DALLAS DIVISION**

	)		)	
In re:	)	Chapter 11	)	
GENESIS HEALTHCARE, INC., <i>et al.</i> ,	)	Case No. 25-80185 (SGJ)	)	
Debtors. <sup>1</sup>	)	(Jointly Administered)	)	
	)	Re: Docket No. 2264	)	

**STIPULATION AND AGREED ORDER  
GRANTING LIMITED RELIEF FROM THE AUTOMATIC STAY  
TO PERMIT KENTUCKY CLAIMANTS TO FILE STATUTORY DEATH NOTICES**

The above-captioned debtors and debtors-in-possession (collectively, the “Debtors”) and undersigned counsel on behalf of Dean McMurphy, Individually and as Administrator of the Estate of Tracey D. McMurphy (“McMurphy”), Christina Civils, as Power of Attorney and Next Friend

<sup>1</sup> The last four digits of Genesis Healthcare, Inc’s federal tax identification number are 4755. There are 299 Debtors in these chapter 11 cases, which are being jointly administered for procedural purposes only. A complete list of the Debtors and the last four digits of their federal tax identification numbers are not provided herein. A complete list of such information may be obtained on the website of the Debtors’ claims and noticing agent at <https://dm.epiq11.com/Genesis>. The location of Genesis Healthcare, Inc.’s corporate headquarters and the Debtors’ service address is 101 East State Street, Kennett Square, PA 19348.

of James Civils (“Civils”), and Kathleen Bohr, Individually, as Executrix of the Estate of David William Bohr, Deceased, and as Guardian of Gabriel William Bohr (“Bohr”), all three of whom are together referred to herein as the “Kentucky Claimants,” hereby enter into this stipulation and agreed order (this “Stipulation and Agreed Order”) as follows regarding limited relief from the automatic stay in the above-captioned chapter 11 cases (collectively, these “Reorganizations”):

1. Prior to commencement of these Reorganizations, McMurphy brought an action against certain of the Debtors and other defendants (collectively, the “McMurphy Defendants”), in Hardin County Circuit Court, Kentucky, in the case styled “Dean McMurphy, Individually and as Administrator of the Estate of Tracey D. McMurphy v. HBR Elizabethtown, LLC d/b/a Kensington Center; HBR Kentucky, LLC; Genesis HealthCare LLC; Genesis Healthcare, Inc.; and Cassie Allen in her capacity as Administrator of Kensington Nursing and Rehabilitation,” Case No. 24-CI-01600 (the “McMurphy Lawsuit”).

2. Prior to commencement of these Reorganizations, Civils brought an action against certain of the Debtors and other defendants (collectively, the “Civils Defendants”), in Hopkins County Circuit Court, Kentucky, in the case styled “Christina Civils, as Power of Attorney and Next Friend of James Civils v. HBR Madisonville, LLC d/b/a Hillside Center, HBR Kentucky, LLC, Genesis HealthCare LLC, Genesis Healthcare, Inc, Hillside PropCo, LLC, Hillside PropCo TIC II, LLC, and Lainie Brinkley, in her capacity as Administrator of Hillside Center,” Case No. 22-CI-00317 (the “Civils Lawsuit”).

3. Prior to commencement of these Reorganizations, Bohr brought an action against certain of the Debtors and other defendants (collectively, the “Bohr Defendants”), in Hancock County Circuit Court, Kentucky, in the case styled “Kathleen Bohr, Individually, as Executrix of the Estate of David William Bohr, Deceased, and as Guardian of Gabriel William Bohr v. HBR

Lewisport, LLC, HBR Kentucky, LLC, Genesis HealthCare, LLC, Genesis HealthCare, Inc., and Paige Sowders, in her capacity as Administrator of Heartland Villa Center,” Case No. 22-CI-00063 (the “Bohr Lawsuit”).

4. In connection with the McMurry Lawsuit, the Civils Lawsuit, and the Bohr Lawsuit (collectively, the “Kentucky Lawsuits”), the Kentucky Claimants all retained the services of Circeo Law Firm (“Kentucky Counsel”).

5. On July 9 and 10, 2025 (the “Petition Dates”), the Debtors commenced the Reorganizations, under chapter 11 of title 11 of the United States Code (the “Bankruptcy Code”) in the United States Bankruptcy Court for the Northern District of Texas, Dallas Division (the “Court”), having the effect of staying each of the Kentucky Lawsuits at their respective stages of development, pursuant to Bankruptcy Code § 362(a).

6. On August 15, 2025, bankruptcy counsel for the Kentucky Claimants filed proofs of claim (collectively, the “Kentucky Claims”) in the Reorganizations for each of the Kentucky Claimants.

7. On February 4, 2026, bankruptcy counsel for the Kentucky Claimants filed the *Motion for Limited Relief from the Automatic Stay to Permit Kentucky Claimants to File Statutory Death Notices* [Docket No. 2264] (the “Relief From Stay Motion”).

8. In each of the Kentucky Lawsuits, the fiduciary plaintiff has died, and this imposes upon Kentucky Counsel a duty to file a notice of death for each of the plaintiffs in each of the Kentucky Lawsuits (collectively, the “Statutory Death Notices”) to preserve the underlying causes of action pursuant to Ky. R. Civ. P. 25.01 and KRS §§395.280 and 395.278. The proposed form of the Statutory Death Notices appears in the attached Composite Exhibit “A.”

9. The deadline to file the Statutory Death Notices is measured as within one (1) year of the death of the given fiduciary, and the one-year anniversary for the McMurphy Lawsuit is November 19, 2026, for the Civils Lawsuit is April 25, 2026, and for the Bohr Lawsuit is July 29, 2026.

**NOW, THEREFORE, IT IS STIPULATED AND AGREED:**

a. The automatic stay imposed by Bankruptcy Code § 362(a) is hereby lifted effective as of the date of this Stipulation and Agreed Order solely to permit Kentucky Counsel to file the Statutory Death Notices on behalf of the Kentucky Claimants in connection with each of the Kentucky Lawsuits and for no other purpose.

b. Notwithstanding the narrow modification of the automatic stay set forth above, the automatic stay shall remain in place without modification with respect to the continuation or prosecution of the Kentucky Lawsuits (each of which remained stayed pursuant to Bankruptcy Code § 362(a)) and the Debtors continue to possess the right to object to any or all of the Kentucky Claims on any grounds that they believe to be appropriate, in accord with all other procedural requirements that otherwise may apply.

c. Entry of this Stipulation and Agreed Order shall resolve the Relief From Stay Motion in its entirety.

d. This Court retains exclusive jurisdiction over any matter arising from or related to the implementation, interpretation, and enforcement of this Stipulation and Agreed Order.

### END OF ORDER ###

**STIPULATED AND AGREED TO THIS 4th DAY OF MARCH 2026:**

/s/ Marcus A. Helt  
**MCDERMOTT WILL & SCHULTE LLP**  
Marcus A. Helt (TX 24052187)  
Jack G. Haake (TX 24127704)  
2801 N. Harwood Street, Suite 2600  
Dallas, Texas 75201-1574  
Telephone: (214) 295-8000  
Facsimile: (972) 232-3098  
Email: mhelt@mcdermottlaw.com  
jhaake@mcdermottlaw.com

/s/ John A. Anthony  
**ANTHONY & PARTNERS, PLLC**  
John A. Anthony (admitted *pro hac vice*)  
Nicholas LaFalce (admitted *pro hac vice*)  
100 S. Ashley Drive, Suite 1600  
Tampa, Florida 33602  
Telephone: (813) 273-5616  
janthony@anthonyandpartners.com  
nlafalce@anthonyandpartners.com

Counsel for the Kentucky Claimants

- and -

Daniel M. Simon (admitted *pro hac vice*)  
Emily C. Keil (admitted *pro hac vice*)  
William A. Guerrieri (admitted *pro hac vice*)  
Catherine L. Bloomberg (admitted *pro hac vice*)  
Landon W. Foody (admitted *pro hac vice*)  
444 West Lake Street, Suite 4000  
Chicago, Illinois 60606  
Telephone: (312) 372-2000  
Facsimile: (312) 984-7700  
Email: dsimon@mcdermottlaw.com  
ekeil@mcdermottlaw.com  
wguerrieri@mcdermottlaw.com  
cbloomberg@mcdermottlaw.com  
lfoody@mcdermottlaw.com

Counsel for the Debtors and  
Debtors-in-Possession