

United States Bankruptcy Court
Middle District of Tennessee

In re:
Curae Health Inc.
Debtor

Case No. 18-05665-CMW
Chapter 11

CERTIFICATE OF NOTICE

District/off: 0650-3

User: bmp2450
Form ID: pdf001

Page 1 of 3
Total Noticed: 1

Date Rcvd: May 08, 2019

Notice by first class mail was sent to the following persons/entities by the Bankruptcy Noticing Center on May 10, 2019.

db +Curae Health Inc., 1721 Midpark Road, Suite B200, Knoxville, TN 37921-5977

Notice by electronic transmission was sent to the following persons/entities by the Bankruptcy Noticing Center.
NONE. TOTAL: 0

***** BYPASSED RECIPIENTS *****

NONE. TOTAL: 0

Addresses marked '+' were corrected by inserting the ZIP or replacing an incorrect ZIP.
USPS regulations require that automation-compatible mail display the correct ZIP.

Transmission times for electronic delivery are Eastern Time zone.

I, Joseph Speetjens, 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: May 10, 2019

Signature: /s/Joseph Speetjens

CM/ECF NOTICE OF ELECTRONIC FILING

The following persons/entities were sent notice through the court's CM/ECF electronic mail (Email) system on May 8, 2019 at the address(es) listed below:

ANDREW H SHERMAN on behalf of Creditor Committee Official Committee of Unsecured Creditors of Curae Health, Inc., et al. asherman@sillscummis.com
BENJAMIN MICHAEL KATZ on behalf of Creditor Bio-Medical Applications of Mississippi, Inc. bkatz@fbtlaw.com, sbryant@fbtlaw.com;pharris@fbtlaw.com
BENJAMIN MICHAEL KATZ on behalf of Creditor National Medical Care, Inc. bkatz@fbtlaw.com, sbryant@fbtlaw.com;pharris@fbtlaw.com
BORIS I MANKOVETSKIY on behalf of Creditor Committee Official Committee of Unsecured Creditors of Curae Health, Inc., et al. bmankovetskiy@sillscummis.com
BRITTANY S OGDEN on behalf of Creditor Leaf Capital Funding, LLC Brittany.Ogden@quarles.com, Kristie.Knitter@quarles.com
BRUCE ANTHONY SAUNDERS on behalf of Interested Party Cigna Health and Life Insurance Company tsaunders@wyattfirm.com
CHARLES WILKERSON COOK on behalf of Creditor Leaf Capital Funding, LLC charlie.cook@arlaw.com, alexis.britt@arlaw.com;erin.edgell@arlaw.com
CHRISTOPHER R MADDUX on behalf of Creditor University of Mississippi Medical Center chris.maddux@butlersnow.com, ecf.notices@butlersnow.com, velvet.johnson@butlersnow.com, mitch.carrington@butlersnow.com
DANIEL HAYS PURYEAR on behalf of Creditor Cardinal Health 200, LLC dpuryear@puryearlawgroup.com, paralegalgroup@puryearlawgroup.com
DANIEL HAYS PURYEAR on behalf of Creditor Cardinal Health 110, LLC dpuryear@puryearlawgroup.com, paralegalgroup@puryearlawgroup.com
DAVID E. LEMKE on behalf of Creditor MidCap Funding IV Trust david.lemke@wallerlaw.com, Cathy.thomas@wallerlaw.com;Chris.Cronk@wallerlaw.com;bk@wallerlaw.com
DAVID E. LEMKE on behalf of Creditor MidCapFinancial Trust david.lemke@wallerlaw.com, Cathy.thomas@wallerlaw.com;Chris.Cronk@wallerlaw.com;bk@wallerlaw.com
DAVID G THOMPSON on behalf of Defendant ServisFirst Bank dthompson_br@nealharwell.com, gfox@nealharwell.com
DAVID G THOMPSON on behalf of Creditor ServisFirst Bank dthompson_br@nealharwell.com, gfox@nealharwell.com
DAVID M ANTHONY on behalf of Creditor CHG-MERIDIAN USA Corp. anthonybk@bonelaw.com
DAVID M ANTHONY on behalf of Creditor Cardinal Health 110, LLC anthonybk@bonelaw.com
DAVID W HOUSTON, IV on behalf of Interested Party North Mississippi Health Services, Inc. dhouston@burr.com, mmayes@burr.com
ERIKA R. BARNES on behalf of Interested Party Coahoma County, Mississippi ebarnes@stites.com, erikarbarnes@gmail.com;mdennis@stites.com;docketclerk@stites.com
ERNO DAVID LINDNER on behalf of Creditor CHCT Mississippi, LLC. elindner@bakerdonelson.com, dspiegel@bakerdonelson.com
G. RHEA BUCY on behalf of Creditor MEDHOST of Tennessee, Inc. Rbucy@GSRM.com, latabay@gsrcm.com
GILL ROBERT GELDREICH on behalf of Creditor Division of Medicaid State of Mississippi agbankcookeville@ag.tn.gov, gill.geldreich@ag.tn.gov

The following persons/entities were sent notice through the court's CM/ECF electronic mail (Email) system (continued)

JAMES A BOBO on behalf of Creditor Division of Medicaid State of Mississippi
jbobo@ago.state.ms.us

JAMES AUMAN HALTOM on behalf of Creditor Shumacher Clinical Partners
james.haltom@nelsonmullins.com, jennifer.murray@nelsonmullins.com

JAMES E BAILEY, III on behalf of Creditor Methodist Healthcare - Memphis Hospitals, Inc.
jeb.bailey@butlersnow.com, ecf.notices@butlersnow.com;mary.elam@butlersnow.com

JAMES L POWELL on behalf of Creditor Mississippi Department of Revenue jim.powell@dor.ms.gov,
renee.freeman@dor.ms.gov;Bankruptcy.Attorney@dor.ms.gov

JAMES R. KELLEY on behalf of Creditor ServisFirst Bank jkelley_br@nealharwell.com,
LBrian@NealHarwell.com

JEFFREY W. MADDUX on behalf of Creditor Alliance Healthcare Services jmaddux@chamblisslaw.com,
jmaddux@chamblisslaw.com;ttucker@chamblisslaw.com;gfairbanks@chamblisslaw.com;smeadows@chamblisslaw.com

JOHN DOUGLAS ELROD on behalf of Health Care Ombudsman Suzanne Koenig, as Patient Care
Ombudsman elrodj@gtlaw.com, fieldss@gtlaw.com

JOHN L RYDER on behalf of Creditor TCF Equipment Finance jlr@harrissshelton.com

JOHN L RYDER on behalf of Creditor Winthrop Resources Corporation jlr@harrissshelton.com

JOHN LELAND MURPHREE on behalf of Creditor Northwest Medical Center, Inc.
lmurphree@maynardcooper.com

JOSEPH P RUSNAK on behalf of Creditor BOA VIDA HEALTHCARE, LLC JRUSNAK@TEWLAWFIRM.com,
thobbs@tewlawfirm.com

JOSEPH P RUSNAK on behalf of Creditor De Lage Landen Financial Services, Inc.
JRUSNAK@TEWLAWFIRM.com, thobbs@tewlawfirm.com

JOSEPH P RUSNAK on behalf of Creditor Philips Medical Capital, LLC JRUSNAK@TEWLAWFIRM.com,
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JOSHUA K CHESSER on behalf of Creditor LTC Rehab 2, LLC jchesser@smithcashion.com,
THall@smithcashion.com;ssmith@smithcashion.com

JUSTIN MICHAEL SVEADAS on behalf of Creditor CHCT Mississippi, LLC.
jsveadas@bakerdonelson.com, dspiegel@bakerdonelson.com;elindner@bakerdonelson.com

JUSTIN MICHAEL SVEADAS on behalf of Interested Party Drayer Physical Therapy Institute, LLC
jsveadas@bakerdonelson.com, dspiegel@bakerdonelson.com;elindner@bakerdonelson.com

KATHLEEN G STENBERG on behalf of Creditor MidCap Funding IV Trust
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KATHLEEN G STENBERG on behalf of Creditor MidCapFinancial Trust katie.stenberg@wallerlaw.com,
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LEE HART on behalf of Creditor Shumacher Clinical Partners lee.hart@nelsonmullins.com

LINDA W. KNIGHT on behalf of Creditor MEDHOST of Tennessee, Inc. LKNIGHT@GSRM.COM,
lcatabay@gssrm.com

LINDA W. KNIGHT on behalf of Creditor City of Amory, Mississippi LKNIGHT@GSRM.COM,
lcatabay@gssrm.com

MEGAN REED SELIBER on behalf of U.S. Trustee US TRUSTEE megan.seliber@usdoj.gov

MICHAEL ANTHONY MALONE on behalf of Debtor Batesville Regional Physicians, LLC
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sjkenedy@polsinelli.com,mmillan@polsinelli.com

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sjkenedy@polsinelli.com,mmillan@polsinelli.com

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sjkenedy@polsinelli.com,mmillan@polsinelli.com

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sjkenedy@polsinelli.com,mmillan@polsinelli.com

MICHAEL ANTHONY MALONE on behalf of Debtor Batesville Regional Medical Center Inc.
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sjkenedy@polsinelli.com,mmillan@polsinelli.com

MICHAEL ANTHONY MALONE on behalf of Debtor Curae Health Inc. mmalone@polsinelli.com,
dgordon@polsinelli.com,cewang@polsinelli.com,sordaz@ecfalerts.com,sjkenedy@polsinelli.com,
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MICHAEL ANTHONY MALONE on behalf of Debtor Clarksdale Regional Medical Center Inc.
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sjkenedy@polsinelli.com,mmillan@polsinelli.com

MICHAEL DAVID JANKOWSKI on behalf of Creditor STAT Informatic Solutions, LLC
mjankowski@reinhartlaw.com

MICHAEL EDWARD COLLINS on behalf of Plaintiff Official Committee of Unsecured Creditors of
Curae Health, Inc., et al. mcollins@manierherod.com,
TN44@ecfcbis.com;acarper@manierherod.com;rmiller@manierherod.com

MICHAEL EDWARD COLLINS on behalf of Creditor Committee Official Committee of Unsecured
Creditors of Curae Health, Inc., et al. mcollins@manierherod.com,
TN44@ecfcbis.com;acarper@manierherod.com;rmiller@manierherod.com

MICHAEL G ABELow on behalf of Creditor UnitedHealthcare Insurance Company mabelow@srvhlaw.com,
scamp@srvhlaw.com

PAUL G JENNINGS on behalf of Creditor CHSPSC, LLC pjennings@bassberry.com,
bankr@bassberry.com

PAUL G JENNINGS on behalf of Creditor CHS/Community Health Systems, Inc.
pjennings@bassberry.com, bankr@bassberry.com

The following persons/entities were sent notice through the court's CM/ECF electronic mail (Email) system (continued)

ROBERT WILLIAM MILLER on behalf of Creditor Committee Official Committee of Unsecured Creditors of Curae Health, Inc., et al. rmliller@manierherod.com

RONALD G STEEN, JR on behalf of Creditor Mississippi Blood Services
ronn.steen@thompsonburton.com

RONALD G STEEN, JR on behalf of Creditor Aesynt, Incorporated ronn.steen@thompsonburton.com

RONALD G STEEN, JR on behalf of Creditor SpecialCare Hospital Management Corporation
ronn.steen@thompsonburton.com

RONALD G STEEN, JR on behalf of Creditor Owens & Minor Distribution, Inc.
ronn.steen@thompsonburton.com

RUSSELL EMERY STAIR on behalf of Creditor CHS/Community Health Systems, Inc.
rstair@bassberry.com, bankr@bassberry.com;churley@bassberry.com

RUSSELL EMERY STAIR on behalf of Creditor CHSPSC, LLC rstair@bassberry.com,
bankr@bassberry.com;churley@bassberry.com

SEAN CHARLES KIRK on behalf of Interested Party Progressive Medical Management of Batesville, LLC skirk@bonelaw.com

SHANE GIBSON RAMSEY on behalf of Creditor GE HFS, LLC shane.ramsey@nelsonmullins.com,
jennifer.murray@nelsonmullins.com

SHANE GIBSON RAMSEY on behalf of Creditor Shumacher Clinical Partners
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STEPHEN BARGANIER PORTERFIELD on behalf of Creditor MedPlan, Inc. sporterfield@sirote.com

STEPHEN MICHAEL MONTGOMERY on behalf of Creditor ServisFirst Bank smontgomery@nealharwell.com

STEVEN EDWARD ANDERSON on behalf of Interested Party HealthTrust Purchasing Group, L.P.
tmitchell@andersonreynolds.com

THOMAS H. FORRESTER on behalf of Creditor City of Amory, Mississippi TForrester@GSRM.COM,
lcatabay@gssrm.com,asowney@gssrm.com

THOMAS H. FORRESTER on behalf of Creditor MEDHOST of Tennessee, Inc. TForrester@GSRM.COM,
lcatabay@gssrm.com,asowney@gssrm.com

THOMAS H. FORRESTER on behalf of Creditor Tallahatchie Valley Electric Power Association
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THOMAS W TUCKER, III on behalf of Creditor HHS Culinary & Nutritional Services, LLC
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THOMAS W TUCKER, III on behalf of Creditor HHS Environmental Solutions LLC
tomtucker@bellsouth.net

THOMAS W TUCKER, III on behalf of Creditor Hospital Housekeeping Systems, LLC
tomtucker@bellsouth.net

US TRUSTEE ustpreregion08.na.ecf@usdoj.gov

WAVERLY ALMON HARKINS on behalf of Attorney c/o Waverly Harkins Coahoma County Board of Supervisors scook@watkinseager.com

WILLIAM L NORTON, III on behalf of Creditor Athenahealth bnorton@babc.com

WILLIAM L NORTON, III on behalf of Creditor BECKMAN COULTER, INC. bnorton@babc.com

TOTAL: 80

Charles M. Walker

U.S. Bankruptcy Judge

Dated: 5/8/2019



**IN THE UNITED STATES BANKRUPTCY COURT
FOR THE MIDDLE DISTRICT OF TENNESSEE
NASHVILLE DIVISION**

In re:)	
)	Chapter 11
Curae Health, Inc., <i>et al.</i> ¹)	Case No. 18-05665
)	
1721 Midpark Road, Suite C300)	Judge Walker
Knoxville, TN 37921)	
Debtors.)	Jointly Administered

**ORDER (I) AUTHORIZING THE DEBTORS TO REJECT CERTAIN
EXECUTORY CONTRACTS AND UNEXPIRED LEASES AND
(II) GRANTING CERTAIN RELATED RELIEF**

Upon the motion [Docket No. 939] (the “**Motion**”)² of the debtors and debtors in possession (the “**Debtors**”) in the above-captioned chapter 11 cases (the “**Chapter 11 Cases**”) for entry of an order, pursuant to Bankruptcy Code sections 105(a) and 365 and Bankruptcy Rules 6004(h) and 6006(f), (i) authorizing the Debtors to reject certain executory contracts and unexpired leases, which are listed on Exhibit 1 hereto, effective as of the Closing Date, and (ii) granting certain related relief, all as more fully set forth in the Motion; and upon the record of the hearing on the Motion, if any; and this Court having jurisdiction over this matter pursuant to 28 U.S.C. §§ 157 and 1334; and this Court having found that this is a core proceeding pursuant to 28 U.S.C. § 157(b)(2); and the Debtors consent to entry of a final order under Article III of the United States Constitution; and this Court having found that venue of this proceeding and the Motion in this District is proper pursuant to 28 U.S.C. §§ 1408 and 1409; and due and proper notice of the Motion having been given pursuant to Local Rule 9013-1; and it appearing that no

¹ The Debtors in these chapter 11 cases, along with the last four digits of each Debtor’s federal tax identification number, are Curae Health, Inc. (5638); Amory Regional Medical Center, Inc. (2640); Batesville Regional Medical Center, Inc. (7929); and Clarksdale Regional Medical Center, Inc. (4755); Amory Regional Physicians, LLC (5044); Batesville Regional Physicians, LLC (4952); Clarksdale Regional Physicians, LLC (5311).

² Capitalized terms not otherwise defined herein shall have the meanings ascribed to them in the Motion.

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other or further notice of the Motion is required; and this Court having found that the relief requested by the Motion is in the best interests of the Debtors' estates, their creditors, and other parties in interest; and after due deliberation thereon; and sufficient cause appearing therefor, it is hereby

ORDERED, ADJUDGED, AND DECREED THAT:

1. The Motion is GRANTED as set forth below.
2. Pursuant to Bankruptcy Code sections 105(a) and 365, the Contracts and Leases identified on Exhibit 1 hereto are rejected as of the Closing Date.
3. Each Contract Counterparty may file a claim under Bankruptcy Code section 502 or other claims in connection with such rejected Contract and Lease in accordance with any applicable claims bar date set by the Court.
4. Buyer shall be responsible for the claims of any Contract Counterparty related to the operation of Panola Medical Center that arose after the Effective Date.
5. Notwithstanding the relief granted herein and any actions taken hereunder, nothing in the Motion or this order shall: (a) constitute an admission as to the validity or priority of any claim against the Debtors, (b) constitute a waiver of the Debtors' rights to dispute any claim, or (c) prejudice the Debtors' rights to assert that the Contracts are not executory within the meaning of Bankruptcy Code section 365.
6. Within two (2) business days after entry of this Order, the Debtors shall serve this Order on the counterparties to the Contracts and Leases.
7. The requirements of Bankruptcy Rule 6006(f)(6) are hereby satisfied for the purposes of the Motion.

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8. The Debtors are authorized to take such actions and to execute such documents as may be necessary to implement the relief granted by this Order.

9. This Court shall retain jurisdiction with respect to all matters arising from or related to the implementation and/or interpretation of this Order.

This Order Was Signed And Entered Electronically As Indicated At The Top Of The First Page

APPROVED FOR ENTRY:

POLSINELLI PC

/s/ Michael Malone _____

Michael Malone
401 Commerce Street, Suite 900
Nashville, TN 37219
Telephone: (615) 259-1510
Facsimile: (615) 259-1573
mmalone@polsinelli.com

-and-

David E. Gordon (Admitted *Pro Hac Vice*)
Caryn E. Wang (Admitted *Pro Hac Vice*)
1201 West Peachtree Street NW
Atlanta, Georgia
Telephone: (404) 253-6000
Facsimile: (404) 684-6060
dgordon@polsinelli.com
cewang@polsinelli.com

*Counsel to the Debtors and
Debtors in Possession*

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Exhibit 1

<u>Counterparty</u>	<u>Contract Description</u>
Alliance Healthcare Radiology	Service Agreement (Radiology)
Otis Anderson, MD	Independent Contractor, PSA
Otis Anderson III, MD	Physician Medical Direct Agreement
Scott Baymiller, MD	Physician Independent Contractor Agreement
Cardinal Health 200, LLC	Equipment Purchase Agreement
CHS PSC, LLC	Confidentiality & Non-Disclosure Agreements
Crown Health Care Laundry Services, LLC	Service Agreement (Laundry)
DSI Security Services	Security Agreement
Cedrick Edwards, MD	Service Agreement (Clinical)
Hologic	Maintenance, Support and Service Agreement (Equipment/Supplies)
Hospital Care Consultants	Professional Services Agreement (Hospital Based)
Leasing Associates of Barrington	Equipment Lease (Immunoassay Lab Equipment)
Lifeguard Ambulance Service	Service Agreement
Marianne Wharton, NP	Employment Contract
Mid-South Rehab Services, Inc.	Professional Services Agreement
Panola County, Mississippi	Memorandum of Understanding

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<u>Counterparty</u>	<u>Contract Description</u>
Ricoh	Office Equipment Lease (Copiers)
Softscript, Inc.	Service Agreement (Clinical)
Scott Harrison, MD	Physician Recruiting Agreement
Experian Passport	Service Agreement
GE Healthcare (PA)	Equipment Lease (Fetal Monitors)
GE Healthcare (PA)	Equipment Lease (Hill Rom Spo2rt Beds)
GE Healthcare (PA)	Equipment Lease (Dash 4000 Monitors)
GE Healthcare (PA)	Equipment Lease (Nuclear Med Camera)
GE Healthcare (PA)	Equipment Lease (UltraSound)

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This Order has been electronically signed. The Judge's signature and Court's seal appear at the top of the first page.
United States Bankruptcy Court.