



Charles M. Walker
U.S. Bankruptcy Judge
Dated: 12/10/2018



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

In re:

Curae Health, Inc., *et al.*¹

1721 Midpark Road, Suite B200
Knoxville, TN 37921

Debtors.

Chapter 11

Case No. 18-05665

Judge Walker

Jointly Administered

Re: Docket Nos. 401, 507, and 513

**AGREED ORDER EXTENDING DEADLINE TO FILE AN OBJECTION TO
ASSUMPTION AND ASSIGNMENT NOTICE FOR GE HEALTHCARE FINANCIAL
SERVICES**

This matter is before the Court on: (a) *Debtors' Motion for Entry of an Order (I) Authorizing and Approving Bidding Procedures for the Sale of Panola Medical Center, (II) Authorizing the Sale of Panola Medical Center Free and Clear of All Liens, Claims, Encumbrances and Other Interests, (III) Approving Stalking Horse Purchaser, Break-up Fee, and Overbid Protections, (IV) Establishing Certain Procedures for the Assumption and Assignment of Executory Contracts and Unexpired Leases, (V) Scheduling an Auction, (VI) Scheduling a Hearing and Objections Deadlines With Respect to the Sale of Panola Medical Center, (VII) Approving the Form and Manner of Notice Thereof, and (VIII) Granting Related Relief* (Docket No. 401) (the “**Sale Procedures Motion**”); (b) *Order (I) Authorizing and*

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).

Approving Bidding Procedures for the Sale of Panola Medical Center, (II) Authorizing the Sale of Panola Medical Center Free and Clear of All Liens, Claims, Encumbrances and Other Interests, (III) Approving Stalking Horse Purchaser, Break-up Fee, and Overbid Protections, (IV) Establishing Certain Procedures for the Assumption and Assignment of Executory Contracts and Unexpired Leases, (V) Scheduling an Auction, (VI) Scheduling a Hearing and Objections Deadlines With Respect to the Sale of Panola Medical Center, (VII) Approving the Form and Manner of Notice Thereof, and (VIII) Granting Related Relief (Docket No. 507) (the “**Sale Procedures Order**”); and (c) *Notice of: (I) Debtors’ Intent to Assume and Assign Certain Executory Contracts, Unexpired Leases of Personal Property, and Unexpired Leases of Nonresidential Real Property; and (II) Cure Amounts Related to the Foregoing* (the “**Assumption and Assignment Notice**”) [Docket No. 513].

On November 6, 2018, the above-captioned debtors (the “**Debtors**”) filed the Sale Procedures Motion. On November 27, 2018, the Court held a hearing on the Sale Procedures Motion. On November 30, 2018, the Court entered the Sale Procedures Order, approving, *inter alia*, the procedures for the assumption and assignment of executory contracts unexpired leases related to the sale of Panola Medical Center and the form Assumption and Assignment Notice.

In accordance with the Sale Procedures Order, on November 30, 2018, the above-captioned Debtors filed and served the Assumption and Assignment Notice. The Assumption and Assignment Notice set an objection deadline of ten (10) days after the date of the Assumption and Assignment Notice, resulting in an objection deadline of December 10, 2018 (the “**Objection Deadline**”).

GE HFS, LLC (“**GE HFS**”) was listed as a contract counterparty under the names “GE Healthcare (WI)” and “GE Healthcare (PA)” in the Assumption and Assignment Notice. The

Debtors and GE HFS, each by and through their undersigned counsel, have agreed to the extension of the Objection Deadline to December 14, 2018 for GE HFS; therefore,

IT IS HEREBY ORDERED THAT:

1. The Objection Deadline for GE HFS to file an objection to the Assumption and Assignment Notice is extended to December 14, 2018, subject to further order of the Court.
2. This Order does not extend the Objection Deadline for any other party.

IT IS SO ORDERED.

**THIS ORDER WAS SIGNED AND ENTERED ELECTRONICALLY AS INDICATED
AT THE TOP OF THE FIRST PAGE.**

Submitted for Entry By:

POLSINELLI PC

/s/ Michael Malone

Michael Malone (Bar No. 31219)
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, GA 30309
Telephone: (404) 253-6000
Facsimile: (404) 684-6060
dgordon@polsinelli.com
cewang@polsinelli.com

*Counsel to the Debtors
and Debtors in Possession*

and

KUTAK ROCK LLP

/s/ Lisa M. Peters

Lisa M. Peters (NE Bar 24546, admitted *pro hac vice*)

1650 Farnam Street

Omaha, NE 68102

Telephone: (402) 346-6000

Facsimile: (402) 346-1148

lisa.peters@kutakrock.com

Counsel to *GE HFS, LLC*