



Charles M. Walker
U.S. Bankruptcy Judge
Dated: 1/18/2019



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

IN RE:)	Chapter 11
)	
CURAE HEALTH INC., et al.)	Case No. 18-05665
)	
1721 Midpark Road, Suite B200)	
Knoxville, TN 37921)	Judge Walker
)	
Debtors.)	Jointly Administered

SECOND AGREED ORDER REGARDING CIGNA OBJECTION

This Court previously entered the *Order (I) Authorizing, Approving, and Directing the Sale of Substantially All of the Assets of Gilmore Medical Center to North Mississippi Health Services, Inc. Free and Clear of All Liens, Claims, Encumbrances, and Other Interests; (II) Authorizing and Approving the Gilmore APA; (III) Approving the Debtors’ Marketing and Sale Process; and (IV) Granting Related Relief* [D.I. 506] (“Sale Order”). Based upon the signatures of counsel below, Cigna, Debtors, and North Mississippi Health Services, Inc. (“Purchaser”) have stipulated, and the Court finding good cause therefor;

IT IS ORDERED:

1. Notwithstanding anything to the contrary in the Sale Order, or in any order or notice filed in connection with the Sale, the Provider Group Service Agreement between Debtor Armory Regional Physicians, LLC and Cigna, effective August 1, 2017, including all

amendments, addendums, exhibits, schedules, etc. related thereto (“PSA”), shall be assumed and assigned to Purchaser as of the Effective Date of the Sale.

2. Upon the Effective Date of the Sale, no cure payment shall be due or owing to Cigna as a result of the assumption and assignment of the PSA. Upon assumption and assignment of the PSA, any and all defaults under the PSA shall be deemed cured, and Cigna shall be deemed compensated for its actual pecuniary losses as required by section 365(b)(1) of the Bankruptcy Code.

3. Cigna, Purchaser and the Debtors shall cooperate and execute and deliver any instruments, consents or other documents that may be required to effectuate the assignment of the PSA to Purchaser in accordance with this Order.

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

APPROVED FOR ENTRY:

/s/ David W. Houston, IV
David W. Houston, IV (BPR# 20802)
BURR & FORMAN LLP
222 Second Ave. South, Suite 2000
Nashville, TN 37201
Telephone: (615) 724-3215
Facsimile: (615) 724-3315
Email: dhouston@burr.com

Counsel for North Mississippi Health Services, Inc.

/s/ Michael Malone (with permission)
Michael Malone
POLSINELLI PC
401 Commerce Street, Suite 900
Nashville, TN 37219
Telephone: (615) 259-1510
Facsimile: (615) 259-1573
Email: mmalone@polsinelli.com

-and-

David E. Gordon (Pro Hac Vice)
Caryn E. Wang (Pro Hac Vice)
POLSINELLI PC
1201 West Peachtree Street NW, Suite 1100
Atlanta, Georgia
Telephone: (404) 253-6000
Facsimile: (404) 684-6060
Email: dgordon@polsinelli.com
cewang@polsinelli.com

*Counsel to the Debtors and
Debtors in Possession*

/s/ Jeffrey C. Wisler (with permission)
Jeffrey C. Wisler
Connolly Gallagher LLP
1000 West Street, Suite 1400
Wilmington, DE 19801
Telephone: (302) 757-7300
Facsimile: (302) 658-0380
Email: jwisler@connollygallagher.com

*Counsel to Cigna Health and
Life Insurance Company*