

**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 B200)	Judge Walker
Knoxville, TN 37921)	
Debtors.)	Jointly Administered

**EXPEDITED MOTION REQUESTING (A) AN EXPEDITED HEARING AND
OBJECTION DEADLINE BE SET ON DEBTORS' EXPEDITED MOTION FOR ENTRY
OF AN ORDER (I) AUTHORIZING THE SALE OF NORTHWEST MISSISSIPPI
REGIONAL MEDICAL CENTER FREE AND CLEAR OF ALL LIENS, CLAIMS,
ENCUMBRANCES AND OTHER INTERESTS, (II) APPROVING THE CLARKSDALE
APA; (III) AUTHORIZING ASSUMPTION AND ASSIGNMENT OF CERTAIN
EXECUTORY CONTRACTS AND UNEXPIRED LEASES, AND (IV) GRANTING
RELATED RELIEF; AND (B) APPROVAL OF ASSUMPTION AND ASSIGNMENT
PROCEDURES**

The above captioned debtors and debtors-in-possession (collectively, the “**Debtors**”) in the above-captioned jointly administered chapter 11 cases (these “**Chapter 11 Cases**”), respectfully move the Court (this “**Motion for Hearing**”) for entry of an order (the “**Order**”), in substantially the form filed contemporaneously herewith, setting an expedited hearing on the *Debtors’ Expedited Motion for Entry of an Order (I) Authorizing the Sale of Northwest Mississippi Regional Medical Center Free and Clear of All Liens, Claims, Encumbrances and Other Interests, (II) Approving the Clarksdale APA; (III) Authorizing Assumption and Assignment of Certain Executory Contracts and Unexpired Leases, and (IV) Granting Related*

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).

Relief filed contemporaneously herewith (the “**Motion**”).² In support of this Motion for Hearing, the Debtors respectfully state as follows:

NEED FOR EXPEDITED RELIEF PURSUANT TO LOCAL RULE 9075-1

1. Expedited Relief Requested. Local Rule 9075-1 allows the Court to grant emergency orders for expedited motions. Pursuant to Local Rule 9075-1(b), the Debtors request the Court set a hearing on and deadline to object to the Motion on an expedited basis. Debtors further request approval of the Assumption and Assignment Procedures set forth in the Motion and the Debtors’ Assumption Notice attached to the Motion as Exhibit C.

2. Basis for Urgency. An expedited hearing on the Motion is necessary because the Debtors have urgent need for relief with respect to the sale of the Clarksdale Hospital and assumption and assignment of certain executory contracts and unexpired leases. At this time, Debtors continue to own the Clarksdale Hospital and CHS continues to operate the Clarksdale Hospital pursuant to the IMSA. A hearing on confirmation of the Joint Chapter 11 Plan of Liquidation proposed by the Debtors and the Committee (the “**Joint Plan**”) is set for hearing on May 9, 2019 at 9:00 a.m. Issues relating to the sale of the Clarksdale Hospital are intertwined with issues relating to confirmation of the Joint Plan, and the disposition of the Clarksdale Hospital must be finally determined prior to the effective date of the Joint Plan. An expedited hearing on the Motion is necessary to transition the Clarksdale Hospital to CHS for the benefit of the community served by the Clarksdale Hospital and all parties in interest.

3. Notice. Concurrently with the filing of this Motion for Hearing, the Debtors shall provide notice of this Motion for Hearing to: (a) the U.S. Trustee; (b) all Contract Counterparties; (c) counsel to ServisFirst; (d) counsel to CHS; (e) counsel to MidCap; (f) the

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

Office of the United States Attorney for the Middle District of Tennessee; (g) the United States Department of Health and Human Services, Centers for Medicare and Medicaid Services; (h) the Tennessee State Department of Health Division of Licensure and Regulation of Health Care Facilities; (i) the Attorney General of the State of Tennessee; (j) the Tennessee Department of Revenue; (k) the Tennessee Secretary of State; (l) the Mississippi State Department of Health; (m) the Attorney General of the State of Mississippi; (n) the United States Attorney's Office for the Northern District of Mississippi; (o) the Mississippi Department of Revenue; (p) the Internal Revenue Service; (q) counsel to the official committee of unsecured creditors; (r) the ombudsman and her counsel; (s) the Mississippi Division of Medicaid (attn.: James Bobo); (t) any party who has requested notice pursuant to Bankruptcy Rule 2002; (u) all parties entitled to notice under Bankruptcy Rule 2002(a); and (v) all lienholders holding interests of record in the assets of Clarksdale. Service is being executed via the Court's CM/ECF system, email, hand delivery, and/or overnight mail.

4. Suggested Hearing Date. The Debtors request a hearing date on the Motion on **May 9, 2019 at 9:00 a.m. Central Time.**

5. Support. Debtors support for expedited relief is set forth in detail in the Motion.

WHEREFORE, Debtors request that this Court enter an order (i) setting a hearing on the Motion for **May 9, 2019 at 9:00 a.m. Central Time.** (ii) setting May 3, 2019 as the deadline to object to the relief sought in the Motion, (iii) approving the Assumption and Assignment Procedures and the Debtors' Assumption Notice, and (iv) granting such other and further relief as this Court may deem just and proper.

Dated: April 24, 2019
Nashville, Tennessee

Respectfully submitted,

POLSINELLI PC

/s/ Michael Malone _____

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