

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 2
Total Noticed: 1

Date Rcvd: Oct 17, 2018

Notice by first class mail was sent to the following persons/entities by the Bankruptcy Noticing Center on Oct 19, 2018.

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: Oct 19, 2018

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 October 17, 2018 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
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; carol.shearer@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
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 MidCap Financial Trust david.lemke@wallerlaw.com, Cathy.thomas@wallerlaw.com; Chris.Cronk@wallerlaw.com; bk@wallerlaw.com
DAVID G THOMPSON on behalf of Creditor ServisFirst Bank dthompson_br@nealharwell.com, gfox@nealharwell.com
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DAVID W HOUSTON, IV on behalf of Interested Party North Mississippi Health Services, Inc. dhouston@burr.com, mmayes@burr.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, lcatabay@gssrm.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
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@harrisshelton.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
JOSHUA K CHESSER on behalf of Creditor LTC Rehab 2, LLC jchesser@smithcashion.com
JUSTIN MICHAEL SVEADAS on behalf of Creditor CHCT Mississippi, LLC. jsveadas@bakerdonelson.com, dspiegel@bakerdonelson.com; elindner@bakerdonelson.com

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

KATHLEEN G STENBERG on behalf of Creditor MidCap Funding IV Trust
katie.stenberg@wallerlaw.com,
deborah.liles@wallerlaw.com;chris.cronk@wallerlaw.com/bk@wallerlaw.com

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

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sjkennedy@polsinelli.com,mmillan@polsinelli.com

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sjkennedy@polsinelli.com,mmillan@polsinelli.com

MICHAEL ANTHONY MALONE on behalf of Debtor Batesville Regional Physicians, LLC
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MICHAEL ANTHONY MALONE on behalf of Debtor Curae Health Inc. mmalone@polsinelli.com,
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sjkennedy@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 Creditor Committee Official Committee of Unsecured
Creditors of Curae Health, Inc., et al. mcollins@manierherod.com,
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ROBERT WILLIAM MILLER on behalf of Creditor Committee Official Committee of Unsecured
Creditors of Curae Health, Inc., et al. rmiller@manierherod.com

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RONALD G STEEN, JR on behalf of Creditor Owens & Minor Distribution, Inc.
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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

THOMAS H. FORRESTER on behalf of Creditor City of Amory, Mississippi TForrester@GSRM.COM,
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THOMAS H. FORRESTER on behalf of Creditor MEDHOST of Tennessee, Inc. TForrester@GSRM.COM,
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THOMAS W TUCKER, III on behalf of Creditor Hospital Housekeeping Systems, LLC
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THOMAS W TUCKER, III on behalf of Creditor HHS Culinary & Nutritional Services, LLC
ttucker@veazeytucker.com

THOMAS W TUCKER, III on behalf of Creditor HHS Environmental Solutions LLC
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US TRUSTEE ustpregion08.na.ecf@usdoj.gov

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

TOTAL: 52

Charles M. Walker
U.S. Bankruptcy Judge
Dated: 10/17/2018



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

IN RE:)	
)	
CURAE HEALTH, INC. et al.¹,)	Chapter 11
)	Case No. 3:18-bk-05665
Debtors.)	Judge Walker
_____)	
)	
CHG-MERIDIAN USA CORP.,)	
)	
Movant,)	
)	
vs.)	Date Set: October 16, 2018
)	
CURAE HEALTH, INC. and)	
CLARKSDALE REGIONAL)	
MEDICAL CENTER, INC.,)	
)	
Respondents.)	

**AGREED ORDER RESOLVING MOTION FOR RELIEF BY
CHG-MERIDIAN USA CORP.**

CHG-MERIDIAN USA Corp. (the “Movant”) and Curae Health, Inc. (the “Debtor”) submit the following agreement resolving the *Motion for Relief from Stay and/or for Adequate Protection* filed by Movant [Docket No. 148] regarding certain personal property leased by Debtor Clarksdale Regional

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)

¹ This Debtor has filed its own Petition under Chapter 11 of the Bankruptcy Code at *In re: Clarksdale Regional Medical Center, Inc.*, U.S. Bankr. Case No. 3:18-bk-05678, but this Motion is filed in the present action pursuant to that *Expedited Final Order (I) Directing Joint Administration of Related Chapter 11 Cases, (II) Approving Case Management Procedures, and (III) Granting Related Relief* [Docket No. 50].

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Medical Center, Inc.² (the “Clarksdale Debtor”). In support, the parties would show the Court as follows:

I. FACTUAL BACKGROUND

1. Movant is the lessor of certain medical equipment (the “Equipment”) to the Clarksdale Debtor, which Equipment is more specifically described in those Lease Schedule Nos. xxx2913 and xxx3033 to the *Master Equipment Lease* dated January 14, 2011, as amended and modified from time to time (the “Lease”).

2. The monthly payments due under the Lease are: (a) \$1,715.15 for Lease Schedule No. xxx2913; and (b) \$1,348.74 for Lease Schedule No. xxx3033 (the "Lease Payments").

3. Neither the Debtor nor the Clarksdale Debtor dispute Movant's ownership interest in the Equipment or the enforceability of the Lease.

4. At this time, the Debtor continues to use the Equipment in its every-day business operations and wishes to retain the Equipment, subject to further orders of this Court regarding assumption and assignment or rejection of the Lease.

5. The parties enter into this Agreed Order to resolve Motion for Relief, and the statements herein are made only in support of this Agreed Order.

II. AGREED ORDER

6. Post-Petition Payments to Movant: The Equipment is being used by the Debtor in its business activities. In order to protect Movant from risk of loss and depreciation in the value of the Equipment and also to compensate Movant for post-petition use of the Equipment prior to Debtor's election to assume and assign or reject the Lease, Debtor shall pay all of the Lease Payments for the post-petition time periods as provided herein. Debtor shall pay the full monthly Lease Payments due for each month that the Debtor or the Clarksdale Debtor retains the Equipment, with such payment for

² This Debtor has filed its own Petition under Chapter 11 of the Bankruptcy Code at *In re: Clarksdale Regional Medical Center, Inc.*, U.S. Bankr. Case No. 3:18-bk-05678, but this Motion is filed in the present action pursuant to that *Expedited Final Order (I) Directing Joint Administration of Related Chapter11 Cases, (II) Approving Case Management Procedures, and (III) Granting Related Relief* [Docket No. 50].

October 2018 due within two business days of this Order becoming final (if not already paid). Such payments shall be paid and are due to Movant on or before the 10th of each month during the rental period covered by the payment.

7. Insurance: Debtor shall maintain and provide proof of insurance on the Equipment in acceptable coverage to Movant.

8. Default/Stay Relief as a Remedy: If there is a default in the payments provided for in this Agreed Order, the parties agree that the Movant will be free at that time to file a Notice of Default with the Court indicating that, if full compliance and remedy of the default is not made within ten (10) days of the filing of that Notice of Default, Movant shall be granted relief from the automatic stay of 11 U.S.C. § 362 regarding the Equipment without further Order of this Court.

9. Nothing in this Agreed Order prohibits or otherwise limits the Movant from filing a later motion for stay relief or taking any other action as against the Equipment or the Debtor as Movant may deem necessary as this case progresses.

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

PREPARED FOR ENTRY:

/s/ David M. Anthony

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-and-

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*Counsel to the Debtors and
Debtors in Possession*

CERTIFICATE OF SERVICE

The undersigned hereby certifies that a true and exact copy of the foregoing has been served via electronic notice/ECF on all parties registered to receive electronic notice in this case, as well via United States Mail, first class, postage prepaid to the following persons:

Michael A. Malone
Polsinelli PC
401 Commerce Street
Suite 900
Nashville, TN 37219

U.S. Trustee
701 Broadway
Suite 318
Nashville, Tennessee 37203-3966

this 16th day of October, 2018.

/s/ David M. Anthony
David M. Anthony