

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

<i>In re:</i>	:	Chapter 11
	:	
Curae Health, Inc., <i>et al.</i> ¹	:	Case No. 18-05665
	:	(Jointly Administered)
	:	
Debtors,	:	Judge Walker
	:	
	:	

**AFFIDAVIT OF POSTING AND AFFIDAVIT OF SERVICES FOR
NOTICE OF PATIENT CARE OMBUDSMAN REPORT**

STATE OF ILLINOIS)
) ss:
COUNTY OF COOK)

CARLA J GREENBERG, being duly sworn deposes and says:

I am not a party to this action. I am over the age of eighteen years and reside in Chicago, Illinois. I am an employee of Greenberg Traurig, LLP, counsel to the Patient Care Ombudsman.

In accordance with Bankruptcy Rule 2015.1 and the Order Pursuant to 11 U.S.C. § 333 and Fed. R. Bankr. P. 2001.2 Directing the Appointment of a Patient Care Ombudsman [Docket No. 111], on October 31, 2018, a true and accurate copy of the **Notice of Patient Care Ombudsman Report** (the “**Notice**”), annexed hereto as **Exhibit A** was emailed to Allen Tyra and Cathy Mitchell at Gilmore Memorial Hospital; Joel Southern and Leanne Montgomery at Clarksdale Regional Medical Center Inc.; and Jennifer Williams at Batesville Regional Medical Center to be posted in two locations at each facility.

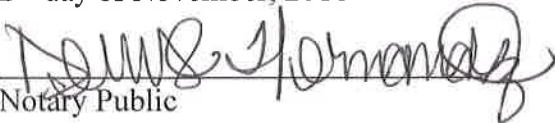
¹ The “**Debtors**” in these chapter 11 cases, along with the last four digits of each Debtor’s federal tax identification number, are Curae Health, Inc. (5638); Amory Regional Medical Center, Inc. (2640); Batesville Regional Medical Center, Inc. (7929); and Clarksdale Regional Medical Center, Inc. (4755);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

On November 1, 2018, Christy Williams, Quality Coordinator at Gilmore Memorial Hospital and Jennifer Williams at Batesville Regional Medical Center confirmed that this Notice was posted in two locations at each facility and on November 2, 2018, Paula Thompson at Clarksdale Regional Medical Center Inc. confirmed that this Notice was posted in two locations at the facility.



Carla Greenberg

Sworn to before me this
2nd day of November, 2018



Notary Public



CERTIFICATE OF SERVICE

I hereby certify that on November 2, 2018, a true and correct copy of the foregoing was sent via this Courts ECF notification system to all parties who are registered to receive ECF notification in these cases and via United States, postage paid, first class mail to the following:

David Gordon, Esq.
Polsinelli
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Atlanta, GA 30309
Proposed Counsel for the Debtors

David Lemke, Esq.
Waller Lansden Dortch & Davis, LLP
511 Union Street, Ste. 2700
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Nashville, TN 37203
Counsel for ServisFirst Bank

Megan Seliber, Esq.
Office of the United States Trustee
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701 Broadway
Nashville, TN 37203
Counsel for the United States Trustee

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Bass, Berry & Sims PLC
150 Third Avenue South, Ste. 2800
Nashville, TN 37201
Counsel for Community Health Systems

/s/ John D. Elrod

John D. Elrod

EXHIBIT A

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

<i>In re:</i>	:	Chapter 11
	:	
Curae Health, Inc., <i>et al.</i> ²	:	Case No. 18-05665
	:	(Jointly Administered)
	:	
Debtors.	:	Judge Walker
	:	
	:	

NOTICE OF PATIENT CARE OMBUDSMAN REPORT

PLEASE TAKE NOTICE that on September 18, 2018, Suzanne Koenig was appointed as the Patient Care Ombudsman in the above-captioned Chapter 11 cases by the United States Trustee for Region Eight, pursuant to an Order of the United States Bankruptcy Court for the Middle District of Tennessee. The Notice of Appointment of Patient Care Ombudsman (the “Appointment Notice”) is attached hereto as **Exhibit 1**. The Appointment Notice sets forth the Patient Care Ombudsman’s duties, which duties include:

1. monitoring the quality of patient care provided to patients of the Debtors, to the extent necessary under the circumstances, including interviewing patients and physicians;
2. reporting to the Court after notice to the parties in interest, at a hearing or in writing, regarding the quality of patient care provided to patients of the Debtors; and
3. if the Patient Care Ombudsman determines that the quality of patient care provided to patients of the Debtors is declining significantly or is otherwise being materially compromised, filing with the Court a motion or a written report, with notice to the parties in interest immediately upon making such determination.

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EXHIBIT A

PLEASE TAKE FURTHER NOTICE that the Patient Care Ombudsman will be filing her first written report (the “**Report**”) with the Court on November 16, 2018 no later than 11:59 pm (Eastern Time).

If you would like to receive a copy of the Report or require additional information, please contact one of the following persons:

Carla Greenberg, Paralegal
GREENBERG TRAUIG, LLP
77 West Wacker Drive, Suite 3100
Chicago, IL 60601
Telephone: 312.456.8400
Facsimile: 312.456.8435
Email: greenbergc@gtlaw.com

OR

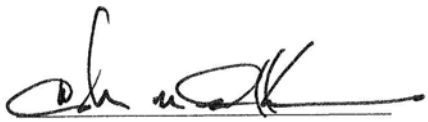
Caryn E. Wang, Esq.
POLSINELLI PC
1201 West Peachtree Street NW
Atlanta, Georgia
Telephone: 404.253.6000
Facsimile: 404.648.6060
Email: cawang@polsinelli.com

In addition, a copy of the Report will also be available for inspection at each of the Debtors’ hospitals and may be reviewed (or a copy obtained) by making a request to the Hospital’s Chief Executive Officer.

Any requested copies of the Report will be provided to you, at the Debtors’ expense.

EXHIBIT 1

Notice of Appointment of Patient Care Ombudsman



Charles M. Walker
U.S. Bankruptcy Judge
Dated: 9/6/2018



**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
)	
)	Judge Walker
Debtors.)	
)	Jointly Administered

**AGREED ORDER DIRECTING U.S. TRUSTEE TO APPOINT A
PATIENT CARE OMBUDSMAN UNDER 11 U.S.C. § 333**

According to the voluntary petitions filed by Curae Health, Inc. and related entities (collectively, the “Debtors” as listed in footnote 1), Debtors are a “health care business.” Pursuant to 11 U.S.C. § 333, the Court is required within 30 days after commencement of the case to order the appointment of an ombudsman to monitor the quality of patient care and to represent the interests of the patients of the health care business unless the Court finds that the appointment of such ombudsman is not necessary for the protection of patients under the specific facts of the case. No party has filed a motion requesting that the Court find an ombudsman unnecessary under the facts of the case, and counsel for the Debtors has represented that the Debtors would not be filing any such motion. Under these facts, the Court finds that the United States Trustee shall appoint an ombudsman

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in this case.

THEREFORE IT IS ORDERED THAT:

1. The United States Trustee shall appoint a patient care ombudsman under 11 U.S.C. § 333 to monitor the quality of patient care and to represent the interests of the patients of the health care business of the Debtors;

2. Without special notice to patients, the patient care ombudsman shall have access to and be able to review confidential patient records as necessary and appropriate to discharge her duties and responsibilities, provided, however, that she protect the confidentiality of such records as required under non-bankruptcy law and regulations, including but not limited to the Health Insurance Portability and Accountability Act of 1996 (Pub. L. 104-191), and any amendments or implementing regulations (“HIPAA”), and the Health Information Technology for Economic and Clinical Health Act, which was enacted as title XIII of division A and title IV of division B of the American Recovery and Reinvestment Act of 2009 (Pub. L. 111-5), and any amendments or implementing regulations (“HITECH”), including the Final Omnibus Privacy Regulations in 45 C.F.R. Parts 160 and 164 (“Final HIPAA Rules”).

3. The patient care ombudsman will not be required to personally serve individual patients pursuant to Fed. R. Bankr. P. 2015.1(a). Instead, the PCO may meet the requirements of Fed. R. Bankr. P. 2015.1(a) by posting one or more notices in a manner she determines is conspicuous and will provide adequate notice to the patients of the ombudsman appointment, the duties of the ombudsman, and all the information set forth in Fed. R. Bankr. P. 2015.1(a). Such notice will include a statement that any reports issued by the patient care ombudsman will be available at the facility, through the patient care ombudsman, and through Debtors’ counsel.

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AGREED & APPROVED FOR ENTRY:

PAUL RANDOLPH,
ACTING UNITED STATES TRUSTEE, REGION 8

By: /s/ Megan Seliber
Megan Seliber
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-and-

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