

**UNITED STATES BANKRUPTCY COURT  
FOR THE DISTRICT OF COLUMBIA**

In re:	:	Chapter 11
	:	
GREATER SOUTHEAST COMMUNITY	:	Jointly Administered
HOSPITAL CORP., I, <i>et al.</i> ,	:	Case No. 02-2250
	:	Judge S. Martin Teel, Jr.
Debtors.	:	
	:	

**ORDER APPROVING THE MOTION OF THE DCHC LIQUIDATING TRUST  
SEEKING AN ORDER ESTABLISHING PROCEDURES AND DEADLINES  
CONCERNING IRS W-9 FORMS AND REDISTRIBUTION OF FUNDS  
FROM NONRESPONDING CREDITORS**

Upon consideration of the Motion of The DCHC Liquidating Trust (the “Trust”) Seeking an Order Establishing Procedures and Deadlines Concerning IRS W-9 Forms and Redistribution of Funds from Nonresponding Creditors (the “Motion”),

**It is HEREBY ORDERED THAT:**

1. The relief requested Motion is GRANTED.
2. The Trust is authorized to mail a copy of the letter (in substantially the form attached to the Motion as Exhibit A) to each holder of an allowed claim

anticipated to be entitled to a distribution (“Claimholders”). The letter will attach an Internal Revenue Service Form W-9 (“W-9 Form”) and will require that the Claimholder return the completed W-9 Form to the Trust within ninety (90) days or the Claimholder will forfeit its distribution and the Trust will withhold that Claimholder’s distribution and redistribute the remaining funds among the Claimholders who returned a completed W-9 Form pursuant to these procedures.

3. Any creditor who holds an Allowed Claim and/or is expected to receive a distribution or more will be sent a copy of a letter by the Trust (in substantially the form attached to the Motion as Exhibit A) and a W-9 Form within thirty (30) days of entry of this Order.
4. Any creditor whose Claim is currently subject to objection or has not otherwise been determined to be allowed, but which is subsequently allowed, and/or becomes expected to receive a distribution will be sent a copy of a letter by the Trust (in substantially the form attached to the Motion as Exhibit A) and a W-9 Form within thirty (30) days of the determination of allowance and/or entitlement to distribution.
5. The letter sent to the creditors in accordance with paragraphs (2), (3) and (4) of this Order will require the creditors to complete and return the W-9 Form, including their taxpayer identification number (TIN) or claim of exemption, to the Trust within ninety (90) days. The letter will state that if a Claimholder does not return a completed W-9 Form to the Trust within ninety (90) days, the Claimholder will not be entitled to receive his or her share, if any, of distributions from the Trust; failure to return a completed W-9 Form by the deadline will be

deemed a waiver of the Claimholder's interests, if any, in the Trust; and if a Claimholder's interest is waived, proceeds that would have been distributed to that Claimholder will be distributed ratably to the other Claimholders who returned a completed W-9 Form pursuant to these procedures.

6. During the 90-day return period, the Trust will monitor its receipt of completed W-9 Forms and will send reminder letters to Claimholders who have not returned the forms, so that the Trust will have provided notice on *up to two additional occasions*, if necessary, to each unresponsive Claimholder.
7. In the event that any letter is returned due to an invalid address (and without a forwarding address), the claim will be disallowed consistent with the Plan provision concerning unclaimed funds. *See* Plan at § 5.3(f).
8. In the event that the Trust does not receive a W-9 Form or any other response from a Claimholder in the 90-day period, such Claimholder will be presumed to have supplied an invalid address, and the claim(s) will be disallowed consistent with the Plan provision concerning unclaimed funds. *See* Plan § 5.3(f).
9. Failure to complete and return a W-9 Form within ninety (90) days will justify the Trust to expunge such Claimholder's claim(s) from the claims registry and redistribute the unclaimed funds to the complying Claimholders.

cc: Sam J. Alberts, Esq.  
White & Case, LLP  
701 Thirteenth Street N.W.  
Washington, D.C. 20005

Dennis Early, Esq.  
Office of the U.S. Trustee  
115 S. Union Street  
Alexandria VA 22314

Andrew Troop, Esq.  
Cadwalader, Wickersham & Taft LLP  
One World Financial Center  
New York, NY 10281

Ted Berkowitz, Esq.  
Patrick Collins, Esq.  
Farrell Fritz, P.C.  
EAB Plaza  
Uniondale, NY 11556-0120