UNITED STATES BANKRUPTCY COURT FOR THE DISTRICT OF COLUMBIA

In re: : Chapter 11

GREATER SOUTHEAST COMMUNITY: Jointly Administered HOSPITAL CORP., I, et *al.*, 1 : Case No. 02-2250

Judge S. Martin Teel, Jr.

Debtors.

SUBMISSION OF UNOPPOSED ORDER APPROVING THE MOTION OF THE DCHC LIQUIDATING TRUST SEEKING AMENDMENT OF ORDER CONCERNING IRS W-9 FORMS AND REDISTRIBUTION OF FUNDS FROM NONRESPONDING CLASS 8 AND 10 CREDITORS TO RESPONDING CLASS 8 AND 10 CREDITORS (DOCKET NO. 3496)

TO THE HONORABLE S. MARTIN TEEL, JR. UNITED STATES BANKRUPTCY JUDGE:

The DCHC Liquidating Trust (the "<u>Trust</u>") hereby submits the attached proposed Order (the "<u>Order</u>") Approving the Trust's Motion (the "<u>Motion</u>") Seeking Amendment of Order (Docket No. 3496) Concerning IRS W-9 Forms and Redistribution of Funds from Nonresponding Class 8 and Class 10 Creditors to Responding Class 8 and Class 10 Creditors, which was not opposed by any party, and in support states as follows:

1. On September 3, 2009, the Trust filed with this Court the Motion. The Motion seeks to establish procedures to amend an Order of this Court entered on October 27, 2008 (Docket No. 3496), to modify existing procedures, including to clarify the applicability to *all* Claimholders (as defined below) of the authorized procedures and deadlines by which holders of

¹ The affiliated debtors are PACIN-Hadley Memorial Hospital Corporation of Washington, D.C. ("<u>Hadley</u>"), Michael Reese Medical Center Corporation of Chicago, Illinois ("<u>MR</u>"), Pacifica Hospital of the Valley Corporation of Sun Valley, California ("<u>Pacifica</u>"), Pine Grove Hospital Corporation of Canoga Park, California ("<u>Pine Grove</u>") and their ultimate parent corporation, Doctors Community Hospital Corporation ("<u>DCHC</u>"; collectively with Greater Southeast Community Hospital Corporation I, Hadley, MR, Pacifica and Pine Grove, the "<u>Debtors</u>").

Currently or subsequently allowed Class 8 Patient Refund Claims and Class 10 General Unsecured Claims² entitled to a distribution are required to complete and return an Internal Revenue Service Form W-9 ("W-9 Form") or have amounts associated with such distributions withheld and redistributed by the Trustee to unsecured creditors who have completed and returned a valid W-9 Form. The deadline to respond to the Motion was September 17, 2009.

- 2. The Trust served the Motion in accordance with the Certificate of Service attached to the Motion. *See* Declaration of John Hoke, dated September 18, 2009 (the "Hoke Decl."), attached hereto as Exhibit 1 at ¶ 4.
- 3. The Trust has received no opposition to the Motion and none appear to have been filed with the Court. Hoke Decl. at ¶ 5.
- 4. In light of the fact that the Trust received no opposition to the Motion and that all parties were properly served, and in an effort to minimize the Trust's administrative expenses, the Trust requests that this Court approve the Order without further hearing. The Order previously submitted with the Motion and Exhibit A and Exhibit B to the Motion are collectively attached hereto as Exhibit 2 for the Court's convenience.
- 5. The Trust hereby reserves its right to amend, modify and/or supplement the Motion and/or this Submission. Separate notice and hearing will be scheduled for such objection.

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² All capitalized terms not defined herein shall have the meaning assigned to them in the Debtors' Second Amended Joint Chapter 11 Plan of Reorganization.

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WHEREFORE, the Trust respectfully requests that the Court enter the Order attached to the Motion (and hereto as <u>Exhibit 2</u> for the Court's convenience) without further hearing and grant such other and further relief as is just and proper.

Dated: September 18, 2009 Respectfully submitted,

WHITE & CASELLP

By: /s/ Sam J. Alberts
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Counsel to Sam J. Alberts, Trustee for The DCHC Liquidating Trust

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CERTIFICATE OF SERVICE

I certify that on September 18, 2009, a copy of the foregoing Submission of Unopposed Order Approving the DCHC Liquidating Trust's Motion Seeking Amendment of Order (Docket No. 3496) Concerning IRS W-9 Forms and Redistribution of Funds from Nonresponding Class 8 and Class 10 Creditors to Responding Class 8 and Class 10 Creditors was sent by First Class Mail to the parties listed below.

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/s/ Josh Hantman
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