

UNITED STATES BANKRUPTCY COURT  
DISTRICT OF NEW JERSEY

**FEE APPLICATION COVER SHEET**

Debtor: Florham Park Surgery Center, LLC Applicant: Rabinowitz, Lubetkin & Tully, LLC  
Case No.: 16-16964 (JKS) Client: Official Committee of Unsecured Creditors  
Chapter: 11 Case Filed: April 11, 2016

SECTION 1  
FEE SUMMARY

INTERIM FEE APPLICATION NO. 2 OR FINAL FEE APPLICATION 1

	<u>FEES</u>	<u>EXPENSES</u>
TOTAL PREVIOUS FEE REQUESTED:	\$ <u>38,924.00</u>	\$ <u>297.26</u>
TOTAL FEES ALLOWED TO DATE:	\$ <u>38,924.00</u>	\$ <u>297.26</u>
TOTAL RETAINER (IF APPLICABLE)	\$ <u>0</u>	\$ <u>0</u>
TOTAL HOLDBACK (IF APPLICABLE)	\$ <u>0</u>	\$ <u>0</u>
TOTAL RECEIVED BY APPLICANT	\$ <u>0</u>	\$ <u>0</u>

NAME OF PROFESSIONAL & TITLE	YEAR ADMITTED (OR YEARS OF PROFESSIONAL SERVICE)	HOURS	RATE	FEE
Jay L. Lubetkin , Partner	1982	43.30	\$495.00	\$21,433.50
Barry J. Roy, Partner	1996	0.10	\$325.00	\$32.50
John J. Harmon, Associate	2008	8.10	\$195.00	\$1,579.50
Larry K. Lesnik, Counsel	1974	23.40	\$500.00	\$11,700.00

FEE TOTAL:	<u>\$34,745.50</u>
DISBURSEMENTS TOTAL:	<u>\$223.04</u>
TOTAL FEE APPLICATION	<u>\$34,968.54</u>

SECTION II  
SUMMARY OF SERVICES

SERVICES RENDERED	HOURS	FEE
a) Asset Analysis and Recovery: Identification and review of potential assets including causes of action and non-litigation recoveries.		
b) Asset Disposition Sales, leases, abandonment and related transaction work		
c) Avoidance Action Litigation Preference and fraudulent transfer litigation.		
d) Business Operations Issues related to debtor operating in chapter 11 such as employee, vendor, tenant issues and other similar problems.		
e) Case Administration Coordination and compliance activities, including preparation of statement of financial affairs, schedules, list of contracts, United States Trustee interim statements and operating reports; contacts with the United States Trustee; general creditor inquiries	66.40	\$30,524.50
f) Claims Administration and Objections Specific claim inquiries; bar date motions; analyses, objections and allowance of claims.	.10	\$50.00
g) Employee Benefits/Pensions Review issues such as severance, retention, 401K coverage and continuance of pension plan		
h) Fee/Employment Applications Preparations of employment and fee applications for self or others; motions to Establish interim procedures.	.90	\$446.00
i) Fee/Employment Objections Review of an objections to the employment and fee applications of others.	.70	\$347.00
j) Financing Matters under 361, 363 and 364 including cash collateral and secured claims; loan document analysis.		
k) Litigation Other than Avoidance Action Litigation (there should be a separate category established for each major matter).		
l) Meetings of Creditors Preparing for and attending the conference of creditors, the 341(a) meeting and other creditors' committee meetings.		

m) Plan and Disclosure Statement Formulation, presentation and confirmation; compliance with the plan confirmation order, related orders and rules; disbursement and case closing activities, except those related to allowance and objections to allowance of claims.		
n) Relief from Stay Proceedings Matters relating to termination or continuation of automatic stay under 362.	1.40	\$700.00
o) Accounting/Auditing Activities related to maintaining and auditing books of account, preparation of financial statements and account analysis.		
p) Business Analysis Preparation and review of company business plan; development and review of strategies; preparation and review of cash flow forecasts and feasibility studies		
q) Corporate Finance Review financial aspects of potential mergers, acquisitions and disposition of company or subsidiaries.		
r) Data Analysis Management information systems review, installation and analysis, construction, maintenance and reporting of significant case financial data, lease rejection, claims, etc		
s) Litigation Consulting Providing consulting and expert witness services related to various bankruptcy matters such as insolvency, feasibility, avoiding actions; forensic accounting, etc		
t) Reconstruction Accounting Reconstructing books and records from past transactions and bringing accounting current.		
u) Tax Issues Analysis of tax issues and preparation of state and federal tax returns		
v) Valuation Appraise or review appraisals of assets.		
w) Travel Time	5.40	\$2,678.00
<b>SERVICES TOTAL:</b>	<b>74.90</b>	<b>\$34,745.50</b>

SECTION III  
SUMMARY OF DISBURSEMENTS

DISBURSEMENTS	AMOUNT
a) Filing Fees Payable to Clerk of Court.	
b) Computer Assisted Legal Research Westlaw, Lexis and a description of manner calculated.	
c) Pacer Fees Payable to the Pacer Service Center for search and/or print.	\$38.70
d) Fax Include per page fee charged.	
e) Case Specific Telephone/Conference Call Charges Exclusive of overhead charges.	\$13.67
f) In-house Reproduction Services Exclusive of overhead charges.	\$9.20
g) Outside Reproduction Services Including scanning services.	
h) Other Research Title searches, UCC searches, Asset searches, Accurint.	
i) Court Reporting Transcripts.	
j) Travel Mileage, tolls, airfare, parking	\$160.80
k) Courier & Express Carriers Overnight and personal delivery.	
l) Postage	\$0.67
m) Other (specify)	
DISBURSEMENTS TOTAL:	<b>\$223.04</b>

I certify under penalty of perjury that the foregoing is true and correct.

  
SIGNATURE OF APPLICANT

7/13/2017  
DATE

*rev. 10/1/15*

**RABINOWITZ, LUBETKIN & TULLY, L.L.C.**

293 Eisenhower Parkway, Suite 100

Livingston, New Jersey 07039

(973) 597-9100

Jay L. Lubetkin

*Counsel for Official Committee of Unsecured Creditors*

**UNITED STATES BANKRUPTCY COURT  
DISTRICT OF NEW JERSEY**

In re:

FLORHAM PARK SURGERY CENTER, LLC,

Debtor.

Case No. 16-16964

Chapter 11

Honorable John K. Sherwood

**SECOND INTERIM AND FINAL FEE APPLICATION FOR ALLOWANCE OF  
FEES AND EXPENSES TO RABINOWITZ, LUBETKIN & TULLY, LLC,  
COUNSEL TO THE OFFICIAL COMMITTEE OF UNSECURED CREDITORS**

TO: HONORABLE JOHN K. SHERWOOD  
UNITED STATES BANKRUPTCY JUDGE

The second interim and final Fee Application of Rabinowitz, Lubetkin & Tully, LLC, ("RLT"), counsel to the Official Committee of Unsecured Creditors (the "Committee"), respectfully shows unto the Court as follows:

1. Your Applicants are attorneys-at-law of the State of New Jersey duly admitted to practice before this Honorable Court.
2. On April 11, 2016, Florham Park Surgery Center, LLC, (the "Debtor") filed a Voluntary Petition for reorganization pursuant to the provisions of Chapter 11 of the United States Bankruptcy Code.
3. On May 13, 2016, the United States Trustee appointed a Creditors' Committee in the Debtor's bankruptcy case.

4. On May 24, 2016, the Court authorized the retention by the Committee of RLT as counsel to the Committee. A copy of such Order is annexed hereto as Exhibit "A."

5. On August 9, 2016, RLT filed its First Interim Fee Application for services performed for the benefit of the within estate from May 12, 2016 through August 9, 2016, requesting fees in the amount of \$38,924.00 and expenses in the amount of \$297.26.

6. On September 16, 2016, the Court entered an Order Granting Allowances for fees in the amount of \$38,924.00 and expenses in the amount of \$297.26, for a total allowance of \$39,221.26.

7. During the period of time governed by the within Fee Application, RLT performed such services as were requested of it by the Official Committee of Unsecured Creditors, (the "Committee") in order to help the Committee discharge its fiduciary duties to protect the best interests of creditors of the within bankruptcy estate.

8. In particular, the Committee reviewed the response of Wasserman Jurista and Stolz, prior counsel to the Debtor, to the Committee's limited objection to its fee application, and attended the Court hearing on such fee application.

9. RLT monitored the Debtor's motions to extend exclusivity and for an extension of the period of time within which to assume its unexpired lease of non-residential real estate, and attended the hearings on such matters.

10. RLT regularly communicated with the Committee regarding the status of the Debtor's operations, the status of the Debtor's payment of rent to its landlord, and other matters affecting the administration of the within bankruptcy estate and the prospect of confirmation of a plan of reorganization.

11. RLT reviewed the Debtor's monthly operating reports, provided such to the Committee, and importantly, scrutinized the status of the Debtor's post-petition loan obligations to Unify and the Debtor's accruing post-petition operating expenses.

12. RLT communicated with the Debtor's landlord regarding the landlord's willingness to negotiate a reduction in the cure obligation which would otherwise be due upon assumption of the lease, in order to improve the prospects of confirming a plan of reorganization.

13. RLT attended meetings with the Debtor, Debtor's counsel, and the Committee, with a view towards discussing the open issues in the case and the prospects of developing a plan of reorganization.

14. RLT attended the status conferences conducted by the Court and actively participated in those conferences.

15. When it became clear, in the opinion of the Committee, that the Debtor was dragging its feet with regard to proposing a plan of reorganization, the Committee communicated with Henry Bloom, a broker who concentrates in the ambulatory care industry on a nationwide basis, about the details of the Debtor's bankruptcy proceeding and the prospect of inducing a third-party purchaser to purchase the Debtor's assets.

16. Upon Florham Park Capital's selection of counsel, the Committee communicated with such counsel with a view towards preserving the Committee's right to challenge the allowed amount of Florham Park Capital's alleged secured claim, based upon the substantially reduced value of the collateral securing such claim.

17. Upon the replacement of Debtor's counsel by Doug McGill, Esq., the Committee met with Mr. McGill and regularly conferred with Mr. McGill with a view towards pressuring the Debtor to propose a plan of reorganization.

18. RLT participated in the negotiations leading up to the drafting of a Consent Order authorizing the use of Florham Park Capital's cash collateral as was requested by the Court, and reviewed such Order.

19. Upon the selection of counsel for Kishor Solanki, the Committee communicated with Mr. Solanki's counsel regarding the terms of a possible plan of reorganization.

20. RLT also communicated with Steve Ravin, Esq. regarding the prospect of a client of his making a new capital contribution in connection with a plan of reorganization for the Debtor, but ultimately, that avenue for reorganization proved unsuccessful.

21. Finally, RLT reviewed the Debtor's motion to approve a sale to its secured creditor in order to generate some nominal proceeds for the benefit of administrative professional fee creditors, and wrote to the Court regarding its concerns over the language of that order as originally proposed.

22. RLT also drafted the within Fee Application.

23. All of such services were necessary and of benefit to the within bankruptcy estate. Although the Committee was materially hampered in its role to protect the best interests of creditors associated with the anomalous situation of the Debtor being a debtor in possession, but being managed by a potential third-party purchaser who had not yet committed to an asset purchase agreement, RLT utilized its best efforts to protect the interests of creditors and to ensure that the Committee discharged its fiduciary duties in this difficult bankruptcy proceeding.

24. RLT shows that annexed hereto as Exhibit "B" is its in-house computer printout itemizing all services performed by members and associates of such firm from August 2, 2016 through July 10, 2017. As shown on such exhibit, RLT has devoted in excess of 74 hours to this matter during such period of time having a value of \$34,745.50.



25. RLT further shows that it has incurred additional out-of-pocket expenses in the amount of \$223.04.

26. Annexed hereto as Exhibit "C" is a Certification of Jay L. Lubetkin, Esq.

**WHEREFORE**, Rabinowitz, Lubetkin & Tully, LLC respectfully requests that an Order be entered herein granting that a second interim and final allowance in the amount of \$34,745.50 in fees for services rendered herein, together with reimbursement of its out-of-pocket expenses in the amount of \$223.04, for a total net award of \$34,968.54, and to determine that this award and the prior award to RLT constitute final allowances as determined by the Court.

**RABINOWITZ, LUBETKIN & TULLY, LLC**  
*Counsel to Official Committee of  
Unsecured Creditors*

By: \_\_\_\_\_

JAY L. LUBETKIN

DATED: July 13, 2017

# Exhibit A

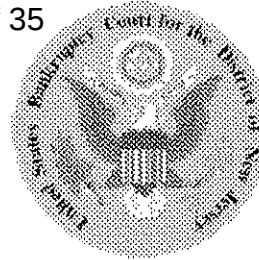
UNITED STATES BANKRUPTCY COURT  
DISTRICT OF NEW JERSEY

Caption in Compliance with D.N.J. LBR 9004-1(b)

RABINOWITZ, LUBETKIN & TULLY, LLC  
293 Eisenhower Parkway, Suite 100  
Livingston, NJ 07039  
(973) 597-9100  
Jay L. Lubetkin  
Proposed Counsel for Official Committee of  
Unsecured Creditors

In Re:

FLORHAM PARK SURGERY CENTER, LLC,  
  
Debtor.



Order Filed on May 24, 2016 by  
Clerk U.S. Bankruptcy Court  
District of New Jersey

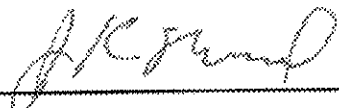
Case No.: 16-16964  
Chapter: 11  
Judge: John K. Sherwood

**ORDER AUTHORIZING RETENTION OF**

Rabinowitz, Lubetkin & Tully, LLC

The relief set forth on the following page is **ORDERED**.

DATED: May 24, 2016

  
\_\_\_\_\_  
Honorable John K. Sherwood  
United States Bankruptcy Court

Upon the applicant's request for authorization to retain Rabinowitz, Lubetkin & Tully, LLC  
as counsel to Committee of Unsecured Creditors, it is hereby ORDERED:

1. The applicant is authorized to retain the above party in the professional capacity noted.  
The professional's address is: 293 Eisenhower Parkway  
Suite 100  
Livingston, New Jersey 07039
2. Compensation will be paid in such amounts as may be allowed by the Court on proper application(s).
3. If the professional requested a waiver as noted below, it is ☐ Granted ☐ Denied.  
☐ Waiver, under D.N.J. LBR 2014-2(b), of the requirements of D.N.J. LBR 2016-1.  
☐ Waiver, under D.N.J. LBR 2014-3, of the requirements of D.N.J. LBR 2016-1 in a chapter 13 case. Payment to the professional may only be made after satisfactory completion of services.
4. The effective date of retention is the date the application was filed with the Court.

# Exhibit B

***Rabinowitz, Lubetkin & Tully, L.L.C.***

293 Eisenhower Parkway

Suite 100

Livingston, NJ 07039

Ph:(973) 597-9100

Fax:(973) 597-9119

Florham Park Surgery Center, LLC

July 13, 2017

**Attention:**

File #: 1306-001

Inv #: 8263

**RE:** Counsel to the Official Committee of Unsecured Creditors  
Case No. 16-16964 (JKS)

DATE	DESCRIPTION	HOURS	AMOUNT	LAWYER
Aug-02-16	Fee/Employment Objections - Review WJS response to fee application objection.	0.10	50.00	LKL
Aug-03-16	Case Administration - Confer with Larry K. Lesnik regarding meeting with D. McGill and prospects for reorganization.	0.10	49.50	JLL
	Case Administration - Confer with Jay L. Lubetkin regarding meeting with D. McGill and prospects for reorganization.	0.10	50.00	LKL
	Case Administration - Review bank stay relief motion and e-mail Committee with copy of same with comments.	0.30	150.00	LKL
Aug-04-16	Fee/Employment Objections- Draft letter to D. McGill with follow-up terms.	0.40	198.00	JLL
	Fee/Employment Objections- Telephone call to R. Gaydos to file letter regarding Wasserman Jurista & Stolz.	0.10	49.50	JLL
	Fee/Employment Objections- Review D. Stolz letter to Court regarding fee application.	0.10	49.50	JLL
	Case Administration- Draft letter to Committee regarding three orders.	0.10	49.50	JLL
Aug-05-16	Case Administration - Review orders	0.30	150.00	LKL

regarding WJS, exclusivity and lease extensions and forward same to Committee.

Aug-08-16	Case Administration- E-mail exchange with D. McGill regarding meeting.	0.20	99.00	JLL
	Case Administration- Draft letter to Committee regarding meeting.	0.10	49.50	JLL
Aug-09-16	Case Administration- E-mail to D. Stolz regarding status.	0.10	49.50	JLL
Aug-25-16	Case Administration - Review and forward stay relief order regarding Branch Bank.	0.10	50.00	LKL
Aug-26-16	Claims Administration and Objections - Review Division of Employer Accounts priority claim.	0.10	50.00	LKL
Aug-31-16	Case Administration - Review D. Stein e-mail regarding rent late.	0.10	49.50	JLL
Sep-01-16	Case Administration - E-mail exchange with D. Stein regarding failure to pay rent.	0.20	99.00	JLL
	Case Administration - Two telephone calls with D. Stein regarding Debtor's failure to pay rent.	0.20	99.00	JLL
	Case Administration - Draft letter to Committee regarding office conference on September 14.	0.20	99.00	JLL
	Case Administration - Confer with Larry K. Lesnik regarding 9/14 meeting with Debtor and counsel.	0.10	49.50	JLL
	Case Administration - Confer with Jay L. Lubetkin regarding 9/14 meeting with Debtor and counsel.	0.10	50.00	LKL
Sep-08-16	Case Administration- Review L. Lesnik e-mail to D. McGill regarding documents.	0.10	49.50	JLL
	Case Administration - Confer with Larry K. Lesnik regarding debtor documents needed for meeting, review docket and e-mail D. McGill regarding same.	0.10	49.50	JLL
	Case Administration - Confer with Jay L. Lubetkin regarding debtor documents needed	0.10	50.00	LKL

for meeting, review docket and e-mail D. McGill regarding same.

Sep-12-16	Case Administration- Telephone call from M. Reynolds regarding status.	0.30	148.50	JLL
	Case Administration- Telephone call to D. McGill regarding status and information requested.	0.10	49.50	JLL
	Case Administration- Review prior L. Lesnik letter.	0.10	49.50	JLL
	Case Administration- Write letter to Committee regarding status.	0.30	148.50	JLL
	Case Administration - Confer with Larry K. Lesnik regarding Debtor's refusal to produce documents for upcoming meeting.	0.10	49.50	JLL
	Case Administration - Confer with Jay L. Lubetkin regarding Debtor's refusal to produce documents for upcoming meeting.	0.10	50.00	LKL
	Case Administration - Review Jay L. Lubetkin e-mail to Committee regarding status of financial's and agenda for meeting.	0.10	50.00	LKL
Sep-13-16	Case Administration - Confer with Larry K. Lesnik regarding 9/14 meeting with Debtor and counsel.	0.10	49.50	JLL
	Case Administration - Confer with Jay L. Lubetkin regarding 9/14 meeting with Debtor and counsel.	0.10	50.00	LKL
	Case Administration - Review draft July MOR.	0.20	100.00	LKL
Sep-14-16	Case Administration - Telephone call from D. Stein regarding meeting.	0.20	99.00	JLL
	Case Administration - Telephone call from J. Coleman regarding David Stein meeting.	0.10	49.50	JLL
	Case Administration - Draft e-mail to D. Stein regarding meeting.	0.10	49.50	JLL
	Case Administration - Review docket, monthly operating reports and voluntary petition and claims regarding meeting.	0.70	346.50	JLL



	Travel to and from Morris Plains regarding meeting.	0.80	396.00	JLL
	Case Administration - Office conference with Committee, K. Solanki, Larry K. Lesnik and Debtor's counsel regarding status and plan issues.	2.10	1,039.50	JLL
	Case Administration - Draft e-mail to D. Stein regarding meeting results.	0.10	49.50	JLL
	Case Administration - Travel to and from Debtor's counsel's office for meeting.	0.50	250.00	LKL
	Case Administration - Attend meeting with Debtor, Debtor's counsel, Committee and Jay L. Lubetkin regarding open issues in case and proposed terms and structure of reorganization.	2.10	1,050.00	LKL
	Case Administration - Review patient ombudsman's report.	0.10	50.00	LKL
Sep-15-16	Case Administration - Telephone call from D. Stein regarding status and results of meeting.	0.20	99.00	JLL
	Case Administration - Draft letter to D. McGill regarding fee order.	0.20	99.00	JLL
Sep-20-16	Travel to and from Newark for status conference.	1.20	594.00	JLL
	Case Administration - Attend status conference.	0.70	346.50	JLL
	Case Administration - Draft letter to Committee regarding status conference.	0.40	198.00	JLL
	Case Administration - Review W. Martin notice of appearance.	0.10	50.00	LKL
	Case Administration - Review filed July MOR.	0.10	50.00	LKL
Sep-30-16	Case Administration - Review listing of post-petition payables.	0.20	99.00	JLL
	Case Administration - Draft letter to Committee regarding post-petition payables.	0.20	99.00	JLL
	Case Administration - Review August monthly operating report.	0.20	99.00	JLL

	Case Administration - Draft letter to Committee regarding August monthly operating report.	0.10	49.50	JLL
	Case Administration - Telephone call to D. McGill regarding status.	0.20	99.00	JLL
	Case Administration - Review addendum to July monthly operating report.	0.10	50.00	LKL
	Case Administration - Review August monthly operating report and forward to Committee.	0.20	100.00	LKL
Oct-04-16	Case Administration - Draft letter regarding conference call.	0.20	99.00	JLL
	Case Administration - E-mail exchange with K. DeGraw regarding conference call.	0.20	99.00	JLL
	Case Administration - Draft e-mail regarding conference call.	0.10	49.50	JLL
Oct-07-16	Case Administration - Conference call with Committee regarding case status.	0.50	247.50	JLL
	Case Administration - Review file in preparation for conference call.	0.30	148.50	JLL
Oct-10-16	Case Administration - Draft letter to D. McGill regarding status.	0.40	198.00	JLL
	Case Administration - Draft letter to W. Martin regarding cash collateral.	0.30	148.50	JLL
	Case Administration - Draft letter to H. Bloom regarding status.	0.20	99.00	JLL
Oct-11-16	Case Administration - Draft letters to D. McGill, H. Bloom and W. Martin regarding case status.	0.60	297.00	JLL
Oct-13-16	Case Administration - E-mails with I. Fischman regarding status of plan and communications to unsecured creditors.	0.20	100.00	LKL
Oct-14-16	Case Administration - Telephone call to H. Bloom regarding status.	0.40	198.00	JLL
Oct-19-16	Case Administration - Review D. McGill e-mail regarding cash collateral order.	0.10	49.50	JLL

Oct-20-16	Case Administration - Telephone call to D. McGill regarding cash collateral process objections.	0.10	49.50	JLL
	Case Administration - Review cash collateral order.	0.50	247.50	JLL
	Case Administration - Draft letter to Committee regarding cash collateral order comments.	0.60	297.00	JLL
	Case Administration - Telephone call to D. McGill regarding cash collateral order comments.	0.40	198.00	JLL
Oct-25-16	Case Administration - Review proposed cash collateral order.	0.50	247.50	JLL
	Case Administration - Telephone call to D. McGill regarding cash collateral order.	0.40	198.00	JLL
Oct-28-16	Case Administration - E-mail from D. McGill with post consent order extending time to assume or reject operating lease, e-mail to Committee regarding same and review filed application in support of entry thereof.	0.30	150.00	LKL
Oct-30-16	Case Administrations - E-mails from Committee and to D. McGill with Committee's position regarding proposed consent order.	0.20	100.00	LKL
Oct-31-16	Case Administration - Review cash collateral order.	0.50	247.50	JLL
	Case Administration - Draft letter to W. Martin and R. Parisi regarding cash collateral order.	0.20	99.00	JLL
	Case Administration - Review R. Parisi e-mail regarding cash collateral changes okay.	0.10	49.50	JLL
	Case Administration - Office conference with Larry K. Lesnik regarding meeting with Committee.	0.20	99.00	JLL
	Case Administration - Telephone call from D. Stolz regarding meeting with Committee.	0.10	49.50	JLL
	Case Administration - Confer with Larry K. Lesnik regarding basis for possible subordination of secured debt.	0.20	99.00	JLL

	Case Administration - Confer with Jay L. Lubetkin regarding basis for possible subordination of secured debt.	0.20	100.00	LKL
	Case Administration - E-mail to D. McGill regarding scheduling meeting with Debtor and Committee.	0.10	50.00	LKL
	Case Administration - Office conference with Jay L. Lubetkin regarding meeting with Committee.	0.20	100.00	LKL
Nov-01-16	Case Administration - E-mail exchange with D. McGill regarding cash collateral order.	0.20	99.00	JLL
Nov-07-16	Case Administration - Review entered orders regarding assumption of lease and forward to Committee.	0.10	50.00	LKL
Nov-08-16	Case Administration - Follow-up e-mail to D. McGill regarding meeting with Debtor and Committee.	0.10	50.00	LKL
	Case Administration - Phone call with D. McGill and e-mail to Jay L. Lubetkin regarding status of meeting and current issues in case.	0.20	100.00	LKL
	Case Administration - E-mail to Committee with update provided by D. McGill.	0.20	100.00	LKL
Nov-09-16	Case Administration - Review D. Stein e-mail regarding status.	0.10	49.50	JLL
	Case Administration - E-mail exchange with Larry K. Lesnik regarding D. Stein e-mail and follow-up.	0.10	49.50	JLL
	Case Administration - E-mails from D. Stein and Jay L. Lubetkin regarding follow-up with T. Friedman.	0.10	50.00	LKL
Nov-14-16	Case Administration- Telephone call from D. McGill regarding status.	0.50	247.50	JLL
	Case Administration - Phone call with T. Friedman and e-mail Jay L. Lubetkin and D. Stein regarding status of letter of intent.	0.20	100.00	LKL
	Case Administration - Review Unify offer to secured creditor.	0.20	100.00	LKL

Nov-15-16	Case Administration - File review in preparation for hearing.	0.60	297.00	JLL
	Travel to and from Newark for hearing.	1.20	594.00	JLL
	Case Administration - Attend status conference.	1.10	544.50	JLL
	Case Administration - Office conference with W. Martin, D. McGill, R. Parisi and T. Friedman regarding case status.	0.50	247.50	JLL
	Case Administration - E-mails with Jay L. Lubetkin and to Committee with copy of Unified offer.	0.20	100.00	LKL
	Case Administration - Telephone call with Jay L. Lubetkin regarding cash collateral order and other issues addressed at status conference.	0.20	100.00	LKL
Nov-16-16	Case Administration - Office conference with D. Stein regarding case status.	0.10	49.50	JLL
Nov-17-16	Case Administration - Draft letter to W. Martin and R. Parisi regarding meeting.	0.40	198.00	JLL
	Case Administration - Draft letter to D. McGill regarding information request.	0.20	99.00	JLL
	Case Administration - Review Jay L Lubetkin e-mails to Committee.	0.10	50.00	LKL
Nov-22-16	Case Administration - Telephone call from D. Stein regarding status.	0.10	49.50	JLL
	Case Administration - Telephone call to D. Stein regarding status.	0.10	49.50	JLL
Nov-28-16	Case Administration - Confer with Larry K. Lesnik regarding status of meeting with W. Martin and information from D. McGill.	0.10	49.50	JLL
	Case Administration - Confer with Jay L. Lubetkin regarding status of meeting with W. Martin and information from D. McGill.	0.10	50.00	LKL
	Case Administration - Follow-up e-mail to D. McGill regarding exclusivity.	0.10	50.00	LKL
Nov-29-16	Case Administration - E-mail from D. McGill regarding timing of exclusivity termination.	0.10	50.00	LKL

Dec-02-16	Case Administration - Review proof of claim filed by State of New Jersey	0.10	50.00	LKL
Dec-06-16	Case Administration - E-mail exchanges regarding December 15 meeting.	0.20	99.00	JLL
	Case Administration - Review New Jersey request for payment of administrative claim.	0.10	50.00	LKL
Dec-07-16	Case Administration - Review e-mails regarding meeting with Dr. Biak and K. Solanski.	0.20	99.00	JLL
Dec-08-16	Case Administration - Draft e-mail to Committee regarding possible meeting.	0.20	99.00	JLL
	Case Administration - Review W. Martin, D. McGill and T. Friedman e-mails regarding possible meeting.	0.10	49.50	JLL
	Case Administration - Draft second e-mail to Committee regarding meeting scheduled.	0.10	49.50	JLL
	Case Administration - Telephone call from D. McGill and T. Friedman regarding status.	0.30	148.50	JLL
Dec-09-16	Case Administration - Review September monthly operating report and forward to Committee.	0.30	150.00	LKL
Dec-12-16	Case Administration - Review file in preparation for office conference.	0.50	247.50	JLL
	Travel to and from Morristown regarding office conference.	1.20	594.00	JLL
	Case Administration - Office conference with W. Martin, Dr. Biak, T. Friedman, K. DeGraw, D. McGill and M. Reynolds regarding plan issues.	2.00	990.00	JLL
Dec-14-16	Case Administration - Review and execute letter to Committee regarding meeting.	0.20	99.00	JLL
	Case Administration - Review Jay L. Lubetkin letter to Committee regarding status of reorganization and meeting with Debtor and other interested parties.	0.20	100.00	LKL
Dec-21-16	Case Administration - Review Jay L. Lubetkin	0.10	50.00	LKL

	letter to D. Stein requesting partial waiver of landlord's cure amount.			
Jan-06-17	Case Administration - E-mail exchange with D. Stein regarding status.	0.20	99.00	JLL
	Case Administration - Telephone call from D. Stein regarding status.	0.10	49.50	JLL
	Case Administration-E-mails with I. Fischman regarding status of case and expiration of exclusivity.	0.20	100.00	LKL
Jan-24-17	Case Administration - Draft letter to W. Martin and T. Friedman regarding status.	0.30	148.50	JLL
Jan-25-17	Case Administration- Draft letter to W. Martin and T. Friedman regarding plan negotiations.	0.40	198.00	JLL
Jan-26-17	Case Administration - Review Jay L. Lubetkin letter to W. Martin and T. Friedman regarding status of reorganization.	0.10	50.00	LKL
Jan-27-17	Case Administration - Review 3 monthly operating reports filed by Debtor.	0.40	198.00	JLL
	Case Administration - Draft letter to Committee regarding monthly operating reports.	0.20	99.00	JLL
	Case Administration - Review R. Parisi letter to Debtor regarding cash collateral.	0.10	49.50	JLL
	Case Administration - Review monthly operating reports.	0.30	148.50	JLL
	Case Administration - Review April, November and December operating reports and forward to Committee with comments.	0.40	200.00	LKL
Jan-30-17	Case Administration - Review Debtor/secured creditor e-mails regarding cash collateral.	0.20	99.00	JLL
Feb-02-17	Case Administration - Review notice of status conference.	0.10	50.00	LKL
Feb-06-17	Case Administration - Telephone call from D. McGill regarding status.	0.30	148.50	JLL
	Case Administration - Review pleadings regarding lease extension of time.	0.20	99.00	JLL

	Case Administration - Confer with Larry K. Lesnik regarding latest developments.	0.10	49.50	JLL
	Case Administration - Confer with Jay L. Lubetkin regarding latest developments.	0.10	50.00	LKL
	Case Administration - Review Debtor's application regarding operating lease.	0.10	50.00	LKL
	Case Administration - E-mail same to Committee with comments.	0.10	50.00	LKL
Feb-07-17	Case Administration - Review T. Friedman notice of appearance for Unify.	0.10	50.00	LKL
Feb-14-17	Relief from Stay - Review stay relief motion regarding Torchiano.	0.20	100.00	LKL
	Relief from Stay - E-mail stay relief motion to Committee with comments.	0.10	50.00	LKL
Feb-16-17	Case Administration - Review entered order regarding lease assumption.	0.20	100.00	LKL
	Case Administration - E-mail entered order to Committee.	0.10	50.00	LKL
Feb-24-17	Case Administration - Review Chambers - Florham Park Capital e-mails regarding cash collateral order.	0.20	99.00	JLL
Feb-26-17	Case Administration - E-mails with D. McGill regarding status of Debtor's plan.	0.10	50.00	LKL
Feb-27-17	Case Administration - E-mail exchange with Larry K. Lesnik regarding hearing.	0.10	49.50	JLL
Feb-28-17	Case Administration - Review voluntary petition, monthly operating reports regarding value of Florham Park Capital's secured claim.	0.60	297.00	JLL
	Case Administration - Draft letter to R. Parisi regarding claim amount challenge.	0.30	148.50	JLL
	Case Administration - Review file regarding cash collateral order and UCC-1.	0.40	198.00	JLL
	Case Administration - Draft letter to Committee regarding claim amount challenge.	0.30	148.50	JLL



	Case Administration - Draft e-mail to Larry K. Lesnik regarding status conference.	0.10	49.50	JLL
	Case Administration - Office conference with Larry K. Lesnik regarding status conference results.	0.20	99.00	JLL
	Travel to and from Newark.	1.00	500.00	LKL
	Case Administration - E-mail from Jay L. Lubetkin regarding committee position regarding contents of plan.	0.10	50.00	LKL
	Case Administration - Confer with counsel to other parties regarding status of case and contents of plan.	0.20	100.00	LKL
	Case Administration - Attend status conference.	0.80	400.00	LKL
	Case Administration - Confer with Jay L. Lubetkin regarding same.	0.20	100.00	LKL
	Case Administration - E-mail to Committee regarding outcome of status conference.	0.20	100.00	LKL
	Case Administration - Review Jay L. Lubetkin letter to counsel to Florham Park Capital.	0.10	50.00	LKL
Mar-01-17	Case Administration - Telephone call to D. McGill regarding status and plan issues.	0.50	247.50	JLL
	Case Administration - Review A. Atkins e-mail regarding appraisal.	0.10	49.50	JLL
	Case Administration - Draft letter to Committee regarding appraisal and proofs on value of license.	0.20	99.00	JLL
	Case Administration - Internet research on ambulatory care license and related requirements.	0.60	297.00	JLL
	Case Administration - Draft Rule 2004 subpoenas to K. Solanki and Debtor.	0.50	247.50	JLL
	Case Administration - Review Jay L., Lubetkin e-mails regarding possible retention of appraiser and need to value Debtor's license.	0.20	100.00	LKL
Mar-02-17	Case Administration - E-mails with I.	0.10	50.00	LKL

Fischman regarding status of case and deadline for plan.

Mar-07-17	Case Administration - Telephone call from S. Ravin regarding Joel Seiden involvement.	0.50	247.50	JLL
	Case Administration - Office conference with Larry K. Lesnik regarding telephone call from S. Ravin.	0.20	99.00	JLL
	Case Administration - Confer with Jay L. Lubetkin regarding possible interest of third party in Debtor's assets.	0.10	50.00	LKL
Mar-09-17	Case Administration - Review application and consent order extending operating lease.	0.10	50.00	LKL
	Case Administration - E-mail Committee regarding same.	0.10	50.00	LKL
Mar-16-17	Case Administration - Telephone call from S. Ravin regarding status.	0.20	99.00	JLL
Mar-29-17	Case Administration - Review notice of next status conference.	0.10	50.00	LKL
	Case Administration - E-mail to Committee regarding next status conference.	0.10	50.00	LKL
Apr-10-17	Case Administration - Review pleadings regarding extension to assume or reject operating lease.	0.10	50.00	LKL
	Case Administration - E-mail to Committee regarding extension to assume or reject operating lease.	0.10	50.00	LKL
Apr-17-17	Case Administration - office conference with John J. Harmon regarding status conference preparation.	0.20	99.00	JLL
	Case Administration - office conference with Larry Lesnik regarding covering status conference	0.20	39.00	JJH
	Case Administration - office conference with Jay L. Lubetkin regarding status conference preparation.	0.20	39.00	JJH
	Case Administration - reviewing monthly operating reports regarding reconciliation	0.70	136.50	JJH

of transfers between debtor and Unify Surgery Center

	Case Administration - Confer with John J. Harmon regarding status of case for his appearance at status conference.	0.20	100.00	LKL
Apr-18-17	Case Administration - Telephone call from S. Ravin regarding status.	0.20	99.00	JLL
	Case Administration - John J. Harmon report (oral) on status conference.	0.20	99.00	JLL
	Case Administration - Review John J. Harmon letter to Committee regarding status conference.	0.10	49.50	JLL
	Case Administration - travel to and attend status conference	2.90	565.50	JJH
	Case Administration - office conference with Jay L. Lubetkin regarding results of status conference	0.20	39.00	JJH
	Case Administration - letter to committee providing update on results of status conference	0.60	117.00	JJH
	Case Administration - Confer with Larry K. Lesnik regarding outcome of status conference.	0.10	19.50	JJH
	Case Administration - Review January and February monthly operating reports.	0.20	100.00	LKL
	Case Administration - E-mail January and February monthly operating reports to Committee.	0.10	50.00	LKL
	Case Administration - Confer with John J. Harmon regarding outcome of status conference.	0.10	50.00	LKL
Apr-24-17	Case Administration - E-mails with I. Fischman regarding status of case and plan.	0.10	50.00	LKL
	Case Administration - E-mail to Committee with revised Order regarding extension to assume or reject operating lease.	0.10	50.00	LKL
May-04-17	Case Administration - Review OST pleadings.	0.30	148.50	JLL

	Relief from Stay - Review creditor motion for stay relief and application for OST.	0.20	100.00	LKL
	Relief from Stay - Review entered OST regarding stay relief motion.	0.10	50.00	LKL
May-08-17	Relief from Stay - Confer with Jay L. Lubetkin regarding stay relief motion and Committee response.	0.10	50.00	LKL
	Relief from Stay - Phone call with M. Diego regarding lift stay motion and status of insurance.	0.20	100.00	LKL
	Relief from Stay - Review secured creditor motion for stay relief.	0.30	150.00	LKL
	Relief from Stay - Forward motion pleadings to Committee with comments.	0.10	50.00	LKL
	Case Administration - Phone call with D. McGill regarding status of plan and response to pending motions.	0.20	100.00	LKL
	Case Administration - E-mail to Jay L. Lubetkin regarding D. McGill comments.	0.10	50.00	LKL
	Case Administration - E-mail Committee regarding status of case and plan.	0.10	50.00	LKL
May-09-17	Case Administration - E-mail exchange with D. Stein regarding status.	0.20	99.00	JLL
	Case Administration - E-mail exchange with Larry K. Lesnik regarding response to stay relief.	0.20	99.00	JLL
	Case Administration - Draft e-mail to W. Martin regarding trustee?	0.10	49.50	JLL
	Case Administration - E-mail exchange with Jay L. Lubetkin regarding response to stay relief.	0.20	100.00	LKL
May-10-17	Relief from Stay - Confer with Jay L. Lubetkin regarding possible objection to secured creditor motion for stay relief.	0.10	50.00	LKL
May-11-17	Case Administration - Legal research regarding appointment of Chapter 11 trustee.	1.60	800.00	LKL

	Case Administration - Review prior pleadings regarding Debtor's conduct to support breach of fiduciary argument.	0.40	200.00	LKL
	Case Administration - Outline grounds for cross-motion to appoint Chapter 11 trustee.	0.30	150.00	LKL
May-12-17	Case Administration - Correspondence from Court regarding RLT fee award.	0.10	32.50	BJR
May-15-17	Case Administration - Office conference with W. Martin regarding deal with Seiden off.	0.10	49.50	JLL
	Case Administration - Phone call with D. McGill and confer with Jay L. Lubetkin regarding Committee options.	0.20	100.00	LKL
May-17-17	Case Administration - E-mail to Committee regarding Committee's position regarding secured creditor stay relief motion.	0.20	100.00	LKL
May-22-17	Case Administration - Review and forward Landlord motion for stay relief.	0.20	100.00	LKL
May-24-17	Case Administration - Review D. McGill sale pleadings.	0.50	247.50	JLL
	Case Administration - Office conference with Larry K. Lesnik regarding D. McGill sale pleadings.	0.20	99.00	JLL
	Case Administration - Confer with Larry K. Lesnik regarding contents.	0.10	49.50	JLL
	Case Administration - Review Debtor's 363 motion and purchase agreement.	0.40	200.00	LKL
	Case Administration - Confer with Jay L. Lubetkin regarding contents.	0.10	50.00	LKL
	Case Administration - E-mail D. McGill regarding service of 363 motion.	0.10	50.00	LKL
	Case Administration - E-mail Committee regarding filing of 363 motion and affect on case.	0.10	50.00	LKL
	Case Administration - Phone call with D. McGill regarding proofs of sale hearing and marketing of assets.	0.20	100.00	LKL

	Case Administration - Office conference with Jay L. Lubetkin regarding D. McGill sale pleadings.	0.20	100.00	LKL
May-25-17	Case Administration - Telephone call from M. Hausman regarding sale hearing.	0.10	49.50	JLL
	Case Administration - Telephone call to M. Hausman regarding sale hearing.	0.30	148.50	JLL
May-26-17	Case Administration - Review Court e-mail regarding all matters adjourned.	0.10	49.50	JLL
	Case Administration - Transmit to Larry K. Lesnik prior research regarding gifting.	0.10	49.50	JLL
	Case Administration - Review landlord objection to sale.	0.10	50.00	LKL
	Case Administration - Review notice of adjournment of 5/30 calendar.	0.10	50.00	LKL
May-30-17	Case Administration - E-mail Committee regarding adjournment of 5/30 calendar.	0.10	50.00	LKL
	Case Administration - E-mail D. McGill regarding ability of secured creditor to designate recipients of carve out.	0.10	50.00	LKL
Jun-07-17	Case Administration - Review U.S. Trustee's objection to sale.	0.40	198.00	JLL
	Case Administration - Review U.S. Trustee objection to 363 sale.	0.20	100.00	LKL
	Case Administration - E-mail D. McGill regarding Debtor's response.	0.10	50.00	LKL
Jun-08-17	Case Administration - E-mail Committee regarding U.S. Trustee objection to sale and for Committee position.	0.20	100.00	LKL
	Case Administration - Review Committee's replies.	0.10	50.00	LKL
Jun-12-17	Case Administration - Review e-mails to Larry K. Lesnik regarding adjournment of hearing.	0.10	49.50	JLL
	Case Administration - E-mails with D. McGill regarding Committee support for 363 sale motion.	0.10	50.00	LKL

	Case Administration - E-mail from R. Parisi regarding adjournment of 6/13 calendar.	0.10	50.00	LKL
Jun-14-17	Case Administration - office conference with Larry Lesnik regarding appearance at hearing on and committee support for 363 sale	0.20	39.00	JJH
	Case Administration - Confer with John J. Harmon regarding pending motions scheduled to be heard on June 20.	0.20	100.00	LKL
Jun-15-17	Case Administration - Review ombudsman's report.	0.10	50.00	LKL
Jun-19-17	Case Administration - Review e-mails regarding change in hearing time.	0.10	49.50	JLL
	Fee/Employment Applications - Review ombudsman's fee application.	0.10	50.00	LKL
Jun-20-17	Case Administration - office conference with Larry K. Lesnik regarding outcome of hearing on sale motion	0.10	49.50	JLL
	Case Administration - travel to and attend hearing on sale motion	2.90	565.50	JJH
	Case Administration - office conference with Jay L. Lubetkin regarding outcome of hearing on sale motion	0.10	19.50	JJH
Jun-21-17	Case Administration - Review docket entries regarding 6/20 hearings and next status conference.	0.10	50.00	LKL
Jun-23-17	Case Administration - Review e-mails regarding conference call.	0.10	49.50	JLL
Jun-29-17	Case Administration - Review APA and proposed sale order.	0.50	247.50	JLL
	Case Administration - Telephone call to D. McGill regarding APA and order.	0.10	49.50	JLL
	Case Administration - Confer with Larry K. Lesnik regarding status of 363 order.	0.10	49.50	JLL
	Case Administration - Confer with Jay L. Lubetkin regarding status of 363 order.	0.10	50.00	LKL

	Case Administration - E-mail and voicemail to D. McGill regarding status of 363 order.	0.10	50.00	LKL
	Case Administration - E-mail from D. McGill with revised APA and sale order.	0.10	50.00	LKL
	Case Administration - E-mail to D. McGill requesting Exhibit A to APA.	0.10	50.00	LKL
Jun-30-17	Case Administration - Telephone call with D. McGill regarding problems with submission to Court.	0.50	247.50	JLL
	Case Administration - Draft letter to Judge Sherwood regarding problems with proposed order.	0.60	297.00	JLL
	Case Administration - D. McGill e-mail with Exhibit A to contract.	0.10	50.00	LKL
	Case Administration - Review Jay L. Lubetkin letter to Court with Committee position regarding sale order.	0.10	50.00	LKL
Jul-06-17	Case Administration - Review D. Stolz and D. McGill e-mails regarding fee issues.	0.20	99.00	JLL
Jul-10-17	Case Administration - Review time charges regarding Fee App.	0.60	297.00	JLL
	Fee/Employment Applications - Draft fee application.	0.80	396.00	JLL
	Case Administration - Review 363 and 365 orders per 6/20 hearing.	0.20	100.00	LKL
	Case Administration - E-mail entered orders to committee members.	0.10	50.00	LKL
	Totals	74.90	\$34,745.50	



# Exhibit C

**RABINOWITZ, LUBETKIN & TULLY, L.L.C.**

293 Eisenhower Parkway, Suite 100

Livingston, New Jersey 07039

(973) 597-9100

Jay L. Lubetkin

*Counsel for Official Committee of Unsecured Creditors*

**UNITED STATES BANKRUPTCY COURT  
DISTRICT OF NEW JERSEY**

In re:

FLORHAM PARK SURGERY CENTER, LLC,

Debtor.

Case No. 16-16964

Chapter 11

Honorable John K. Sherwood

**CERTIFICATION OF ATTORNEY**

**JAY L. LUBETKIN**, of full age, hereby certifies as follows:

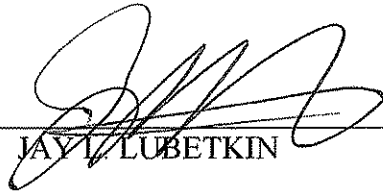
1. I am a member of the firm of Rabinowitz, Lubetkin & Tully, LLC, counsel to the Official Committee of Unsecured Creditors herein, and submit this Certification in connection with the application of such firm for a second interim and final allowance for services rendered to the Office Committee of Unsecured Creditors.

2. In accordance with Title 18 U.S.C. § 155 and the Rules of this Court, neither I nor any member or associate of this firm has entered into any agreement, written or oral, express or implied, with the Debtor, trustee, creditors or any other party in interest, or any attorney of such person, for the purpose of fixing the amount of any of the fees or other compensation to be allowed out of or paid from the assets of the Debtor.

3. In accordance with Section 504 of the Bankruptcy Code, no agreement or understanding exists between me, my firm or any member or associate thereof, on the one hand, and any other person, on the other hand, for the division of such compensation as my firm may

receive from the Court herein, nor will any division of fees prohibited by Section 504 of the Bankruptcy Code be made by me, or any partner or associate of this firm.

I certify that the foregoing statements made by me are true. I am aware that if any statements are willfully false, I am subject to punishment.

  
A handwritten signature in black ink, appearing to read "JAY L. LUBETKIN", is written over a horizontal line. The signature is stylized and cursive.

DATED: July 11, 2017