

IN THE UNITED STATES BANKRUPTCY
COURT FOR THE NORTHERN DISTRICT OF
GEORGIA ROME DIVISION

IN RE: HUTCHESON MEDICAL CENTER, INC. and HUTCHESON MEDICAL DIVISION, INC., Debtors.)))))))	CHAPTER 11 Jointly Administered Under CASE NO. 14-42863-pwb
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**REQUEST FOR ALLOWANCE AND PAYMENT OF
ADMINISTRATIVE EXPENSE CLAIM PURSUANT TO 11 U.S.C. § 503**

COMES NOW the claimant identified below and hereby requests the allowance of an administrative expense claim pursuant to Section 503 of the Bankruptcy Code, arising from November 20, 2014 through November 20, 2015, showing the following:

CLAIMANT'S NAME AND ADDRESS:

Life Insurance Company of North America
 c/o Mary Jo Shertick, Cigna Legal
 900 Cottage Grove Road, B6LPA
 Bloomfield, CT 06002
 Email: maryjo.shertick@cigna.com

Amount of 11 U.S.C. § 503 Administrative Expense **\$ 36,699.52**


1. The undersigned holds an administrative expense claim pursuant to 11 U.S.C. § 503 in the amount identified above against the following Debtor identified in these bankruptcy cases:

- Hutcheson Medical Center, Inc.
- Hutcheson Medical Division, Inc.

2. The consideration for this debt (or ground for this liability owed by the Debtor is as follows:
See Attached.

3. The administrative expense is entitled to administrative priority under 11 U.S.C. § 503(b) and 11 U.S.C. § 507(a)(2) because:
See Attached.

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BMC GROUP

Hutcheson Med POC

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4. A copy of the writing (invoice, purchase order, lease agreement, etc.) on which the administrative expense is founded, if any, is attached hereto or cannot be attached for the reason set forth in the statement attached hereto. See Attached.

5. The amount of all payments on the administrative expense have been credited and deducted for the purpose of making this request.

6. The undersigned is aware that under 18 U.S.C. §§ 152 and 3571, the penalty for presenting a fraudulent claim in a bankruptcy case includes a fine of up to \$500,000 or imprisonment for up to five years, or both.

WHEREFORE, the undersigned requests that the Court allow the administrative expense or expenses requested herein, to be paid in accordance with the priorities set forth in the Bankruptcy Code and based upon availability of funds.

Dated: 3/2/2016

Theresa Marie Merget

Name of Claimant: _____

Signed: Theresa M. Merget

By (if appropriate): _____

Operations Manager

As Its (if appropriate): _____

INSTRUCTIONS:

Mail the completed form by March 7, 2016, to the Clerk, United States Bankruptcy Court, Northern District of Georgia, Room 339, 600 East First Street, Rome, Georgia 30161, with a copy served on Trustee's Claims Agent: (i) if by overnight or hand delivery: BMC Group, Attn: Hutcheson Medical Center, Inc. Claims Processing, 300 Continental Blvd., #570, EtSegundo, CA 90245; (ii) if by first class mail: BMC Group, Attn: Hutcheson Medical Center, Inc. Claims Processing, PO. Box 90100, Los Angeles, CA 90009.

**ATTACHMENT TO REQUEST FOR ALLOWANCE AND PAYMENT OF
ADMINISTRATIVE EXPENSE CLAIM PURSUANT TO 11 U.S.C. §503
OF LIFE INSURANCE COMPANY OF NORTH AMERICA**

1. Pursuant to certain policies for Long Term Disability and Short Term Disability, including all renewals, supplements, amendments and riders thereto (collectively, the "Policies")¹, Life Insurance Company of North America ("LINA") provided insurance services for Debtor Hutcheson Medical Center, Inc.'s ("Debtor") voluntary employee benefit plan providing disability coverages to its eligible employees, upon the terms and conditions set forth in the Policies.

2. On or about November 20, 2014 ("Petition Date"), Debtor filed its voluntary petition under chapter 11 of title 11 of the United States Code.

3. Debtor failed to pay all amounts due under the Policies for insurance services provided to Debtor and its estate on and after the Petition Date. These services were actual and necessary, and provided a benefit to the Debtor's estate. As of March 1, 2016, \$36,699.52 was due and owing under the Policies, subject to reconciliation and adjustment ("Administrative Claim"). The Administrative Claim is entitled to administrative priority status and treatment under 11 U.S.C. § 507(a)(2).

4. To the extent that the Administrative Claim, or any part thereof, is disallowed as an administrative priority claim, LINA hereby expressly asserts such portion of the Administrative Claim, in the alternative, as a priority claim under 11 U.S.C. § 507(a)(5) and/or an unsecured non-priority claim.

5. To the best of LINA's knowledge, its Administrative Claim is not subject to any setoff or counterclaim.

6. LINA expressly reserves all rights and remedies that it has or may have against Debtor or any other person or persons liable for all or part of the indebtedness claimed herein. This proof of claim is filed to protect LINA from forfeiture of its Administrative Claim. The filing of this proof of claim is not: (a) a waiver or release of LINA's rights or remedies against any person, entity or property; (b) an election of a remedy; or (c) a waiver of the right to assert a different or enhanced classification or priority in respect of the Administrative Claim asserted herein.

7. LINA expressly reserves its right to amend or supplement this proof of claim or to file additional proofs of claim.

¹Copies of the Policies are voluminous and available to the Debtor upon request.

CERTIFICATE OF SERVICE

I, the undersigned, hereby certify that on the 3rd day of March, 2016, a copy of the **Request for Allowance and Payment of Administrative Expense Claim Pursuant to 11 U.S.C. § 503** was served as indicated upon the following parties.

BY FIRST CLASS MAIL

J. Robert Williamson, Esq.
J. Hayden Kepner, Jr., Esq.
Scroggins & Williamson, P.C.
One Riverside, Suite 450
4401 Northside Parkway
Atlanta, GA 30327

Martin P. Ochs, Esq.
Office of the United States Trustee
362 Richard Russell Building
75 Ted Turner Drive, SW
Atlanta, GA 30303

David B. Kurzweil, Esq.
Greenberg Traurig, LLP
Terminus 200 – Suite 2500
3333 Piedmont Road, NE
Atlanta, GA 30305

David E. Lemke, Esq.
Waller Lansden Dortch & Davis
511 Union Street, Suite 2700
Nashville, TN 37219

BY FEDERAL EXPRESS

BMC Group
Attn: Hutcheson Medical Center, Inc.
Claims Processing
300 Continental Blvd., #570
El Segundo, CA 90245



Jeffrey C. Wisler (#2795)

Court docketed claim follows this page.

IN THE UNITED STATES BANKRUPTCY COURT FOR THE NORTHERN DISTRICT OF GEORGIA ROME DIVISION

IN RE:) CHAPTER 11
)
HUTCHESON MEDICAL CENTER, INC.) Jointly Administered Under
and HUTCHESON MEDICAL DIVISION,) CASE NO.14-42863-pwb
INC.,)
)
Debtors.)

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c/o Mary Jo Shertick, Cigna Legal
900 Cottage Grove Road, B6LPA
Bloomfield, CT 06002
Email: maryjo.shertick@cigna.com

Amount of 11 U.S.C. § 503 Administrative Expense \$ 16,699.52

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O Hutcheson Medical Division, Inc.

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3/2

sa Marie Merget

Signed: Theresa M M

erations Manager

INSTRUCTIONS:

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BY FIRST MAIL
J. Robert Williamson, Esq.
J. Hayden Kepner, Jr., Esq.
Scroggins & Williamson, P.C
One Riverside, Suite 450
4401 Northside Parkway
Atlanta, GA 30327

Martin P. Ochs, Esq.
Office of the United States Trustee
362 Richard Russell Building
75 Ted Turner Drive, SW
Atlanta, GA 30303

David B. Kurzweil, Esq.
Greenberg Traurig, LLP
Terminus 200 – Suite 2500
3333 Piedmont Road, NE
Atlanta, GA 30305

David E. Lemke, Esq.
Waller Lansden Dortch & Davis
511 Union Street, Suite 2700
Nashville, TN 37219

BY FED EXPRESS
BMC Group
Attn: Hutcheson Medical Center, Inc.
Claims Processing
300 Continental Blvd., #570
El Segundo, CA 90245



isler (#2795)