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24 *Attorneys for the Chapter 11 Debtors and*
25 *Debtors In Possession*

26 **UNITED STATES BANKRUPTCY COURT**
27 **EASTERN DISTRICT OF WASHINGTON**

28 In re:

ASTRIA HEALTH, *et al.*,

Debtors and
Debtors in
Possession.¹

Chapter 11
Lead Case No. 19-01189-11
Jointly Administered

**NOTICE OF ERRATA TO SECOND
AMENDED PLAN, BALLOTS AND
CONFIRMATION HEARING NOTICES
[RELATED DOCUMENT NOS. 1986, 1991]**

¹ The Debtors, along with their case numbers, are as follows: Astria Health (19-01189-11), Glacier Canyon, LLC (19-01193-11), Kitchen and Bath Furnishings, LLC (19-01194-11), Oxbow Summit, LLC (19-01195-11), SHC Holdco, LLC (19-01196-11), SHC Medical Center - Toppenish (19-01190-11), SHC Medical Center - Yakima (19-01192-11), Sunnyside Community Hospital Association (19-01191-11), Sunnyside Community Hospital Home Medical Supply, LLC (19-01197-11), Sunnyside Home Health (19-01198-11), Sunnyside Professional Services, LLC (19-01199-11), Yakima Home Care Holdings, LLC (19-01201-11), and Yakima HMA Home Health, LLC (19-01200-11).

NOTICE OF ERRATA

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1 **PLEASE TAKE NOTICE** that, on November 13 2020, Astria Health and the
2 affiliated debtors, the debtors and debtors in possession (collectively, the “Debtors”)
3 in the above-captioned chapter 11 bankruptcy cases (the “Chapter 11 Cases”), and
4 Lapis Advisers, LP, as lender under the Debtors’ debtor in possession facility in the
5 Chapter 11 Cases, agent under the Debtors’ prepetition credit agreement, and as
6 investment advisor and investment manager for certain funds which are beneficial
7 holders of those certain Washington Health Care Facilities Authority Revenue Bonds
8 (collectively the “Lapis Parties” and, together with the Debtors, the “Plan
9 Proponents”) served the *Second Amended Joint Chapter 11 Plan of Reorganization*
10 *of Astria Health and its Debtor Affiliates* [Docket No. 1986] (the “Plan”), the related
11 disclosure statement [Docket No. 1987] (the “Disclosure Statement”), and certain
12 related documents, including applicable notices and ballots for voting to accept or
13 reject the Plan, pursuant to the *Order Granting Joint Motion for an Order Approving*
14 *(I) Proposed Disclosure Statement; (II) Solicitation and Voting Procedures; (III)*
15 *Notice Procedures; (III) Notice and Objection Procedures for Confirmation of Joint*
16 *Plan of Reorganization; and (IV) Granting Related Relief* [Docket No. 1991]
17 (collectively, as applicable, the “Plan Documents”). You may have already received
18 some or all of the Plan Documents.

14 **PLEASE TAKE FURTHER NOTICE** that the definition of “Released
15 Parties” set forth in Section I.A.1.132 of the Plan is hereby modified as follows:

16 **Released Parties** means (a) the Debtors, (b) the Lapis Parties, (c) the
17 Committee and the Committee Members, (d) the PCO, (e) the Board
18 Trustees, and (f) except as otherwise set forth below or in the this Plan,
19 each of the foregoing Entities’ respective predecessors, successors and
20 assigns, subsidiaries, Affiliates and their subsidiaries, beneficial
21 owners, managed accounts or funds, current and former officers,
22 directors, principals, shareholders, direct and indirect equity holders,
23 members partners (general and limited), employees, agents, advisory
24 board members, financial advisors, attorneys accountants, investment
25 bankers, consultants, representatives, management companies, fund
26 advisors, Professionals, and other professionals; provided, AHM, Inc.,
27 the officers of the Debtors, Non-Debtor Affiliates and AHM, Inc, and
28 any Board Trustee acting in the capacity of an officer of any of the
foregoing, shall not constitute Released Parties for purposes of this Plan
and provided further, that as a condition to receiving or enforcing any
release granted pursuant to Section VII.F.2 hereof, each Released Party
and its Affiliates shall be deemed to have released ~~each other Released
Party and its Affiliates the Releasing Parties, the Estate, and the
Debtors~~ from any and all Claims or Causes of Action arising from or
related to their relationship with the Debtors or the Chapter 11 Cases,
~~but not, for the avoidance of doubt, Professional Fee Claims or rights
to enforce this Plan.~~ For the avoidance of doubt, and notwithstanding
anything herein to the contrary, ~~in no event shall an Entity that
appropriately marks a Ballot to opt out of the third party release~~

NOTICE OF ERRATA

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1 ~~provided in Section VII.F.2 hereof and returns such Ballot in~~
2 ~~accordance with the Solicitation Procedures Order be a Released Party~~
3 ~~except that a member of the Committee who either holds a Claim that~~
4 ~~has opted out of the Third Party Release or represents a Claim that~~
5 ~~has opted out of the Third Party Release shall be a Released Party only in~~
6 ~~his or her capacity as a member of the Committee. For the further~~
7 ~~avoidance of doubt, all Professional Fee Claims and rights to enforce~~
8 ~~this Plan are expressly preserved notwithstanding anything to the~~
9 ~~contrary in this Section I.A.1.132, Section VII.F.2, or any other~~
10 ~~provision of this Plan.~~

7 **PLEASE TAKE FURTHER NOTICE** that the foregoing revised definition
8 of “Released Parties” will be operative for all purposes in these Chapter 11 Cases and
9 shall be incorporated into and supersede any prior definition of “Released Parties” in
10 the Plan Documents, including the Plan, Disclosure Statement, Ballots² and
11 Confirmation Hearing Notices.

11 **PLEASE TAKE FURTHER NOTICE** that no party should submit a vote in
12 favor of the Plan based on the expectation that it will receive a release, as the scope
13 and extent of all Plan releases are subject to final approval by the Court.

14 Dated: November 18, 2020

DENTONS US LLP
SAMUEL R. MAIZEL
SAM J. ALBERTS

17 By /s/ Samuel R. Maizel
18 SAMUEL R. MAIZEL

19 *Attorneys for the Chapter 11 Debtors*
20 *and Debtors In Possession*

25 _____
26 ² Capitalized terms not otherwise defined herein shall have the meaning afforded in
27 the Disclosure Statement Order.

28 **NOTICE OF ERRATA**

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