

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

IN RE:

ASTRIA HEALTH, et al.

Debtors and Debtors in  
Possession.<sup>1</sup>

Lead Case No. 19-01189-11

Jointly Administered

**SUPPLEMENTAL CERTIFICATE OF SERVICE**

I, Heather Fellows, depose and say that I am employed by Kurtzman Carson Consultants LLC (KCC), the claims and noticing agent for the Debtors in the above-captioned case.

On February 1, 2021, at my direction and under my supervision, employees of KCC caused to be served per postal forwarding address the following document via First Class Mail upon the service list attached hereto as **Exhibit B**:

- **Notice of Confirmation of Modified Second Amended Joint Chapter 11 Plan of Reorganization of Astria Health and Its Debtor Affiliates** [attached hereto as **Exhibit A**].

Furthermore, on February 1, 2021, at my direction and under my supervision, employees of KCC caused to be served per postal forwarding address the following document via First Class Mail upon the service lists attached hereto as **Exhibit D** and **Exhibit E**:

- **Notice of Rejection of Executory Agreements**; attached hereto as **Exhibit C**.

Furthermore, on February 1, 2021, at my direction and under my supervision, employees of KCC caused to be served per postal forwarding address the following document via First Class Mail upon the service list attached hereto as **Exhibit F**:

*(Continued on Next Page)*

<sup>1</sup> 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).



- 1
- **Notice of Debtors' Motion for Entry of an Order Extending the Time to Assume or**  
2 **Reject Unexpired Leases of Nonresidential Real Property** [Docket No. 2228]

3 Furthermore, on February 1, 2021, at my direction and under my supervision, employees  
4 of KCC caused to be served per postal forwarding address the following document via First Class  
5 Mail upon the service list attached hereto as **Exhibit G**:

- 6
- **Notice of Occurrence of Effective Date of Modified Second Amended Joint Chapter**  
7 **11 Plan of Reorganization of Astria Health and its Debtor Affiliates** [Docket No.  
8 2264]

9 Dated: February 5, 2021

10 /s/ Heather Fellows  
11 Heather Fellows  
12 KCC  
13 222 N. Pacific Coast Highway,  
14 3rd Floor  
15 El Segundo, CA 90245  
16 Tel 310.823.9000

# Exhibit A

1 JAMES L. DAY (WSBA  
#20474)  
2 BUSH KORNFELD LLP  
601 Union Street, Suite 5000  
3 Seattle, WA 98101  
Tel: (206) 521-3858  
4 Email: [jday@bskd.com](mailto:jday@bskd.com)

5 SAMUEL R. MAIZEL  
(Admitted Pro Hac Vice)  
6 DENTONS US LLP  
601 South Figueroa Street, Suite  
7 2500  
Los Angeles, California 90017-  
8 5704  
Tel: (213) 623-9300  
9 Fax: (213) 623-9924  
Email:  
10 [samuel.maizel@dentons.com](mailto:samuel.maizel@dentons.com)

11 SAM J. ALBERTS (WSBA  
#22255)  
12 DENTONS US LLP  
1900 K. Street, NW  
13 Washington, DC 20006  
Tel: (202) 496-7500  
14 Fax: (202) 496-7756  
Email:  
15 [sam.alberts@dentons.com](mailto:sam.alberts@dentons.com)

16 Attorneys for the Chapter 11  
Debtors and Debtors In  
17 Possession

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(WSBA #16947)  
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DUNN LLP  
2801 Alaskan Way, Suite 300  
Seattle, Washington 98121-  
1128  
Tel: (206) 624-8300  
Email:  
[mark.northrup@millernash.com](mailto:mark.northrup@millernash.com)

WILLIAM KANNEL  
(Admitted Pro Hac Vice)  
IAN A. HAMMEL (Admitted  
Pro Hac Vice)  
MINTZ, LEVIN, COHN,  
FERRIS, GLOVSKY AND  
POPEO, P.C.  
One Financial Center  
Boston, Massachusetts 02111  
Tel: (617) 542-6000  
Email: [wkannel@mintz.com](mailto:wkannel@mintz.com)  
Email: [iahammel@mintz.com](mailto:iahammel@mintz.com)  
Email: [tmckeon@mintz.com](mailto:tmckeon@mintz.com)

Attorneys for the Lapis Parties

HONORABLE WHITMAN  
L. HOLT

18 UNITED STATES BANKRUPTCY COURT  
19 EASTERN DISTRICT OF WASHINGTON

20 In re:

21 ASTRIA HEALTH, *et al.*,

22 Debtors and Debtors in  
23 Possession.<sup>1</sup>

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

**NOTICE OF CONFIRMATION OF  
MODIFIED SECOND AMENDED  
JOINT CHAPTER 11 PLAN OF  
REORGANIZATION OF ASTRIA**

24 <sup>1</sup> The Debtors, along with their case numbers, are as follows: Astria Health (19-  
25 01189-11), Glacier Canyon, LLC (19-01193-11), Kitchen and Bath Furnishings,  
26 LLC (19-01194-11), Oxbow Summit, LLC (19-01195-11), SHC Holdco, LLC (19-  
27 01196-11), SHC Medical Center - Toppenish (19-01190-11), SHC Medical Center -  
28 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).

**CONFIRMATION NOTICE**

DENTONS US LLP  
601 South Figueroa Street, Suite 2500  
Los Angeles, CA 90017-5704  
Phone: (213) 623-9300  
Fax: (213) 623-9924

BUSH KORNFELD LLP  
LAW OFFICES  
601 Union St., Suite 5000  
Seattle, Washington 98101-2373  
Telephone: (206) 292-2110

HEALTH AND ITS DEBTOR  
AFFILIATES

PLEASE TAKE NOTICE OF THE FOLLOWING:

**CONFIRMATION OF MODIFIED SECOND AMENDED JOINT CHAPTER  
11 PLAN OF REORGANIZATION OF ASTRIA HEALTH AND ITS  
DEBTOR AFFILIATES**

1. By Order dated December 23, 2020 [Docket No. 2217] (the “Confirmation Order”), the United States Bankruptcy Court for the Central District of California (the “Bankruptcy Court”) confirmed the *Modified Second Amended Joint Chapter 11 Plan of Reorganization of Astria Health and Its Debtor Affiliates* [Docket No. 2196] (including all exhibits thereto, any plan supplement, and as amended, modified, or supplemented from time to time, the “Plan”)<sup>2</sup> filed by Astria Health, a Washington nonprofit public benefit corporation (“Astria”), and the above-referenced affiliated debtors and debtors in possession (collectively, the “Debtors”), in the above-referenced chapter 11 cases (the “Chapter 11 Cases”) and Lapis Advisers, LP as lender under the debtor in possession facility in the Chapter 11 Cases, agent under the Debtors’ prepetition credit agreement, and as investment advisor and investment manager for certain funds which are beneficial holders of those certain Washington Health Care Facilities Authority Revenue Bonds, Series 2017a Bonds and the Series 2017b Bonds (collectively the “Lapis Parties” and, together with the Debtors, the “Plan Proponents”), as satisfying the requirements of § 1129 of title 11 of the United States Code, 11 U.S.C. §§ 101 *et seq.* (the “Bankruptcy Code”).

2. The Plan and the Confirmation Order may be obtained: (a) via download from the Bankruptcy Court’s website at [ecf.waeb.uscourts.gov](http://ecf.waeb.uscourts.gov) for registered users of the PACER and/or CM/ECF systems (for a fee); (b) via download from [www.kccllc.net/astriahealth](http://www.kccllc.net/astriahealth); or (c) by (i) written request to Astria Health c/o KCC, LLC, 222 North Pacific Coast Highway, Suite 300, El Segundo, California 90245 or (ii) e-mail request to [astriainfo@kccllc.com](mailto:astriainfo@kccllc.com).

<sup>2</sup> Capitalized terms used but not otherwise defined herein have the definitions set forth in the Plan.

CONFIRMATION NOTICE

DENTONS US LLP  
601 South Figueroa Street, Suite 2500  
Los Angeles, CA 90017-5704  
Phone: (213) 623-9300  
Fax: (213) 623-9921

BUSH KORNFELD LLP  
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601 Union St., Suite 5000  
Seattle, Washington 98101-2373  
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Facsimile (206) 292-2104

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Dated: December 24, 2020

DENTONS US LLP

By: /s/ Samuel R. Maizel

Samuel R. Maizel  
Sam J. Alberts  
Geoffrey M. Miller

Counsel to the *Debtors and Debtors In Possession*

Dated: December 24, 2020

MINTZ, LEVIN, COHN, FERRIS,  
GLOVSKY AND POPEO, P.C.

By: /s/ William Kannel

William Kannel  
Ian A. Hammel

Counsel to the *Lapis Parties*

**CONFIRMATION NOTICE**

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# Exhibit B

**Exhibit B**  
Creditor Matrix  
Served via First Class Mail

CreditorName	CreditorNoticeName	Address1	Address2	City	State	Zip
Buaer Consulting Group, Inc	Alan G. Bauer	President	1605 George Dieter Dr Ste 622	El Paso	TX	79936-5692
Securitas Security Services, USA, Inc.		1121 N Argonne Rd Ste 211		Spokane Vly	WA	99212-2686



# Exhibit C

1 JAMES L. DAY (WSBA #20474)  
2 BUSH KORNFELD LLP  
3 601 Union Street, Suite 5000  
4 Seattle, WA 98101  
5 Tel: (206) 521-3858  
6 Email: [jday@bskd.com](mailto:jday@bskd.com)

7 SAMUEL R. MAIZEL (Admitted  
8 Pro Hac Vice)  
9 DENTONS US LLP  
10 601 South Figueroa Street, Suite  
11 2500  
12 Los Angeles, California 90017-5704  
13 Tel: (213) 623-9300  
14 Fax: (213) 623-9924  
15 Email:  
16 [samuel.maizel@dentons.com](mailto:samuel.maizel@dentons.com)

17 SAM J. ALBERTS (WSBA  
18 #22255)  
19 DENTONS US LLP  
20 1900 K. Street, NW  
21 Washington, DC 20006  
22 Tel: (202) 496-7500  
23 Fax: (202) 496-7756  
24 Email: [sam.alberts@dentons.com](mailto:sam.alberts@dentons.com)

25 Attorneys for the Chapter 11  
26 Debtors and Debtors In Possession

27 MARK D. NORTHRUP  
28 (WSBA #16947)  
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1128  
Tel: (206) 624-8300  
Email:  
[mark.northrup@millernash.com](mailto:mark.northrup@millernash.com)

WILLIAM KANNEL  
(Admitted Pro Hac Vice)  
IAN A. HAMMEL (Admitted  
Pro Hac Vice)  
MINTZ, LEVIN, COHN,  
FERRIS, GLOVSKY AND  
POPEO, P.C.  
One Financial Center  
Boston, Massachusetts 02111  
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Email: [wkannel@mintz.com](mailto:wkannel@mintz.com)  
Email: [iahammel@mintz.com](mailto:iahammel@mintz.com)  
Email: [tmckeon@mintz.com](mailto:tmckeon@mintz.com)

Attorneys for the Lapis Parties

HONORABLE WHITMAN L.  
HOLT

UNITED STATES BANKRUPTCY COURT  
EASTERN DISTRICT OF WASHINGTON

In re:

ASTRIA HEALTH, *et al.*,

Debtors and Debtors in  
Possession.<sup>1</sup>

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

**NOTICE OF REJECTION OF  
EXECUTORY AGREEMENTS**

<sup>1</sup> 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).

**REJECTION NOTICE**

DENTONS US LLP  
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Fax: (213) 623-9924

BUSH KORNFELD LLP  
LAW OFFICES  
601 Union St., Suite 5000  
Seattle, Washington 98101-2373  
Telephone: (206) 292-2110

1 **PLEASE TAKE NOTICE OF THE FOLLOWING:**

2 **REJECTION OF EXECUTORY AGREEMENTS**

3  
4 1. By Order dated December 23, 2020 [Docket No. 2217] (the  
5 "Confirmation Order"), the United States Bankruptcy Court for the Eastern District  
6 of Washington (the "Bankruptcy Court") confirmed the *Modified Second Amended*  
7 *Joint Chapter 11 Plan of Reorganization of Astria Health and Its Debtor Affiliates*  
8 [Docket No. 2196] (including all exhibits thereto, any plan supplement, and as  
9 amended, modified, or supplemented from time to time, the "Plan")<sup>2</sup> filed by Astria  
10 Health, a Washington nonprofit public benefit corporation ("Astria"), and the above-  
11 referenced affiliated debtors and debtors in possession (collectively, the "Debtors"),  
12 in the above-referenced chapter 11 cases (the "Chapter 11 Cases") and Lapis  
13 Advisers, LP as lender under the debtor in possession facility in the Chapter 11  
14 Cases, agent under the Debtors' prepetition credit agreement, and as investment  
15 advisor and investment manager for certain funds which are beneficial holders of  
16 those certain Washington Health Care Facilities Authority Revenue Bonds, Series  
17 2017a Bonds and the Series 2017b Bonds (collectively the "Lapis Parties" and,  
18 together with the Debtors, the "Plan Proponents"), as satisfying the requirements of  
19 § 1129 of title 11 of the United States Code, 11 U.S.C. §§ 101 *et seq.* (the  
20 "Bankruptcy Code").

21  
22 2. The Effective Date of the Plan will occur no later than January 16,  
23 2021, unless extended by agreement between the Plan Proponents and Multicare or  
24 by order of the Court. All creditors will be served with a notice of occurrence of the  
25 Effective Date which may also be obtained: (a) via download from the Bankruptcy  
26 Court's website at [ecf.waeb.uscourts.gov](http://ecf.waeb.uscourts.gov) for registered users of the PACER and/or  
27 CM/ECF systems (for a fee); (b) via download from [www.kccllc.net/astriahealth](http://www.kccllc.net/astriahealth); or  
28 (c) by (i) written request to Astria Health c/o KCC, LLC, 222 North Pacific Coast  
Highway, Suite 300, El Segundo, California 90245 or (ii) e-mail request to  
[astriainfo@kccllc.com](mailto:astriainfo@kccllc.com).

29  
30 **3. YOU ARE OR MIGHT BE A COUNTERPARTY TO AN  
EXECUTORY AGREEMENT DEEMED REJECTED BY THE PLAN AS OF  
THE EFFECTIVE DATE. IF YOU HAVE PREVIOUSLY BEEN NOTIFIED  
THAT YOUR EXECUTORY CONTRACT IS BEING ASSUMED UNDER  
THE PLAN, THEN YOU MAY DISREGARD THIS NOTICE. A LIST OF  
ASSUMED EXECUTORY CONTRACTS MAY BE DOWNLOADED AT:  
<http://www.kccllc.net/astriahealth/document/1901189201204000000000021>.**

31  
32 <sup>2</sup> Capitalized terms used but not otherwise defined herein have the definitions set forth in the Plan.

33 **REJECTION NOTICE**

DENTONS US LLP  
601 South Figueroa Street, Suite 2500  
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Phone: (213) 623-9300  
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Facsimile (206) 292-2104

1           4.       **Rejection of Executory Agreements.** Pursuant to Section IV.B.1 of  
2 the Plan, immediately prior to the Effective Date, all Executory Contracts of the  
3 Debtors will be deemed rejected in accordance with the provisions and requirements  
4 of §§ 365 and 1123 except those Executory Contracts that (i) have been assumed by  
5 order of the Court, (ii) are subject to a motion to assume pending on the Effective  
6 Date, or (iii) have been identified on a list of assumed contracts to be filed with the  
7 Court prior to the Voting Deadline, which shall be a date prior to the Effective Date  
8 of the Plan. The Confirmation Order will constitute a Court order approving such  
9 rejections of Executory Contracts as of the Effective Date pursuant to §§ 365 and  
10 1123.

11           5.       **Bar Date for Rejection Damages.** Pursuant to Section IV.B.2 of the  
12 Plan, Claims arising out of the rejection of an Executory Agreement pursuant to the  
13 Plan must be filed with the Bankruptcy Court and served upon counsel to the Debtors  
14 within 30 days after the entry of an order (including the Confirmation Order)  
15 approving such rejection (*i.e.*, **January 22, 2021**). Any Claims not filed within such  
16 time period will be forever barred from assertion against the Debtors and/or their  
17 property and/or their Estates.

18           6.       **Viewing the Plan and Confirmation Order.** The Plan and the  
19 Confirmation Order may be obtained: (a) via download from the Bankruptcy Court's  
20 website at [ecf.waeb.uscourts.gov](http://ecf.waeb.uscourts.gov) for registered users of the PACER and/or CM/ECF  
21 systems (for a fee); (b) via download from [www.kccllc.net/astriahhealth](http://www.kccllc.net/astriahhealth); or (c) by (i)  
22 written request to Astria Health c/o KCC, LLC, 222 North Pacific Coast Highway,  
23 Suite 300, El Segundo, California 90245 or (ii) e-mail request to  
24 [astriainfo@kccllc.com](mailto:astriainfo@kccllc.com).

25 Dated: December 28, 2020

DENTONS US LLP

26 By: /s/ Samuel R. Maizel

Samuel R. Maizel  
Sam J. Alberts  
Geoffrey M. Miller

Counsel to the *Debtors and Debtors In Possession*

27  
28  
**REJECTION NOTICE**

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Fax: (213) 633-9917

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Dated: December 28, 2020

MINTZ, LEVIN, COHN, FERRIS,  
GLOVSKY AND POPEO, P.C.

By: /s/ William Kannel  
William Kannel  
Ian A. Hammel

Counsel to the *Lapis Parties*

**REJECTION NOTICE**

DENTONS US LLP  
601 South Figueroa Street, Suite 2500  
Los Angeles, CA 90017-5704  
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Fax: (213) 635-9924

BUSH KORNFELD LLP  
LAW OFFICES  
601 Union St., Suite 5000  
Seattle, Washington 98101-2373  
Telephone: (206) 292-2110  
Facsimile: (206) 292-2104

# Exhibit D

**Exhibit D**  
Contract Counterparties  
Served via First Class Mail

<b>CreditorName</b>	<b>Address</b>	<b>City</b>	<b>State</b>	<b>Zip</b>
American Recruiters	3301 N University Dr Ste 412	Coral Springs	FL	33065-4151

# Exhibit E



Exhibit E  
Contract Counterparties  
Served via First Class Mail

CreditorName	CreditorNoticeName	Address	City	State	Zip
Cumberland - Angela Rojas SOW Signed	Cumberland Consulting Group	2550 Meridian Blvd Ste 200	Franklin	TN	37067-6384

# Exhibit F

**Exhibit F**  
Contract Counterparties  
Served via First Class Mail

<b>CreditorName</b>	<b>CreditorNoticeName</b>	<b>Address</b>	<b>City</b>	<b>State</b>	<b>Zip</b>
Pam Jenkins	Seasons Gift Shop	5718 W Walnut St Apt 1	Yakima	WA	98908-3528

# Exhibit G

**Exhibit G**  
 Creditor Matrix  
 Served via First Class Mail

CreditorName	CreditorNoticeName	Address	City	State	Zip
Brown, Susan		102 W Annie Pl	Ellensburg	WA	98926-3093
Cahn MD/Mitchell		10009 43rd Pl NE	Seattle	WA	98125-8111
Carson Ketchum		15545 State Route 410	Naches	WA	98937-9429
Cavendish, Julie		PO Box 2613	Ocean Shores	WA	98569-2613
English, Shannon		6720 W Columbus St	Yakima	WA	98903-9588
Executive Search Associates		PO Box 723	Castle Rock	CO	80104-0723
Frankovic, Adam M.		18126 W Stearns Rd	Spokane	WA	99208-9762
Henrich, Shirley		449 Bedrock Loop	West Richland	WA	99353-2001
Intuitive Surgical, Inc.	Customer Service Center	3410 Central Expy	Santa Clara	CA	95051-0703
Johnson, Eric		419 NE 103rd St Apt 2C	Kansas City	MO	64155-3061
Pam Jenkins	Seasons Gift Shop	5718 W Walnut St Apt 1	Yakima	WA	98908-3528
Pam Jenkins (Tenant)	Seasons Gift Shop	5718 W Walnut St Apt 1	Yakima	WA	98908-3528
Pam Jenkins, The Seasons Gift Shop	Seasons Gift Shop	5718 W Walnut St Apt 1	Yakima	WA	98908-3528
Seasons Gift Shop	Pam Jenkins	5718 W Walnut St Apt 1	Yakima	WA	98908-3528
Securitas Security Services, USA, Inc.		1121 N Argonne Rd Ste 211	Spokane Vly	WA	99212-2686
Shupe, Jadyann		2482 Pioneer Way	Yakima	WA	98908-8876