

So Ordered.

Docket #2836 Date Filed: 2/1/2023



Whitman L. Holt
Bankruptcy Judge

Dated: January 31st, 2023

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

IN RE:

ASTRIA HEALTH,

Remaining Debtor.

Chapter 11

Case No. 19-01189-WLH11

**ORDER GRANTING THE GUC
DISTRIBUTION TRUSTEE'S FOURTH
OMNIBUS CLAIMS OBJECTION
(SUPERSEDED CLAIMS)**

This matter came before the court on *The GUC Distribution Trustee's Fourth Omnibus Claims Objection* (the "Objection"). Capitalized terms not defined in this Order shall have their meanings as set forth in the Objection.

This court has found that it has jurisdiction over this matter pursuant to 28 U.S.C. §§ 157 and 1334 and has authority to enter a final order consistent with Article III of the United States Constitution; that venue of this proceeding and the Objection in this district is proper pursuant to 28 U.S.C. §§ 1408 and 1409; and that the notice of the Objection was appropriate under the circumstances and no other notice need be provided. Having reviewed the Objection and all documents filed in support of or opposition thereto; having heard the statements of counsel at any hearing before this court; and upon the record in this matter; and after due deliberation

**ORDER GRANTING THE GUC DISTRIBUTION TRUSTEE'S
FOURTH OMNIBUS CLAIMS OBJECTION – 1**



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1 thereon; and this court having determined that just cause has been established for the relief
2 granted herein, it is hereby **ORDERED** as follows:

3 1. The Objection [ECF No. 2817] is granted as set forth herein.

4 2. Any Response to the Objection that has not otherwise been withdrawn or resolved,
5 or with respect to which the hearing on the Objection has not been adjourned, is hereby overruled.

6 3. The Superseded Claims identified on **Exhibit A** attached to the Objection are
7 hereby disallowed and expunged in their entirety.

8 4. The official claims register shall be modified in accordance with this Order.

9 5. Each Claim that is the subject of the Objection (together with the objection to such
10 Claim set forth in the Objection and any applicable Response thereto) constitutes a separate
11 contested matter as contemplated by Bankruptcy Rule 9014. This Order shall be deemed a
12 separate order with respect to each such Claim. Any stay of this Order pending appeal by any of
13 the claimants subject to this Order shall only apply to the contested matter that involves such
14 claimant and shall not act to stay the applicability and/or finality of this Order with respect to the
15 other contested matters addressed hereby.
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17 6. All rights of the GUC Distribution Trustee and the Reorganized Debtors to object
18 to any claim (including the Claims that are the subject of the Objection) at a later date on any
19 basis are reserved and preserved.
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21 7. All rights of the GUC Distribution Trustee and Reorganized Debtors to use any
22 available defenses, under section 502 of the Bankruptcy Code or otherwise, and to set off or
23 recoup against, or otherwise reduce all or any part of, any claim (including the Claims that are
24 the subject of the Objection) are reserved and preserved.
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