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10 *Co-Counsel to Steven D Sass LLC,
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11 **UNITED STATES BANKRUPTCY COURT**
12 **EASTERN DISTRICT OF WASHINGTON**

13 IN RE:) Chapter 11
14 ASTRIA HEALTH,)
15 Remaining Debtor.) **THE GUC DISTRIBUTION**
16) **TRUSTEE'S FIFTH OMNIBUS**
17) **CLAIMS OBJECTION (SATISFIED**
18) **CLAIMS AND INSURED CLAIMS)**

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23 THE GUC DISTRIBUTION TRUSTEE'S
FIFTH OMNIBUS CLAIMS OBJECTION -1

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1 Steven D Sass LLC, as GUC Distribution Trustee¹ (the “GUC Distribution
2 Trustee”), by and through its undersigned counsel, hereby objects (the “Objection”),
3 pursuant to section 502 of title 11 of the United States Code (the “Bankruptcy
4 Code”), Rules 3007 and 9014 of the Federal Rules of Bankruptcy Procedure (the
5 “Bankruptcy Rules”), Rule 3007-1 of the Local Rules of Bankruptcy Procedure for
6 the Eastern District of Washington (the “Local Rules”), and the *Order Granting*
7 *Motion of the GUC Distribution Trustee for an Order Authorizing the Filing of*
8 *Omnibus Objections with Respect to Categories of Claims Consisting of Two or*
9 *More Claims* [Docket No. 2785] (the “Objection Authorization Order”), to the (i)
10 the satisfied claims identified on Exhibit A hereto (the “Satisfied Claims”), and (ii)
11 the insured claims identified on Exhibit B hereto (the “Insured Claims,” and
12 collectively with the Satisfied Claims, the “Claims”), and seeks entry of an order,
13 substantially in the form attached hereto as Exhibit C (the “Proposed Order”),
14 disallowing and/or expunging the Claims, as applicable. In support of the Objection,
15 the GUC Distribution Trustee respectfully states as follows:

16 JURISDICTION AND VENUE

17 1. The Court has jurisdiction over the Objection pursuant to 28 U.S.C. §§
18 157 and 1334. The Objection is a core proceeding under 28 U.S.C. § 157(b)(2).

19 2. Venue is proper in the Court pursuant to 28 U.S.C. §§ 1408 and 1409.

20
21 ¹ Capitalized terms used but not defined in this objection shall have the meanings
22 ascribed to them in the *Modified Second Amended Joint Chapter 11 Plan of*
Reorganization of Astria Health and Its Debtor Affiliates (the “Plan”) [Docket No.
23 2196].

1 otherwise set forth in the Plan or ordered by the Court, “all assets and all liabilities
2 of each of the Debtors shall be deemed merged or treated as though they were
3 merged into and with the assets and liabilities of each other,” and “each and every
4 Claim filed or to be filed in any of the Chapter 11 Cases shall be treated as if filed
5 against the consolidated Debtors and shall be treated [as] one Claim against and
6 obligation of the consolidated Debtors”)).

7 9. In furtherance of the GUC Distribution Trustee’s review and
8 reconciliation of General Unsecured Claims, the GUC Distribution Trustee has,
9 among other things, undertaken a review and comparison of the scheduled and/or
10 asserted General Unsecured Claims, their supporting materials, and the books and
11 records maintained by the Debtors in the ordinary course of business (as such Books
12 and Records have been provided by the Reorganized Debtors, the “Books and
13 Records”) to determine the validity of the scheduled and/or asserted General
14 Unsecured Claims.

15 10. The GUC Distribution Trustee’s General Unsecured Claims
16 reconciliation process has also included the identification of particular categories of
17 General Unsecured Claims that may be subject to, *inter alia*, disallowance,
18 reduction, reassignment, and/or reclassification. To reduce the number of General
19 Unsecured Claims and avoid improper recoveries by parties asserting General
20 Unsecured Claims that should be disallowed, reduced, reassigned, and/or
21 reclassified, the GUC Distribution Trustee anticipates filing multiple claim
22 objections.

23 THE GUC DISTRIBUTION TRUSTEE’S
FIFTH OMNIBUS CLAIMS OBJECTION -4

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1 **RELIEF REQUESTED**

2 11. By this Objection, pursuant to section 502 of the Bankruptcy Code,
3 Bankruptcy Rules 3007 and 9014, Local Rule 3007-1, and the Objection Authority
4 Order, the GUC Distribution Trustee objects to (i) the Satisfied Claims identified in
5 **Exhibit A** hereto, and (ii) the Insured Claims identified in **Exhibit B** hereto, and
6 seeks entry of an order, substantially in the form of the Proposed Order attached
7 hereto as **Exhibit C**, disallowing and/or expunging, as applicable, such Claims as
8 set forth herein and in **Exhibits A - B**.

9 12. Although a properly filed proof of claim constitutes *prima facie*
10 evidence of the validity and amount of the claim, once evidence to rebut a claim's
11 *prima facie* validity has been presented, "the creditor must present evidence to prove
12 the claim. The ultimate burden of proof therefore is on the creditor." *Franchise Tax*
13 *Bd. v. MacFarlane (In re MacFarlane)*, 83 F.3d 1041, 1044 (9th Cir. 1996). For the
14 reasons set forth below and in **Exhibits A - B**, any purported *prima facie* validity of
15 the Claims is rebuttable, and the applicable claimants cannot meet their burdens of
16 proof with respect to their respective Claims. The Claims should therefore be
17 disallowed and /or expunged, as applicable.

18 **I. The Satisfied Claims**

19 13. Consistent with his duties and authorities under the Plan, since the
20 Effective Date, the GUC Distribution Trustee has pursued avoidance and recovery
21 of numerous preferential transfers. The GUC Distribution Trustee made demands
22 for return of asserted avoidable transfers and/or commenced adversary proceedings

23 THE GUC DISTRIBUTION TRUSTEE'S
FIFTH OMNIBUS CLAIMS OBJECTION -5

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1 against dozens of persons and entities, including those who had filed proofs of
2 asserted general unsecured claims against the Debtors' estates.

3 14. To date, the GUC Distribution Trustee has reached settlements of
4 preference actions with thirty-eight (38) parties who have waived and released their
5 claims against the Debtors' estates as part of and in consideration of their settlement
6 agreements with the GUC Distribution Trustee. Based upon a review of the claims
7 identified in such settlements, filed proofs of claim and the claims register, the
8 docket, and the Books and Records, the GUC Distribution Trustee has determined
9 that the Claims identified in **Exhibit A** have been fully satisfied as a result of the
10 waivers and releases exchanged pursuant to settlement agreements of avoidance
11 actions between the GUC Distribution Trustee and the applicable claimants set forth
12 in **Exhibit A**. The Satisfied Claims should therefore be disallowed and expunged in
13 their entirety as set forth in **Exhibit A**.

14 **II. The Insured Claims**

15 15. Section 1.101 of the Plan defines Insured Claims as "General
16 Unsecured Claims arising prior to the Confirmation Date involving personal injury,
17 medical malpractice, or wrongful death (including slip-and-fall and medical
18 malpractice Claims) that are covered by the terms of Debtors' various insurance
19 policies (including the Insurance Policies), or any other General Unsecured Claim
20 against a Debtor for which the Debtor is entitled to indemnification, reimbursement,
21 contribution or other payment under a policy of insurance (including the Insurance
22 Policies) under which the Debtor is an insured or beneficiary of the coverage

1 provided under the applicable policy.”

2 16. Insured Claims comprise Class 4A of the Plan. Section II(E)(4) of the
3 Plan provides in relevant part that “Holders of Allowed Insured Claims in Class 4A
4 shall recover only from the available insurance and Debtors shall be discharged to
5 the extent of any such excess.”

6 17. Based upon a review of the proofs of claim identified in **Exhibit B**, the
7 GUC Distribution Trustee has determined that such claims are Insured Claims as
8 defined under the Plan because such claims are alleged General Unsecured Claims
9 arising prior to the Confirmation Date involving alleged personal injury or medical
10 malpractice that are covered by the terms of the Debtors’ various applicable
11 insurance policies.

12 18. The Insured Claims should therefore be expunged in their entirety
13 consistent with their treatment under the Plan as such claims are not entitled to any
14 recovery from the GUC Distribution Trust.

15 **RESPONSES TO THE OBJECTION**

16 19. To contest an objection to any Claim set forth herein, a claimant must
17 file and serve a written response to this Objection (a “Response”) so that it is
18 received by the Court and counsel for the GUC Distribution Trustee no later than
19 March 8, 2023 (the “Response Deadline”).

20 20. Every Response to this Objection must contain, at a minimum, the
21 following information: (i) a caption setting forth the name of the Court, the name of
22 the Remaining Debtor, the case number, and the title of the Objection to which the

23 THE GUC DISTRIBUTION TRUSTEE’S
FIFTH OMNIBUS CLAIMS OBJECTION - 7

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1 Response is directed; (ii) the name of the claimant and his/her/their/its Claim number
2 (scheduled or filed); (iii) the specific factual basis and supporting legal argument
3 upon which the claimant will rely in opposing this Objection; (iv) any supporting
4 documentation, to the extent it is not included in the proof of claim previously filed
5 with the Court or claims agent, upon which the party will rely in order to support the
6 basis for and amounts asserted in the applicable Claims; and (v) the name, address,
7 telephone number, and email of the person(s) (which must be the claimant or the
8 claimant's legal representative) with whom counsel for the GUC Distribution
9 Trustee should communicate with respect to the applicable Claim and the Objection,
10 and who possesses authority to reconcile, settle, or otherwise resolve the objection
11 to the disputed Claim on behalf of the claimant.

12 21. The GUC Distribution Trustee may, at its option, file and serve a reply
13 to a claimant's Response, if any, no later than one (1) day prior to the hearing to
14 consider this Objection.

15 **SEPARATE CONTESTED MATTERS**

16 22. To the extent that any Response is filed regarding any Claim that is the
17 subject of this Objection and the GUC Distribution Trustee is unable to resolve that
18 Response, each applicable Claim (together with the objection to such Claim set forth
19 herein and the applicable Response thereto) shall constitute a separate contested
20 matter as contemplated by Bankruptcy Rule 9014. Any order entered by the Court
21 regarding the Objection shall be deemed a separate order with respect to each
22 applicable Claim (together with the objection to such Claim asserted herein and any

23 THE GUC DISTRIBUTION TRUSTEE'S
FIFTH OMNIBUS CLAIMS OBJECTION -8

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1 applicable Response thereto).

2 **RESERVATION OF RIGHTS**

3 23. The GUC Distribution Trustee reserves the right to (i) amend, modify,
4 and/or supplement this Objection and (ii) file additional objections to the Claims
5 identified on **Exhibits A - B** hereto in the future on any grounds.

6 24. Notwithstanding anything to the contrary contained in this Objection or
7 the attached exhibits, nothing in this Objection or the attached exhibits is or shall be
8 construed as a waiver of any rights that the GUC Distribution Trustee may have to
9 exercise setoffs or recoupments against the Holders of any Claims.

10 [Remainder of page left blank intentionally.]

1 **CONCLUSION**

2 WHEREFORE, the GUC Distribution Trustee respectfully requests that the
3 Court (i) enter the Proposed Order disallowing or reducing the Claims, as applicable,
4 as set forth herein and on **Exhibits A - B** and (ii) grant such other and further relief
5 that the Court deems just and appropriate.

6 Dated: February 2, 2023

SILLS CUMMIS & GROSS P.C.

7 /s/ Andrew H. Sherman

8 Andrew H. Sherman

9 (admitted pro hac vice)

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23 THE GUC DISTRIBUTION TRUSTEE'S
FIFTH OMNIBUS CLAIMS OBJECTION -10

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Exhibit A

**Exhibit A
Satisfied Claims**

#	Claimant Name and Number ¹	Claim Amount	Claim No.	Debtor Name	Reason for Satisfaction
1	De Lage Landen	\$0.00 Administrative \$0.00 Secured \$0.00 Priority \$2,569.86 General Unsecured	Sched ID 3227575	SHC Medical Center-Yakima	Claim waived in connection with settlement
2	De Lage Landen Financial Services, Inc. 4072858	\$0.00 Administrative \$0.00 Secured \$0.00 Priority \$42,990.79 General Unsecured	28	Sunnyside Community Hospital Association	Claim waived in connection with settlement
3	Comphealth Associates Inc	\$0.00 Administrative \$0.00 Secured \$0.00 Priority \$669,598.37 General Unsecured	Sched ID 3227027	SHC Medical Center-Yakima	Claim waived in connection with settlement
4	Etter McMahon Lamberson Van Wert Oresk	\$0.00 Administrative \$0.00 Secured \$0.00 Priority \$21,513.79 General Unsecured	Sched ID 3226979	Sunnyside Community Hospital Association	Claim waived in connection with settlement
5	Harmony Healthcare, LLC 4063132	\$0.00 Administrative \$0.00 Secured \$0.00 Priority \$99,148.43 General Unsecured	100	Astria Health	Claim waived in connection with settlement
6	Incyte Pathology	\$0.00 Administrative \$0.00 Secured \$0.00 Priority \$8,460.21 General Unsecured	Sched ID 3228391	SHC Medical Center-Toppenish	Claim waived in connection with settlement
7	Incyte Pathology	\$0.00 Administrative \$0.00 Secured \$0.00 Priority \$56,347.33 General Unsecured	Sched ID 3228392	SHC Medical Center-Yakima	Claim waived in connection with settlement
8	Incyte Pathology	\$0.00 Administrative \$0.00 Secured \$0.00 Priority \$41,843.96 General Unsecured	Sched ID 3228393	Sunnyside Community Hospital Association	Claim waived in connection with settlement
9	Inland Northwest Health Services 4065190	\$0.00 Administrative \$0.00 Secured \$0.00 Priority \$111,788.70 General Unsecured	101	Astria Health	Claim waived in connection with settlement
10	MBM Land LLC	\$0.00 Administrative \$0.00 Secured \$0.00 Priority \$243,445.69 General Unsecured	Sched ID 3227012	Sunnyside Community Hospital Association	Claim waived in connection with settlement

**Exhibit A
Satisfied Claims**

#	Claimant Name and Number ¹	Claim Amount	Claim No.	Debtor Name	Reason for Satisfaction
11	Midwest Health Care, Inc 4076979	\$0.00 Administrative \$0.00 Secured \$0.00 Priority \$48,186.00 General Unsecured	332	Astria Health	Claim waived in connection with settlement
12	Soma Technology Inc	\$0.00 Administrative \$0.00 Secured \$0.00 Priority \$8,038.45 General Unsecured	Sched ID 3227173	SHC Medical Center-Yakima	Claim waived in connection with settlement
13	Zammit MD, Michael	\$0.00 Administrative \$0.00 Secured \$0.00 Priority \$28,600.00 General Unsecured	Sched ID 3227042	SHC Medical Center-Yakima	Claim waived in connection with settlement
14	Allied Universal Security Svcs	\$0.00 Administrative \$0.00 Secured \$0.00 Priority \$81,436.76 General Unsecured	Sched ID 3227798	SHC Medical Center-Toppenish	Claim waived in connection with settlement
15	Allied Universal Security Svcs	\$0.00 Administrative \$0.00 Secured \$0.00 Priority \$453,729.81 General Unsecured	Sched ID 3227799	SHC Medical Center-Yakima	Claim waived in connection with settlement
16	A-Special Cleaning Services 4058487	\$0.00 Administrative \$0.00 Secured \$0.00 Priority \$45,804.52 General Unsecured	47	Astria Health	Claim waived in connection with settlement
17	Baxter Healthcare 4070075	\$0.00 Administrative \$0.00 Secured \$0.00 Priority \$25,435.30 General Unsecured	13	SHC Medical Center-Toppenish	Claim waived in connection with settlement
18	Baxter Healthcare 4070076	\$0.00 Administrative \$0.00 Secured \$0.00 Priority \$156,766.83 General Unsecured	22	SHC Medical Center-Yakima	Claim waived in connection with settlement
19	Baxter Healthcare 4062795	\$0.00 Administrative \$0.00 Secured \$0.00 Priority \$45,339.30 General Unsecured	222	Astria Health	Claim waived in connection with settlement
20	BIOMERIEUX MO 4062821	\$0.00 Administrative \$0.00 Secured \$0.00 Priority \$14,551.66 General Unsecured	139	Astria Health	Claim waived in connection with settlement

**Exhibit A
Satisfied Claims**

#	Claimant Name and Number ¹	Claim Amount	Claim No.	Debtor Name	Reason for Satisfaction	
21	CHG Healthcare Services, Inc. d/b/a CompHealth 4058889	\$0.00 \$0.00 \$0.00 \$641,505.32	Administrative Secured Priority General Unsecured	34	Astria Health	Claim waived in connection with settlement
22	Coffey Communications, Inc. 4065213	\$0.00 \$0.00 \$0.00 \$39,995.16	Administrative Secured Priority General Unsecured	102	Astria Health	Claim waived in connection with settlement
23	Earl Architechts, LLC	\$0.00 \$0.00 \$0.00 \$368,935.63	Administrative Secured Priority General Unsecured	Sched ID 3227026	Sunnyside Community Hospital Association	Claim waived in connection with settlement
24	Good Samaritan Health Care Center 4063110	\$0.00 \$0.00 \$0.00 \$24,174.98	Administrative Secured Priority General Unsecured	184	Astria Health	Claim waived in connection with settlement
25	Horizon Mental Health Management, LLC 4078771	\$0.00 \$0.00 \$0.00 \$1,729,330.00	Administrative Secured Priority General Unsecured	401	Astria Health	Claim waived in connection with settlement
26	INFORMATION RESOURCE MANAGEMENT	\$0.00 \$0.00 \$0.00 \$58,334.34	Administrative Secured Priority General Unsecured	Sched ID 3226969	Sunnyside Community Hospital Association	Claim waived in connection with settlement
27	Beckman Coulter, Inc. 4127562	\$0.00 \$0.00 \$0.00 \$53,752.79	Administrative Secured Priority General Unsecured	518	Astria Health	Claim waived in connection with settlement
28	Medication Review, Inc 4060764	\$0.00 \$0.00 \$0.00 \$138,983.53	Administrative Secured Priority General Unsecured	36	Astria Health	Claim waived in connection with settlement
29	Owens & Minor, Inc. 4077437	\$40,003.81 \$0.00 \$0.00 \$206,653.62	Administrative Secured Priority General Unsecured	35	SHC Medical Center-Toppenish	Claim waived in connection with settlement
30	Owens & Minor, Inc. 4077443	\$107,160.29 \$0.00 \$0.00 \$491,009.06	Administrative Secured Priority General Unsecured	44	SHC Medical Center-Yakima	Claim waived in connection with settlement

**Exhibit A
Satisfied Claims**

#	Claimant Name and Number ¹	Claim Amount	Claim No.	Debtor Name	Reason for Satisfaction
31	Owens & Minor, Inc. 4077438	\$0.00 Administrative \$0.00 Secured \$0.00 Priority \$104,508.77 General Unsecured	46	Sunnyside Community Hospital Association	Claim waived in connection with settlement
32	Staples 4062431	\$0.00 Administrative \$0.00 Secured \$0.00 Priority \$167,258.24 General Unsecured	48	Astria Health	Claim waived in connection with settlement
33	Weatherby Locums, Inc. 4063820	\$0.00 Administrative \$0.00 Secured \$0.00 Priority \$20,691.10 General Unsecured	176	Astria Health	Claim waived in connection with settlement
34	WERFEN USA LLC	\$0.00 Administrative \$0.00 Secured \$0.00 Priority \$8,283.54 General Unsecured	Sched ID 3228280	SHC Medical Center-Toppenish	Claim waived in connection with settlement
35	WERFEN USA LLC	\$0.00 Administrative \$0.00 Secured \$0.00 Priority \$43,691.74 General Unsecured	Sched ID 3228281	SHC Medical Center-Yakima	Claim waived in connection with settlement
36	WERFEN USA LLC	\$0.00 Administrative \$0.00 Secured \$0.00 Priority \$46,809.61 General Unsecured	Sched ID 3228282	Sunnyside Community Hospital Association	Claim waived in connection with settlement
37	Zimmer US Inc	\$0.00 Administrative \$0.00 Secured \$0.00 Priority \$9,782.88 General Unsecured	Sched ID 3227785	Sunnyside Community Hospital Association	Claim waived in connection with settlement
38	Zimmer US Inc	\$0.00 Administrative \$0.00 Secured \$0.00 Priority \$518,764.73 General Unsecured	Sched ID 3227784	SHC Medical Center-Yakima	Claim waived in connection with settlement
39	ARTHREX INC	\$0.00 Administrative \$0.00 Secured \$0.00 Priority \$53,401.32 General Unsecured	251	Astria Health	Claim waived in connection with settlement
40	ARTHREX INC	\$0.00 Administrative \$0.00 Secured \$0.00 Priority \$23,607.77 General Unsecured	252	Astria Health	Claim waived in connection with settlement

¹ Claimant and Claim Numbers refer to the official claims register maintained in Case No. 19-01189 (Astria Health) and the related cases as indicated.

Exhibit B

**Exhibit B
Insured Claims**

#	Claimant Name ¹	Amount	Claim	Claim No.	Debtor Name	Reason for Satisfaction
1	Maria Ricardo	\$0.00 \$0.00 \$0.00 \$5,000,000.00	Administrative Secured Priority General Unsecured	381	Astria Health	Insured Claim (personal injury) - claims are not entitled to any recovery from the GUC Distribution Trust
2	Jennifer Frank	\$0.00 \$0.00 \$0.00 Unliquidated	Administrative Secured Priority General Unsecured	647	Astria Health	Insured Claim (personal injury) - claims are not entitled to any recovery from the GUC Distribution Trust
3	Sheryl Sue Schmidt	\$0.00 \$0.00 \$0.00 \$200,000.00	Administrative Secured Priority General Unsecured	413	Astria Health	Insured Claim (personal injury) - claims are not entitled to any recovery from the GUC Distribution Trust

¹ Claimant and Claim Numbers refer to the official claims register maintained in Case No. 19-00189 (Astria Health) and the related cases as indicated.

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

IN RE:) Chapter 11
ASTRIA HEALTH,)
Remaining Debtor.) Case No. 19-01189-11
) **ORDER GRANTING THE GUC**
) **DISTRIBUTION TRUSTEE’S**
) **FIFTH OMNIBUS CLAIMS**
) **OBJECTION (SATISFIED CLAIMS**
) **AND INSURED CLAIMS)**

This matter came before the court on *The GUC Distribution Trustee’s Fifth Omnibus Claims Objection (Satisfied Claims and Insured Claims)* (the “Objection”) [Docket No. ____]. Capitalized terms not defined in this order shall have the meaning ascribed to such terms 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

1 the notice of the Objection was appropriate under the circumstances and no other
2 notice need be provided. Having reviewed the Objection and all documents filed in
3 support of or opposition thereto; having heard the statements of counsel at any
4 hearing before this court; and upon the record in this matter; and after due
5 deliberation thereon; and this court having determined that just cause has been
6 established for the relief granted herein, it is hereby **ORDERED** as follows:

7 1. The Objection is granted as set forth herein.

8 2. Any response to the Objection that has not otherwise been withdrawn
9 or resolved, or with respect to which the hearing on the Objection has not been
10 adjourned, is hereby overruled.

11 3. The Satisfied Claims identified in **Exhibit A** attached to this order are
12 hereby disallowed and expunged in their entirety and shall not be entitled to any
13 recovery or distributions from the GUC Liquidation Trust or any of its assets.

14 4. The Insured Claims identified in **Exhibit B** attached to this order are
15 hereby expunged in their entirety and shall not be entitled to any recovery or
16 distributions from the GUC Liquidation Trust or any of its assets.

17 5. The official claims register shall be modified in accordance with this
18 order.

19 6. Each Claim that is the subject of the Objection (together with the
20 objection to such Claim set forth in the Objection and any applicable response
21 thereto) constitutes a separate contested matter as contemplated by Bankruptcy Rule
22 9014. This order shall be deemed a separate order with respect to each such Claim.

23 Any stay of this order pending appeal by any of the claimants subject to this order

ORDER GRANTING GUC
DISTRIBUTION TRUSTEE'S FIFTH
OMNIBUS CLAIMS OBJECTION -2

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1 shall only apply to the contested matter that involves such claimant and shall not act
2 to stay the applicability and/or finality of this order with respect to the other
3 contested matters addressed hereby.

4 7. All rights of the GUC Distribution Trustee and the Reorganized
5 Debtors to object to any claim (including the Claims that are the subject of the
6 Objection) at a later date on any basis are reserved and preserved.

7 8. All rights of the GUC Distribution Trustee and Reorganized Debtors to
8 use any available defenses, under section 502 of the Bankruptcy Code or otherwise,
9 and to set off or recoup against, or otherwise reduce all or any part of, any claim
10 (including the Claims that are the subject of the Objection) are reserved and
11 preserved.

12 9. The terms and conditions of this order shall be effective and enforceable
13 immediately upon its entry.

14 10. The GUC Distribution Trustee and all other parties are authorized to
15 take all actions necessary to effectuate the relief granted in this order.

16 11. This court shall retain jurisdiction over all affected parties with respect
17 to any matters, claims, or rights arising from or related to the implementation and
18 interpretation of this order.

19 *///End of Order///*

1 Presented by:

2

3 POLSINELLI PC

4

5 /s/ Jane Pearson

6 Jane Pearson, WSBA # 12785

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8 SILLS CUMMIS & GROSS P.C.

9

10 /s/ Andrew H. Sherman

11 Andrew H. Sherman, *pro hac vice*

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13 *Co-Counsel for Steven D Sass LLC,*

14 *as GUC Distribution Trustee*

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ORDER GRANTING GUC
DISTRIBUTION TRUSTEE'S FIFTH
OMNIBUS CLAIMS OBJECTION -4

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Exhibit A

**Exhibit A
Satisfied Claims**

#	Claimant Name and Number ¹	Claim Amount	Claim No.	Debtor Name	Reason for Satisfaction
1	De Lage Landen	\$0.00 Administrative \$0.00 Secured \$0.00 Priority \$2,569.86 General Unsecured	Sched ID 3227575	SHC Medical Center-Yakima	Claim waived in connection with settlement
2	De Lage Landen Financial Services, Inc. 4072858	\$0.00 Administrative \$0.00 Secured \$0.00 Priority \$42,990.79 General Unsecured	28	Sunnyside Community Hospital Association	Claim waived in connection with settlement
3	Comphealth Associates Inc	\$0.00 Administrative \$0.00 Secured \$0.00 Priority \$669,598.37 General Unsecured	Sched ID 3227027	SHC Medical Center-Yakima	Claim waived in connection with settlement
4	Etter McMahon Lamberson Van Wert Oresk	\$0.00 Administrative \$0.00 Secured \$0.00 Priority \$21,513.79 General Unsecured	Sched ID 3226979	Sunnyside Community Hospital Association	Claim waived in connection with settlement
5	Harmony Healthcare, LLC 4063132	\$0.00 Administrative \$0.00 Secured \$0.00 Priority \$99,148.43 General Unsecured	100	Astria Health	Claim waived in connection with settlement
6	Incyte Pathology	\$0.00 Administrative \$0.00 Secured \$0.00 Priority \$8,460.21 General Unsecured	Sched ID 3228391	SHC Medical Center-Toppenish	Claim waived in connection with settlement
7	Incyte Pathology	\$0.00 Administrative \$0.00 Secured \$0.00 Priority \$56,347.33 General Unsecured	Sched ID 3228392	SHC Medical Center-Yakima	Claim waived in connection with settlement
8	Incyte Pathology	\$0.00 Administrative \$0.00 Secured \$0.00 Priority \$41,843.96 General Unsecured	Sched ID 3228393	Sunnyside Community Hospital Association	Claim waived in connection with settlement
9	Inland Northwest Health Services 4065190	\$0.00 Administrative \$0.00 Secured \$0.00 Priority \$111,788.70 General Unsecured	101	Astria Health	Claim waived in connection with settlement
10	MBM Land LLC	\$0.00 Administrative \$0.00 Secured \$0.00 Priority \$243,445.69 General Unsecured	Sched ID 3227012	Sunnyside Community Hospital Association	Claim waived in connection with settlement

**Exhibit A
Satisfied Claims**

#	Claimant Name and Number ¹	Claim Amount	Claim No.	Debtor Name	Reason for Satisfaction
11	Midwest Health Care, Inc 4076979	\$0.00 Administrative \$0.00 Secured \$0.00 Priority \$48,186.00 General Unsecured	332	Astria Health	Claim waived in connection with settlement
12	Soma Technology Inc	\$0.00 Administrative \$0.00 Secured \$0.00 Priority \$8,038.45 General Unsecured	Sched ID 3227173	SHC Medical Center-Yakima	Claim waived in connection with settlement
13	Zammit MD, Michael	\$0.00 Administrative \$0.00 Secured \$0.00 Priority \$28,600.00 General Unsecured	Sched ID 3227042	SHC Medical Center-Yakima	Claim waived in connection with settlement
14	Allied Universal Security Svcs	\$0.00 Administrative \$0.00 Secured \$0.00 Priority \$81,436.76 General Unsecured	Sched ID 3227798	SHC Medical Center-Toppenish	Claim waived in connection with settlement
15	Allied Universal Security Svcs	\$0.00 Administrative \$0.00 Secured \$0.00 Priority \$453,729.81 General Unsecured	Sched ID 3227799	SHC Medical Center-Yakima	Claim waived in connection with settlement
16	A-Special Cleaning Services 4058487	\$0.00 Administrative \$0.00 Secured \$0.00 Priority \$45,804.52 General Unsecured	47	Astria Health	Claim waived in connection with settlement
17	Baxter Healthcare 4070075	\$0.00 Administrative \$0.00 Secured \$0.00 Priority \$25,435.30 General Unsecured	13	SHC Medical Center-Toppenish	Claim waived in connection with settlement
18	Baxter Healthcare 4070076	\$0.00 Administrative \$0.00 Secured \$0.00 Priority \$156,766.83 General Unsecured	22	SHC Medical Center-Yakima	Claim waived in connection with settlement
19	Baxter Healthcare 4062795	\$0.00 Administrative \$0.00 Secured \$0.00 Priority \$45,339.30 General Unsecured	222	Astria Health	Claim waived in connection with settlement
20	BIOMERIEUX MO 4062821	\$0.00 Administrative \$0.00 Secured \$0.00 Priority \$14,551.66 General Unsecured	139	Astria Health	Claim waived in connection with settlement

**Exhibit A
Satisfied Claims**

#	Claimant Name and Number ¹	Claim Amount	Claim No.	Debtor Name	Reason for Satisfaction	
21	CHG Healthcare Services, Inc. d/b/a CompHealth 4058889	\$0.00 \$0.00 \$0.00 \$641,505.32	Administrative Secured Priority General Unsecured	34	Astria Health	Claim waived in connection with settlement
22	Coffey Communications, Inc. 4065213	\$0.00 \$0.00 \$0.00 \$39,995.16	Administrative Secured Priority General Unsecured	102	Astria Health	Claim waived in connection with settlement
23	Earl Architechts, LLC	\$0.00 \$0.00 \$0.00 \$368,935.63	Administrative Secured Priority General Unsecured	Sched ID 3227026	Sunnyside Community Hospital Association	Claim waived in connection with settlement
24	Good Samaritan Health Care Center 4063110	\$0.00 \$0.00 \$0.00 \$24,174.98	Administrative Secured Priority General Unsecured	184	Astria Health	Claim waived in connection with settlement
25	Horizon Mental Health Management, LLC 4078771	\$0.00 \$0.00 \$0.00 \$1,729,330.00	Administrative Secured Priority General Unsecured	401	Astria Health	Claim waived in connection with settlement
26	INFORMATION RESOURCE MANAGEMENT	\$0.00 \$0.00 \$0.00 \$58,334.34	Administrative Secured Priority General Unsecured	Sched ID 3226969	Sunnyside Community Hospital Association	Claim waived in connection with settlement
27	Beckman Coulter, Inc. 4127562	\$0.00 \$0.00 \$0.00 \$53,752.79	Administrative Secured Priority General Unsecured	518	Astria Health	Claim waived in connection with settlement
28	Medication Review, Inc 4060764	\$0.00 \$0.00 \$0.00 \$138,983.53	Administrative Secured Priority General Unsecured	36	Astria Health	Claim waived in connection with settlement
29	Owens & Minor, Inc. 4077437	\$40,003.81 \$0.00 \$0.00 \$206,653.62	Administrative Secured Priority General Unsecured	35	SHC Medical Center-Toppenish	Claim waived in connection with settlement
30	Owens & Minor, Inc. 4077443	\$107,160.29 \$0.00 \$0.00 \$491,009.06	Administrative Secured Priority General Unsecured	44	SHC Medical Center-Yakima	Claim waived in connection with settlement

**Exhibit A
Satisfied Claims**

#	Claimant Name and Number ¹	Claim Amount	Claim No.	Debtor Name	Reason for Satisfaction
31	Owens & Minor, Inc. 4077438	\$0.00 Administrative \$0.00 Secured \$0.00 Priority \$104,508.77 General Unsecured	46	Sunnyside Community Hospital Association	Claim waived in connection with settlement
32	Staples 4062431	\$0.00 Administrative \$0.00 Secured \$0.00 Priority \$167,258.24 General Unsecured	48	Astria Health	Claim waived in connection with settlement
33	Weatherby Locums, Inc. 4063820	\$0.00 Administrative \$0.00 Secured \$0.00 Priority \$20,691.10 General Unsecured	176	Astria Health	Claim waived in connection with settlement
34	WERFEN USA LLC	\$0.00 Administrative \$0.00 Secured \$0.00 Priority \$8,283.54 General Unsecured	Sched ID 3228280	SHC Medical Center-Toppenish	Claim waived in connection with settlement
35	WERFEN USA LLC	\$0.00 Administrative \$0.00 Secured \$0.00 Priority \$43,691.74 General Unsecured	Sched ID 3228281	SHC Medical Center-Yakima	Claim waived in connection with settlement
36	WERFEN USA LLC	\$0.00 Administrative \$0.00 Secured \$0.00 Priority \$46,809.61 General Unsecured	Sched ID 3228282	Sunnyside Community Hospital Association	Claim waived in connection with settlement
37	Zimmer US Inc	\$0.00 Administrative \$0.00 Secured \$0.00 Priority \$9,782.88 General Unsecured	Sched ID 3227785	Sunnyside Community Hospital Association	Claim waived in connection with settlement
38	Zimmer US Inc	\$0.00 Administrative \$0.00 Secured \$0.00 Priority \$518,764.73 General Unsecured	Sched ID 3227784	SHC Medical Center-Yakima	Claim waived in connection with settlement
39	ARTHREX INC	\$0.00 Administrative \$0.00 Secured \$0.00 Priority \$53,401.32 General Unsecured	251	Astria Health	Claim waived in connection with settlement
40	ARTHREX INC	\$0.00 Administrative \$0.00 Secured \$0.00 Priority \$23,607.77 General Unsecured	252	Astria Health	Claim waived in connection with settlement

¹ Claimant and Claim Numbers refer to the official claims register maintained in Case No. 19-01189 (Astria Health) and the related cases as indicated.

Exhibit B

**Exhibit B
Insured Claims**

#	Claimant Name ¹	Amount	Claim	Claim No.	Debtor Name	Reason for Satisfaction
1	Maria Ricardo	\$0.00 \$0.00 \$0.00 \$5,000,000.00	Administrative Secured Priority General Unsecured	381	Astria Health	Insured Claim (personal injury) - claims are not entitled to any recovery from the GUC Distribution Trust
2	Jennifer Frank	\$0.00 \$0.00 \$0.00 Unliquidated	Administrative Secured Priority General Unsecured	647	Astria Health	Insured Claim (personal injury) - claims are not entitled to any recovery from the GUC Distribution Trust
3	Sheryl Sue Schmidt	\$0.00 \$0.00 \$0.00 \$200,000.00	Administrative Secured Priority General Unsecured	413	Astria Health	Insured Claim (personal injury) - claims are not entitled to any recovery from the GUC Distribution Trust

¹ Claimant and Claim Numbers refer to the official claims register maintained in Case No. 19-00189 (Astria Health) and the related cases as indicated.