

1 POLSINELLI PC
Jane Pearson, WSBA #12785
2 1000 Second Avenue, Suite 3500
Seattle, WA 98104
3 (206) 393-5415
jane.pearson@polsinelli.com

Hon. Whitman L. Holt

4 *Attorneys for Steven D Sass LLC, in its*
5 *Capacity as GUC Distribution Trustee*

6 UNITED STATES BANKRUPTCY COURT
7 EASTERN DISTRICT OF WASHINGTON

8 In re:
9 Astria Health,
10 Remaining Debtor.

Case No. 19-01189-11

GUC DISTRIBUTION TRUSTEE'S
MOTION FOR ORDER APPROVING
STIPULATION REGARDING CLAIM
11 NOS. 96, 383 AND 384

12
13 Steven D Sass LLC, in its capacity as GUC Distribution Trustee (the “GUC
14 Distribution Trustee”), moves the Court, pursuant to Bankruptcy Rule 9019, LBR-
15 9019-1, LBR 9013-1 and Section III.M. of the Modified Second Amended Joint
16 Chapter 11 Plan of Reorganization of Astria Health and Its Debtor Affiliates (the
17 “Plan”) [Dkt # 2196], confirmed by order entered December 23, 2020 [Dkt # 2217],
for entry of an order approving the Stipulation Regarding Claim Nos. 96, 393 and
384 (the “Stipulation”) [Dkt # 2843], as follows.

18 1. Under Section III.M. of the Plan, the GUC Distribution Trustee is authorized
19 and obligated to review, compromise and object to General Unsecured Claims (as
20 defined in the Plan). The GUC Distribution Trustee is required to seek an order of
21 the Court approving the compromise, release or settlement of any Claim (as defined
in the Plan) that has an asserted value of greater than \$500,000, with notice and



1 opportunity for hearing required with respect to such compromise, release or
2 settlement.

3 2. Yakima HMA, LLC and Yakima HMA Physician Management, LLC filed
4 Claim No. 96 in the amount of \$1,054,336.00 in the SHC Medical Center – Yakima
5 bankruptcy case. The GUC Distribution Trustee has reviewed Claim No. 96 and
6 determined that it should be reduced by \$99,279.00 and allowed as a general
7 unsecured claim in the amount of \$955,057.00.

8 3. CHSCommunity Health Systems, Inc. filed Claim No. 383 in the amount of
9 \$168,558.47 in the Astria Health bankruptcy case. The GUC Distribution Trustee
10 has reviewed Claim No. 383 and determined that it should be withdrawn.

11 4. Hospital Management Associates, LLC, Yakima HMA, LLC and Yakima
12 HMA Physician Management, LLC filed Claim No. 384 in the amount of
13 \$22,884,117.23 in the Astria Health bankruptcy case. The GUC Distribution Trustee
14 has reviewed Claim No. 384 and determined that it should be reduced by \$531,858.43
15 and allowed as a general unsecured claim in the amount of \$22,352,258.80.

16 5. Based upon its determinations regarding Claim Nos. 96, 383 and 384, the GUC
17 Distribution Trustee entered into the Stipulation with Yakima HMA, LLC, Yakima
18 HMA Physician Management, LLC, CHSCommunity Health Systems, Inc., and
19 Hospital Management Associates, LLC, for which the GUC Distribution Trustee now
20 seeks approval substantially in the form of the order attached hereto.

21 WHEREFORE, the GUC Distribution Trustee requests that the Court enter an
order substantially in the form attached approving the Stipulation Regarding Claim

1 Nos. 96, 383 and 384, requiring that the official claims register of this case be revised
2 to reflect the claims reductions and allowances, and withdrawal, as described in the
3 Stipulation, and for such additional relief as is just and equitable.

4 Dated this 13th day of February, 2023.

5 /s/ Jane Pearson
6 Jane Pearson, WSBA #12785
7 POLSINELLI PC
8 1000 2nd Avenue, Suite 3500
9 Seattle, WA 98104
10 Telephone: (206) 393-5415
11 E-mail: jane.pearson@polsinelli.com

12 *Attorneys for Steven D Sass LLC, in its*
13 *Capacity as GUC Distribution Trustee*

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

IN RE: ASTRIA HEALTH, Remaining Debtor.	Chapter 11 Case No. 19-01189-11 ORDER APPROVING STIPULATION REGARDING CLAIM NOS. 96, 383 AND 384
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This matter came before the court on the *GUC Distribution Trustee’s Motion For Order Approving Stipulation Regarding Claim Nos. 96, 383 And 384* [Dkt # _____] (the “Motion”); and it appearing that this court has jurisdiction over this matter pursuant to 28 U.S.C. §§ 1334(b) and 157; and that venue of this case and the Motion in this district is proper pursuant to 28 U.S.C. §§ 1408 and 1409; and that the Motion is a core proceeding pursuant to 28 U.S.C. §157(b); and that due and adequate notice of the Motion was appropriate under the circumstances and no



1 other notice need be provided; and the court having considered the Motion and all
2 documents filed in support of or opposition thereto; and upon the record in this
3 matter; and after due deliberation thereon and good and sufficient cause appearing
4 thereof; it is hereby **ORDERED** as follows:

- 5 1. The Motion is granted;
- 6 2. The Stipulation Regarding Claim Nos. 96, 383 and 384 [Dkt #2843]
7 (the "Stipulation") is approved; and
- 8 3. The official claims register of this case shall be revised to reflect the
9 claim reductions and allowances, and withdrawal, as described in the Stipulation.

10
11 ///End of Order///
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14 Presented by:

15 POLSINELLI PC

16 /s/ Jane Pearson

17 Jane Pearson, WSBA #12785
18 *Co-Counsel for Steven D Sass LLC,*
as GUC Distribution Trustee

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21 ORDER APPROVING STIPULATION - 2