



CSD 1008 [08/21/00]
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Proposed Attorneys for the Chapter 11 Debtor and Debtor in Possession

UNITED STATES BANKRUPTCY COURT
SOUTHERN DISTRICT OF CALIFORNIA
325 West F Street, San Diego, California 92101-6991

In Re
BORREGO COMMUNITY HEALTH FOUNDATION

Debtor.

BANKRUPTCY NO. 22-02384
Date of Hearing: September 13, 2022
Time of Hearing: 3:00 p.m.
Name of Judge: Honorable Laura S. Taylor

ORDER ON

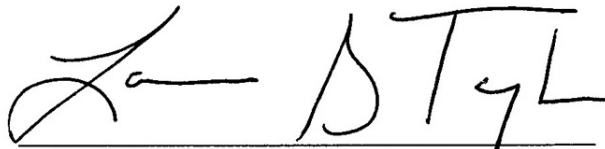
EMERGENCY FIRST DAY MOTION FOR ENTRY OF ORDER: (A) PROHIBITING UTILITIES FROM ALTERING, REFUSING, OR DISCONTINUING SERVICE AND (B) DETERMINING ADEQUATE ASSURANCE OF PAYMENT FOR FUTURE UTILITY SERVICES

The court orders as set forth on the continuation pages attached and numbered 2 through 3 with exhibits, if any, for a total of pages 12. Motion/Application Docket Entry No. 5.

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September 15, 2022

DATED:



Judge, United States Bankruptcy Court

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ORDER ON ORDER GRANTING DEBTOR'S EMERGENCY FIRST DAY MOTION FOR ENTRY OF ORDER: (A) PROHIBITING UTILITIES FROM ALTERING, REFUSING, OR DISCONTINUING SERVICE AND (B) DETERMINING ADEQUATE ASSURANCE OF PAYMENT FOR FUTURE UTILITY SERVICES

DEBTOR: BORREGO COMMUNITY HEALTH FOUNDATION

CASE NO: 22-02384

Having considered the Emergency Motion,¹ the accompanying Memorandum of Points and Authorities in support of the Emergency Motion, and the Declaration of Isaac Lee in support of the Emergency Motion, the arguments of counsel at the hearing, and good cause appearing therefore,

IT IS HEREBY ORDERED THAT:

1. The Emergency Motion is granted in its entirety.
2. The Debtor is authorized to provide adequate "assurance of payment" to the Utility Companies via cash deposits in the amounts set forth in Exhibit "B" of the Emergency Motion.
3. The cash deposits paid by the Debtor to the Utility Companies in the amounts set forth in Exhibit "B" constitute adequate "assurance of payment" pursuant to § 366(c).
4. Each Utility Company that receives a cash deposit under this Order must return such cash deposit in its possession to the Debtor within ten (10) days if, and when, the Utility Company's services are terminated by the Debtor (with no offset for prepetition claims) provided that all postpetition invoices have been paid.
5. The Utility Companies shall continue to have the opportunity to obtain an expedited hearing regarding further adequate assurance if the Debtor fails to cure a postpetition payment default within twenty (20) days after written no-tice of such default.
6. The Utility Companies shall comply with the Procedures set forth in the Emergency Motion in the event that such Utility Company believes that its Deposit does not provide it with satisfactory adequate assurance.
7. The Debtor may, without further order of the Court, supplement the list of Utility Companies, attached to the Emergency Motion as Exhibit "B," in accordance with the Procedures set forth in the Emergency Motion.
8. Notice of the Emergency Motion as provided therein shall be deemed good and sufficient notice, and the requirements of Bankruptcy Rules 2002 and 6004(a) and LBR 9013(9)(d) and Appendix D-1(2) the Local Bankruptcy Rules are waived and/or satisfied by such notice.
9. The Debtor is authorized to take all actions necessary to effectuate the relief granted in this Order in accordance with the Emergency Motion.

¹ Defined terms in this Order shall have the same meaning as in the Emergency Motion unless otherwise defined herein.

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10. This Court retains exclusive jurisdiction with respect to all matters arising from or related to the implementation, interpretation, and enforcement of this Order.

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Exhibit “B”
(Utility Companies and Deposits)

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Vendor Name-Utilities Company	Vendor Address	Account #	Type of Service	Average Monthly Spend	Adequate Assurance Estimate	Deposits
ADT Inc.	1501 Yamato Road Boca Raton, FL 33431	61633970; 15735596; 401911562; 61633590; 15740162	Security	407.73	203.86	-
Airgas	259 North Radnor-Chester Road, Suite 100 Radnor, PA	1683345; 200892223; 200958070; 201858294; 201858375	Gas	2,835.51	1,417.76	-
American Internet Services	9305 Lightwave, Suite 100 San Diego, CA 92123	51289	Telecom	20,211.78	10,105.89	-
Anza ECI	P.O. Box 391909 (58470 Highway 371) Anza, CA 92539	31112-001; 31112-002; 31112-003; 31112-004; 31112-005; 31112-006; 31112-007; 90031112001	Electricity	784.19	392.09	100.00
AT&T	208 South Akard Street Dallas, TX 75202	288665022; 619-463-1047; 619 447 9500 230 7; 760-767-1172 758 5; 760 767-3517 496 2; 760-767-5052 950 4; 760 767-5608 199 7; 760 767 5112 110 3; 760-767-7449 411 5; 760 767-7485 569 5; 95172787273 00; 619-444-1541; 760-233-5836; 760-767-0503; 760 767 1108 265 0; 760-767-5369 256 4;	Telecom	9,891.93	4,945.96	-

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1			858-292-1474 289 2; 287269361914; 760 765 3198 787 2; 760-767-0354 648 0; 760-767-4690 035 5				
2							
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6							
7	Athens Services	14048 East Valley Blvd City of Industry, CA 91746	RV0002918; RV0419784; RV0440324	Waste Removal	1,390.68	695.34	-
8							
9	Borrego Water District	806 Palm Canyon Drive Borrego Springs, CA 92004	005002-000; 005002-001; 005002-002; 005002-003	Water	1,149.67	574.84	-
10							
11	Burrtec Environmental SF	P.O. Box 5518 Buena Park CA 90622-6859	45-PU 412794	Waste Removal	75.00	37.50	-
12							
13	Burrtec Waste & Recycling Services	P.O. Box 7187 Buena Park CA 90622-7187	50-CC 730041	Waste Removal	1,067.27	533.63	-
14							
15	Burrtec Waste Industries, Inc.	9400 Cherry Ave, Building C Fontana, CA 92335	143	Waste Removal	75.06	37.53	-
16							
17	CenturyLink	1801 California Street Denver, CO 80202	80410040; 85400140; 86103715; 86266830; 87442130	Telecom	400.00	200.00	-
18							
19	City of Coachella	1515 Sixth Street Coachella, CA 92236	00040304	Water & Sewer	180.29	90.15	15.00
20							
21	City of Desert Hot Springs	65950 Pierson Blvd. Desert Hot Springs, CA 92240	100-0000061-000	Water	4,776.22	2,388.11	-
22							
23	City of Escondido	P.O. Box 460009 Escondido,	9735815608	Water & Sewer	486.01	243.01	-
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1		CA 92046-0009					
2							
3	Cox	6205-B	001 3110				
4	Communicatio	Peachtree	128556001;	Telecom	578.99	289.49	-
5	ns	Dunwoody	001 3110				
6		Road NE	130126501;				
		Atlanta, GA	001 3110				
		30328	116005401;				
			001 3110				
			110846801				
7	CR&R	11292	41-00003637;	Waste			
8	Incorporated	Western	BH-	Removal	412.51	206.25	-
		Avenue	00006318				
		Stanton, CA					
		90680					
9							
10	Desert Valley	4690 East	2-0032282-2;	Waste			
11	Disposal, Inc.	Mesquite	2-0035894-1	Removal	651.85	325.93	49.61
		Avenue					
		Palm Springs,					
		CA 92264					
12	DIRECTV,	2260 East	062866683	Telecom	171.98	85.99	-
13	LLC	Imperial					
		Highway					
		El Segundo,					
		CA 90245					
14							
15	Dish Network	9601 South	8255 90 955	Telecom	901.91	450.96	-
16		Meridian	3456440				
		Boulevard					
		Englewood,					
		CO 80112					
17							
18	Ferrellgas	7500 College	230770257	Gas	114.38	57.19	-
19		Boulevard					
		Suite 1000					
		Overland					
		Park, KS					
		66210					
20							
21	Frontier	401 Merritt 7	760-255-	Telecom	2,275.96	1,137.98	-
22	Communicatio	Norwalk, CT	2002-				
23	ns	06851	112117-5;				
			951-654-				
			6933; 760-				
			202-0791;				
			760-251-				
			0002; 760-				
			329-				
			3567/124430				
			5759; 760-				
			340-9177;				
			760-775-				
			0839; 012578				
			1240524375				
28			03; 951-654-				

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		4578; 760-398-8582-121412-5; 760-202-3110-010107-5; 951-928-2805-100213-5; 012546125042708801; 012548129041475008; 909-381-0058-063016-5; 951-763-4639-020714-5; 951-654-7511				
Golden State Water Company	630 East Foothill Boulevard San Dimas, CA 91773-1212	57660282286 ; 63889418586	Water	975.20	487.60	-
Imperial Irrigation District	333 E. Barioni Blvd. Imperial, CA 92251	50847974; 50542187; 50658327	Water	3,837.60	1,918.80	1,100.00
MPower TelePacific	303 Colorado St., Suite 2075 Austin, TX 78701	103679	Telecom	62,742.17	31,371.08	-
Mission Springs Water District	66575 Second St. Desert Hot Springs, CA 92240-3711	26-0171001-14; 26-192001-12; 26-192002-1	Water	655.01	327.51	-
Nuevo Water Company	30427 11th St. Nuevo, CA 92567	2824T	Water	142.18	71.09	-
One Ring Networks	2030 Powers Ferry Road SE, Suite 200 Atlanta, GA 30339	100-15078-46168; 100-15078-29909; 100-15078-29910; 100-15078-29908; 100-15078-29912; 100-15078-29911	Telecom	6,926.93	3,463.47	-

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Primus Cable	29415 Hunco Way Lake Elsinore, CA 92530	Borrego Community Health Foundation	Telecom	518.84	259.42	-
Republic Services	18500 North Allied WayPhoenix, AZ 85054	3-0467- 0701099; 3- 0467- 0027041; 3- 0467- 0701707	Waste Removal	670.21	335.10	-
Riverside Public Utilities	3900 Main St Riverside, CA 92522-0144	0204339000; 0209907001; 0209908001; 0209909001; 481986- 210638; 191717000; 0191718002	Electricity	7,383.38	3,691.69	-
SDG&E	8326 Century Park Court San Diego, CA 92123- 1530	0196 626 196 2; 1165 203 815 2; 1958 943 784 2; 2210 503 943 2; 3433 240 364 6; 3658 522 389 4; 3910 095 772 3; 3972 413 418 8; 4252 242 214 4; 4288 201 109 9; 4575 289 220 8; 5035 099 092 6; 5280 265 200 5; 5299 060 213 5; 5559 766 714 6; 6078 780 100 0; 6160 096 888 5; 6710 505 496 4; 6710 522 031 8; 7239 188 050 2; 7285 099 093 3; 7815 842 737 9; 7819 151 326 8; 8362 568 141 8; 9535 099 096 2; 9535 101	Electricity	19,084.85	9,542.43	790.47

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		304 6; 3909 510 357 2; 0788 666 026 6; 3335 502 909 8; 3335 510 947 8; 3910 104 230 1; 5585 522 091 9; 6701 786 278 5				
SoCalGas	555 West Fifth Street Los Angeles, CA 90013	031 825 0505 1; 103 225 1096 6; 201 423 5078 2; 017 524 1260 9; 187 923 0441 4	Natural Gas	464.84	232.42	-
Southern California Edison	2244 Walnut Grove Avenue, P.O. Box 800 Rosemead, CA 91770	2-42-441- 8200; 2-42- 752-0739; 2- 33-566-2342; 2-33-566- 2607; 2-33- 566-2755; 2- 34-869-3557; 2-35-418- 6710; 2-37- 539-5720; 2- 38-180-1455; 2-38-984- 0059; 2-38- 984-0299; 2- 39-323-5767; 2-39-773- 0615; 2-40- 252-9218; 2- 40-717-9142; 2-15-597- 1096; 2-32- 909-9360; 2- 35-949-9639; 2-39-374- 3554; 2-36- 017-5772; 70065639692 3	Electricity	22,148.01	11,074.01	1,028.39
Southwest Corporation	8360 South Durango Drive, P.O. Box 98510	111- 0017412-032	Natural Gas	578.18	289.09	-

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	Las Vegas, NV 89193- 8510					
Spectrum	400 Atlantic Street Stamford, CT 06901	078920201; 096925101; 8245 10 061 4406979; 8448 40 068 0111056; 8448 41 073 1049486; 8448 41 089 0377160; 8448 41 089 0478250; 8245 10 061 4291025; 8245 10 061 4349559; 8448 41 072 0921893; 8448 41 089 0476041; SPECTRUM- 069495301; 8245 10 062 1181144; 8448 41 079 0460830; 8448 41 096 0443520; 8448 41 085 1226849; 8448 41 089 0537123	Telecom	3,279.77	1,639.89	-
SSD Alarm	1740 N Lemon Street Anaheim, CA 92801-1007	400932; 401455; 401645	Security	99.55	49.77	-
T-Mobile	12920 SE 38th Street Bellevue, WA 98006-1350	965549820	Telecom	549.87	274.93	-
TPX Communicatio ns	P.O. Box 60767 Los Angeles CA 90060- 0767	405947; 279814; 404485; 161452; 395654	Telecom	1,855.23	927.62	-
Verizon Wireless	1095 Avenue of the Americas	969902732- 00006; 342293069- 00001;	Telecom	2,771.66	1,385.83	-

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	New York, NY 10036	969902732- 00001; 969902732- 00004; 969902732- 00007				
Waste Management	800 Capitol Street, Suite 3000 Houston, TX	18-56997- 03009	Waste Removal	275.67	137.84	-
				183,798.07	91,899.03	3,083.47

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TOTAL: 2