

IN THE UNITED STATES BANKRUPTCY COURT  
FOR THE DISTRICT OF DELAWARE

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<b>In re</b>	:	<b>Chapter 11</b>
	:	
<b>CANO HEALTH, INC.,</b>	:	<b>Case No. 24-10164 (KBO)</b>
	:	
<b>Reorganized Debtor.<sup>1</sup></b>	:	<b>Hearing Date: Feb. 11, 2025 at 9:30 a.m. (ET)</b>
-----	X	<b>Response Deadline: Jan. 6, 2025 at 4:00 p.m. (ET)</b>

**REORGANIZED DEBTORS’ THIRD OMNIBUS (NON-SUBSTANTIVE)  
OBJECTION TO CERTAIN (I) AMENDED AND SUPERSEDED  
CLAIMS, (II) LATE FILED CLAIMS, AND (III) EQUITY CLAIMS**

**THIS OBJECTION SEEKS TO DISALLOW AND EXPUNGE CERTAIN FILED PROOFS OF CLAIM. CLAIMANTS RECEIVING THIS OBJECTION SHOULD REVIEW THIS OBJECTION AND THE ATTACHMENTS HERETO TO DETERMINE WHETHER THIS OBJECTION AFFECTS THEIR CLAIMS, AND LOCATE THEIR NAMES AND CLAIMS ON THE SCHEDULE ATTACHED TO THE PROPOSED ORDER APPENDED TO THIS OBJECTION.**

Cano Health, Inc. (together with the Closed Case Debtors, the “**Reorganized Debtors,**” and prior to the Effective Date (as defined below), the “**Debtors,**”), as the Reorganized Debtor in the above-captioned chapter 11 case, respectfully represents as follows:

**Relief Requested**

1. By this objection (this “**Objection**”), pursuant to section 502 of title 11 of the United States Code (the “**Bankruptcy Code**”), Rule 3007 of the Federal Rules of Bankruptcy Procedure (the “**Bankruptcy Rules**”), and Rule 3007-1 of the Local Rules of Bankruptcy Practice and Procedure of the United States Bankruptcy Court for the District of Delaware (the “**Local**

<sup>1</sup> The Reorganized Debtor in this chapter 11 case, along with the last four digits of the Reorganized Debtor’s federal tax identification number, is Cano Health, Inc. (4224) (“**CHI**”). On August 13, 2024, the Court entered an order closing the chapter 11 cases of CHI’s debtor affiliates, (collectively, the “**Closed Case Debtors**”). A complete list of the Closed Case Debtors may be obtained on the website of the Reorganized Debtor’s claims and noticing agent at <https://veritaglobal.net/canohealth>. The Reorganized Debtor’s mailing address is 9725 NW 117th Avenue, Miami, Florida 33178.



**Bankruptcy Rules**”), the Reorganized Debtors request entry of an order disallowing and expunging: (i) the amended and superseded Proofs of Claim (as defined below) identified on **Schedule 1** to the Proposed Order (as defined below) (the “**Amended and Superseded Claims**”), (ii) the untimely Proofs of Claim identified on **Schedule 2** to the Proposed Order (the “**Late Filed Claims**”), and (iii) the claims filed on account of equity interests identified on **Schedule 3** to the Proposed Order (the “**Equity Claims**,” and together with the Amended and Superseded Claims and the Late Filed Claims, the “**Disputed Claims**”).

2. A proposed form of order granting the relief requested herein is annexed hereto as **Exhibit A** (the “**Proposed Order**”).

3. In support of this Objection, the Reorganized Debtors submit the *Declaration of Clayton Gring in Support of Debtors’ Third Omnibus (Non-Substantive) Objection to Certain (I) Amended and Superseded Claims, (II) Late Filed Claims, and (III) Equity Claims* (the “**Gring Declaration**”), annexed hereto as **Exhibit B**.

### **Jurisdiction and Venue**

4. The Court has jurisdiction to consider this matter pursuant to 28 U.S.C. §§ 157 and 1334, and the *Amended Standing Order of Reference* from the United States District Court for the District of Delaware, dated February 29, 2012. This is a core proceeding pursuant to 28 U.S.C. § 157(b). Venue is proper before the Court pursuant to 28 U.S.C. §§ 1408 and 1409.

5. Pursuant to Local Bankruptcy Rule 9013-1(f), the Reorganized Debtors consent to entry of a final order by the Court in connection with this Objection to the extent it is later determined that the Court, absent consent of the parties, cannot enter final orders or judgments consistent with Article III of the United States Constitution.

## Background

### A. General Background

6. Beginning on February 4, 2024 (the “**Petition Date**”), the Debtors each commenced with the Court a voluntary case under chapter 11 of the Bankruptcy Code. No trustee or examiner was appointed in the Debtors’ chapter 11 cases.

7. The Debtors’ chapter 11 cases were jointly administered for procedural purposes only pursuant to Bankruptcy Rule 1015(b) and Local Bankruptcy Rule 1015-1.

8. On February 21, 2024, the United States Trustee for Region 3 (the “**U.S. Trustee**”) appointed the Official Committee of Unsecured Creditors (the “**Creditors’ Committee**”).<sup>2</sup>

9. Additional information regarding the Debtors’ business, capital structure, and the circumstances leading to the commencement of these chapter 11 cases is set forth in the *Declaration of Mark Kent in Support of Debtors’ Chapter 11 Petitions* [Docket No. 14] (the “**Kent Declaration**”) and the *Declaration of Clayton Gring in Support of the Debtors’ First Day Relief* [Docket No. 15] (the “**Gring Declaration**” and, together with the Kent Declaration, the “**First Day Declarations**”), each filed on February 5, 2024.

10. On June 28, 2024, the Court entered an order [Docket No. 1148] (the “**Confirmation Order**”) confirming the *Modified Fourth Amended Joint Chapter 11 Plan of Reorganization of Cano Health, Inc. and its Affiliated Debtors* [Docket No. 1125] (including any exhibits, schedules, and supplements thereto and as may be amended, restated, supplemented, or otherwise modified from time to time in accordance with the terms thereof, the “**Plan**”). On the

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<sup>2</sup> Pursuant to section 12.3 of the Plan (as defined herein), except for certain limited purposes including to prosecute fee applications, the Creditors’ Committee dissolved on the Effective Date (as defined herein). See Plan § 12.3.

same day (the “**Effective Date**”), the Plan was substantially consummated and became effective. See Docket No. 1152. Pursuant to the Plan, the Reorganized Debtors are responsible for the Claims Reconciliation Process (as defined in the Plan).

## **B. Specific Background**

11. On February 6, 2024, the Court entered an order authorizing the Debtors to retain Kurtzman Carson Consultants LLC (“**KCC**”) as claims and noticing agent (the “**Claims Agent**”) in these chapter 11 cases [Docket No. 79].<sup>3</sup> The Claims Agent is authorized and directed to, among other things, (i) perform noticing services and to receive, maintain, record and otherwise administer the proofs of claim (each, a “**Proof of Claim**”) filed in these chapter 11 cases, (ii) serve as the custodian of court records, (iii) serve as the authorized repository for all Proofs of Claim, and (iv) maintain an official claims register for the Debtors (the “**Claims Register**”).

12. On March 5, 2024, the Court entered the *Order (I) Establishing a General Bar Date to File Proofs of Claim, (II) Establishing a Bar Date to File Proofs of Claim by Governmental Units, (III) Establishing a Rejection Damages Bar Date, (IV) Establishing an Amended Schedules Bar Date, (V) Approving the Form and Manner for Filing Proofs of Claim, (VI) Approving the Proposed Notices of Bar Dates, (VII) Approving Procedures With Respect to Service of the Proposed Notice of Bar Dates, and (VIII) Granting Related Relief* [Docket No. 259] (the “**Original Bar Date Order**” and, as corrected by the order dated April 16, 2024 [Docket No. 555] (the “**Corrected Bar Date Order**”), the “**Bar Date Order**”).<sup>4</sup> The Bar Date Order, among

<sup>3</sup> On June 11, 2024, KCC changed its name to KCC dba Verita Global (“**Verita**”). There has not been any change in the company’s ownership structure.

<sup>4</sup> As set forth in the Certification of Counsel filed on April 3, 2024 [Docket No. 555], following entry of the Original Bar Date Order and service and publication of the Bar Date Notice (as defined below), the Debtors identified a ministerial error in the Original Bar Date Order. Specifically, the Original Bar Date Order inadvertently excused any former officer, director, or employee of any of the Debtors from having to file a proof of claim for any claim based on indemnification, contribution, or reimbursement. To address any potential confusion caused by the discrepancy in the Original Bar Date Order, the Corrected Bar Date Order (i) required the Debtors to serve the Corrected Bar Date Order on all former officers, directors or employees of the Debtors within three (3) business

other things, established (i) April 22, 2024 at 5:00 p.m. (Prevailing Eastern Time) as the bar date by which all creditors, except for certain creditors falling within one of the exceptions set forth therein, were required to file Proofs of Claim, including for claims under section 503(b)(9) of the Bankruptcy Code, in the chapter 11 cases of each of the Debtors (the “**General Bar Date**”), and (ii) August 2, 2024 at 5:00 p.m. (Prevailing Eastern Time) as the deadline for all governmental units to file Proofs of Claim in the chapter 11 cases of each of the Debtors (the “**Governmental Bar Date**” and, together with the Extended Bar Date, the General Bar Date, and the other deadlines for filing Proofs of Claim established by the Bar Date Order, the “**Bar Dates**”).

13. On March 8, 2024, the Debtors filed the Notice of Deadlines to File Proofs of Claim [Docket No. 446] (the “**Bar Date Notice**”). Thereafter, the Claims Agent served the Bar Date Notice consistent with the requirements of the Original Bar Date Order. *See* Docket Nos. 475, 523, 623, 656, 674, 687, 767, 799, 800, 855, and 896. In addition, the Claims Agent published the Bar Date Notice in *The Wall Street Journal*, *the Miami Herald*, and *the Sun Sentinel*. *See* Docket No. 469.

14. The Debtors filed their schedules of assets and liabilities and statements of financial affairs by March 8, 2024 (collectively and as may be modified, amended, or supplemented from time to time, the “**Schedules**”). *See* Docket Nos. 275-280, 282-289, 292-294, 296, 298-300, 302-304, 307-322, 324-327, 329-353, 355-389, 391-440, 450.

15. In the ordinary course, the Debtors and Reorganized Debtors maintain books and records (the “**Books and Records**”) that reflect, among other things, the Debtors’ aggregate liabilities and the specific amounts owed to each of their creditors. The Reorganized

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days of entry of the Corrected Bar Date Order and (ii) extended the applicable Bar Date (as defined in the Corrected Bar Date Order) solely for such parties from April 22, 2024 to 5:00 p.m., prevailing Eastern Time on May 9, 2024 (the “**Extended Bar Date**”). Thereafter the Claims Agent served the Corrected Bar Date Order consistent with these requirements. *See* Cert. of Service, dated April 10, 2024 [Docket No. 624].

Debtors and their advisors are reviewing and continuing to reconcile all claims, including both claims identified on the Schedules (the “**Scheduled Claims**”) and the Proofs of Claim. While this analysis and reconciliation is ongoing, the Reorganized Debtors have determined the Disputed Claims should be disallowed for one or more reasons. Accordingly, the Reorganized Debtors file this Objection seeking the relief requested above.

### **Basis for Relief Requested**

16. Section 502(a) of the Bankruptcy Code provides that a filed proof of claim is “deemed allowed, unless a party in interest . . . objects.” 11 U.S.C. § 502(a). When asserting a proof of claim against a bankruptcy estate, a claimant must allege facts that, if true, would support a finding that the debtor is legally liable to the claimant. *See In re Allegheny Int’l, Inc.*, 954 F.2d 167, 173 (3d Cir. 1992). Where the claimant alleges sufficient facts to support its claim, its claim is afforded *prima facie* validity. *See In re Allegheny Int’l, Inc.*, 954 F.2d 167, 173–74 (3d Cir. 1992); *In re Am. Home Mortg., Holdings, Inc.*, 501 B.R. 44, 61–62 (Bankr. D. Del. 2013) (“[W]here a proof of claim does not provide the facts and documents necessary to support the claim, it is not entitled to the presumption of *prima facie* validity.”); *In re Chain*, 255 B.R. 278, 280 (Bankr. D. Conn. 2000) (internal quotation omitted); *In re Marino*, 90 B.R. 25, 28 (Bankr. D. Conn 1988); *see also Ashford v. Consol. Pioneer Mortgage*, 178 B.R. 222, 226 (9th Cir. B.A.P. 1995), *aff’d*, 91 F.3d 151 (9th Cir. 1996). A party wishing to dispute a claim’s validity must produce evidence sufficient to negate the claim’s *prima facie* validity. *Allegheny Int’l, Inc.*, 954 F.2d at 173–74. In practice, the objecting party must produce evidence that would refute at least one of the allegations essential to the claim’s legal sufficiency. *Id.* Once an objecting party produces such evidence, the burden shifts back to the claimant to prove the validity of his or her claim by a preponderance of the evidence. *Id.* at 174. Ultimately, the burden of persuasion is on the claimant. *Id.* Section 502(b)(1) of the Bankruptcy Code further provides, in relevant part, that a claim may not be

allowed if “such claim is unenforceable against the debtor and property of the debtor, under any agreement or applicable law for a reason other than because such claim is contingent or unmatured.” 11 U.S.C. § 502(b)(1).

**A. Amended and Superseded Claims**

17. As set forth in the Gring Declaration, based on review and analysis, the Reorganized Debtors have determined that each Amended and Superseded Claim listed under the column labeled “Claims to be Disallowed and Expunged” has been amended and superseded by a subsequently filed Proof of Claim by the same claimant and on account of the same liability as that listed in the column labeled “Surviving Claim” (the “**Surviving Claims**”).<sup>5</sup> The relief requested is necessary to prevent the allowance of the Amended and Superseded Claims, which by their nature have been superseded and remain on the Claims Register only as a technicality. The Reorganized Debtors should not be required to pay twice on the same obligation. Disallowance of the Amended and Superseded Claims will enable the Claims Register to reflect more accurately the claims asserted against the Debtors. The claimants holding Amended and Superseded Claims will not be prejudiced by having their respective Amended and Superseded Claims disallowed and expunged because each Surviving Claim will remain on the Claims Register, subject to the Reorganized Debtors’ ongoing rights to object to the Surviving Claims on applicable grounds, including in any subsequent omnibus objections.

18. Therefore, the Reorganized Debtors (i) object to the Amended and Superseded Claims listed on **Schedule 1** to the Proposed Order, and (ii) request the Amended and Superseded Claims listed under the column labeled “Claims to be Disallowed and Expunged” be disallowed and expunged in their entirety.

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<sup>5</sup> This label and term also applies to the Duplicative Claims.

**B. Late File Claims**

19. The Bar Date Order specifically requires Proofs of Claim to be actually received on or before the applicable Bar Date. Verita provided actual notice of the Bar Dates to each of the claimants that filed a Late Filed Claim by mailing the Bar Date Notice to such claimants' mailing address and/or the Debtors caused these claimants to receive constructive notice of the Bar Dates through publication of the Bar Date Notice in *The Wall Street Journal*, the *Miami Herald*, and the *Sun Sentinel*. As set forth in the Gring Declaration, all of the Late Filed Claims listed on **Schedule 2** to the Proposed Order were received after the applicable Bar Date.<sup>6</sup> As a result, pursuant to the terms of the Bar Date Order, each holder of a Late Filed Claim, "shall not be treated as a creditor with respect to such claim for the purposes of distribution in [the Debtors'] chapter 11 cases." Original Bar Date Order at ¶ 7; Corrected Bar Date Order at ¶ 7; see also Fed. R. Bankr. P. 3003(c)(2).

20. Accordingly, to avoid the possibility of improper recoveries and to maintain an accurate Claims Register, the Reorganized Debtors (i) object to the Late Filed Claims listed on **Schedule 2** to the Proposed Order, and (ii) request the Late Filed Claims be disallowed and expunged in their entirety.

**C. Equity Claims**

21. As set forth in the Gring Declaration, based upon a review and analysis of the Equity Claims listed on **Schedule 3** to the Proposed Order, the Reorganized Debtors have determined that each Equity Claim was filed on account of an equity security. The Bankruptcy Code defines an "equity security" as a:

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<sup>6</sup> None of the Late Filed Claims were filed by former officers, directors, or employees of the Debtors that may be subject to the Extended Bar Date under the Corrected Bar Date Order. Accordingly, all of the Late Filed Claims identified on **Schedule 3** to the Proposed Order, were required to be filed by the General Bar Date and not the Extended Bar Date



- (A) share in a corporation, whether or not transferable or denominated “stock”, or similar security;
- (B) interest of a limited partner in a limited partnership;
- (C) warrant or right, other than a right to convert, to purchase, sell, or subscribe to a share, security, or interest of a kind specified in subparagraph (A) or (B) of this paragraph.

11 U.S.C. § 101(16). Holders of equity securities do not have “claims” under section 101(5) of the Bankruptcy Code, but rather equity interests. *See In re Insilco Techs., Inc.*, 480 F.3d 212, 218 (3d Cir. 2007) (“[An equity interest] is not a claim at all”); *In re Hedged-Invs. Assocs.*, 84 F.3d 1267, 1272 (10th Cir. 1996) (“Simply put, an equity interest is not a claim against the debtor . . . .”) (quotations omitted). The Equity Claims do not assert any claims for damages, but rather assert claims based only on ownership as an equity interest. As set forth in the Original Bar Date Order, persons or entities who hold “any equity interest in the Debtors . . . based upon the ownership of common or preferred stock, membership interests, partnership interests, or warrants, options, or rights to purchase, sell, or subscribe to such a security or interest” shall “not be required to file any Proofs of Claim on account of such . . . interests.” Original Bar Date Order, ¶ 5(f).

22. The equity interests asserted by the holders of the Equity Claims are not in fact claims against the Debtors. The elimination of the Equity Claims will enable the Reorganized Debtors to maintain a claims register that more accurately reflects the valid claims that have been asserted against the Debtors’ estates. Therefore, the Reorganized Debtors (i) object to the allowance of the Equity Claims set forth on **Schedule 3** to the Proposed Order and (ii) seek entry of the Proposed Order disallowing and expunging the Equity Claims.

### **Responses to this Objection**

23. To contest this Objection, a claimant must file a written response to the Objection (a “**Response**”) with the Office of the Clerk of the United States Bankruptcy Court for

the District of Delaware, 824 North Market Street, Wilmington, Delaware 19801, by no later than **January 6, 2025 at 4:00 p.m. (Prevailing Eastern Time)** (the “**Response Deadline**”). In addition, a claimant must serve its Response on the following entities in accordance with the Local Bankruptcy Rules: (a) counsel to the Reorganized Debtors, (i) Weil, Gotshal & Manges LLP, Attn: Gary T. Holtzer, Jessica Liou, Matthew P. Goren, and Kevin Bostel (gary.holtzer@weil.com, jessica.liou@weil.com, matthew.goren@weil.com, and kevin.bostel@weil.com), and (ii) Richards, Layton & Finger, P.A., Attn: Mark D. Collins and Michael J. Merchant (collins@rlf.com and merchant@rlf.com); (b) counsel to the Litigation Trust (as defined in the Plan), (i) Paul Hastings LLP, 200 Park Avenue, New York, NY 10166, Attn: Kristopher M. Hansen and Erez Gilad (krishansen@paulhastings.com and erezgilad@paulhastings.com), and (ii) Cole Schotz P.C., 500 Delaware Avenue, Suite 1410, Wilmington, DE 19801, Attn: Justin R. Alberto (JAlberto@coleschotz.com); and (c) the Office of the United States Trustee for the District of Delaware, 844 King Street, Suite 2207, Wilmington, DE 19801, Attn: Benjamin A. Hackman, Esq. (Benjamin.A.Hackman@usdoj.gov) and Jon Lipshie, Esq. (Jon.Lipshie@usdoj.gov).

24. Claimants should locate their names and Disputed Claims on **Schedules 1** through **3** to the Proposed Order, and carefully review this Objection. A Response must address each ground on which the Reorganized Debtors object to a particular Disputed Claim.

25. Every Response must contain, at a minimum, the following information:

- i. a caption setting forth the name of the Court that includes the name of Cano Health, Inc., the case number, and the title of the Objection to which the Response is directed;
- ii. the name of the claimant, the claim number, and a description of the basis for the amount of the claim;
- iii. the specific factual basis and supporting legal argument on which the party will rely in opposing this Objection;

- iv. all documentation and other evidence in support of the claim, not previously filed with the Court or the claims and noticing agent, on which the claimant will rely in opposing this Objection; and
- v. the name, address, telephone number, fax number, and/or email address of the person(s) (which may be the claimant or the claimant's legal representative) with whom counsel for the Reorganized Debtors should communicate with respect to the claim or the Objection and who possesses authority to reconcile, settle, or otherwise resolve the objection to the claim on behalf of the claimant.

26. If a Response is properly and timely filed and served in accordance with the above procedures, the Reorganized Debtors will endeavor to reach a consensual resolution with the claimant. If no consensual resolution is reached, the Court will conduct a hearing with respect to the Objection and the Response on **February 11, 2025 at 9:30 a.m. (Prevailing Eastern Time)**, or such other date and time as parties filing Responses may be notified. Only those Responses made in writing and timely filed will be considered by the Court at any such hearing.

27. The Reorganized Debtors reserve the right to seek an adjournment of the hearing on any Response to this Objection, which adjournment will be noted on the notice of agenda for the hearing. The agenda will be served on the person designated by the claimant in its Response.

28. If a claimant fails to timely file a Response by the Response Deadline, the Reorganized Debtors may present to the Court an appropriate order disallowing and expunging the Disputed Claims as set forth in **Schedules 1** through **3** to the Proposed Order, without further notice to the claimant or a hearing.

29. The Objection by the Reorganized Debtors to each claim shall constitute a separate contested matter as contemplated by Bankruptcy Rule 9014. Any order entered by the Court regarding an objection asserted in this Objection shall be deemed a separate order with respect to each claim subject thereto.

**Reservation of Rights**

30. The Reorganized Debtors expressly reserve the right to amend, modify, or supplement this Objection and to file objections to any other claims (filed or not) that have been or may be asserted against the Debtors' estates. Should one or more of the grounds of objection stated in this Objection be dismissed or overruled, the Reorganized Debtors reserve the right to object to each of the Disputed Claims or any other Proofs of Claim on any other grounds that the Reorganized Debtors discover or elect to pursue.

31. Notwithstanding anything contained in this Objection, or the exhibits and schedules attached hereto, nothing herein will be construed as a waiver of any rights that the Reorganized Debtors, or any successor to the Reorganized Debtors, may have to enforce rights of setoff against the claimants.

32. Nothing in this Objection shall be deemed: (a) an admission as to the amount of, basis for, or validity of any claim against the Debtors under the Bankruptcy Code or other applicable nonbankruptcy law; (b) a waiver of the Reorganized Debtors' or any other party in interest's right to dispute any claim; (c) a promise or requirement to pay any particular claim; (d) an implication or admission that any particular claim is of a type specified or defined in this Objection; (e) an admission as to the validity, priority, enforceability, or perfection of any lien on, security interest in, or other encumbrance on property of the Debtors' estates; or (f) a waiver of any of the Reorganized Debtors' claims or causes of action which may exist against any entity under the Bankruptcy Code or any other applicable law.

**Compliance with Local Bankruptcy Rule 3007-1**

33. To the best of the Reorganized Debtors' knowledge and belief, this Objection complies with Local Bankruptcy Rule 3007-1. To the extent this Objection does not comply in all respects with the requirements of Local Bankruptcy Rule 3007-1, the undersigned

believes such deviations are not material and respectfully requests that any such requirement be waived.

**Notice**

34. Notice of this Objection will be provided to the following parties (each as defined in the First Day Declarations): (a) the Office of the United States Trustee for the District of Delaware (Attn: Benjamin A. Hackman, Esq. (Benjamin.A.Hackman@usdoj.gov) and Jon Lipshie, Esq. (Jon.Lipshie@usdoj.gov)); (b) Paul Hastings LLP, 200 Park Avenue, New York, NY 10166 (Attn: Kris Hansen (krishansen@paulhastings.com) and Erez Gilad (erezgilad@paulhastings.com)) and Cole Schotz P.C., 500 Delaware Avenue, Suite 1410, Wilmington, DE 19801 (Attn: Justin R. Alberto (JAlberto@coleschotz.com)), as counsel to the Litigation Trust; (c) any party that has requested notice pursuant to Bankruptcy Rule 2002; and (d) the claimants whose claims are subject to this Objection (collectively, the “**Notice Parties**”).

35. The Reorganized Debtors respectfully submit that no further notice is required.

**No Previous Request**

36. No previous request for the relief sought herein has been made by the Reorganized Debtors to this or any other court.

*[Remainder of page intentionally left blank]*

WHEREFORE the Reorganized Debtors respectfully request entry of the Proposed Order granting the relief requested herein and such other and further relief as the Court may deem just and appropriate.

Dated: December 23, 2024  
Wilmington, Delaware

/s/ Amanda R. Steele

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*Attorneys for the Reorganized Debtors*

**PLEASE CAREFULLY REVIEW THIS OBJECTION AND THE ATTACHMENTS HERETO TO DETERMINE WHETHER THIS OBJECTION AFFECTS YOUR CLAIM.**

**IN THE UNITED STATES BANKRUPTCY COURT  
FOR THE DISTRICT OF DELAWARE**

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<b>In re</b>	:	<b>Chapter 11</b>
	:	
<b>CANO HEALTH, INC.,</b>	:	<b>Case No. 24-10164 (KBO)</b>
	:	
<b>Reorganized Debtor.<sup>1</sup></b>	:	<b>Hearing Date: February 11, 2025 at 9:30 a.m. (ET)</b>
-----	X	<b>Response Deadline: January 6, 2025 at 4:00 p.m. (ET)</b>

**NOTICE OF OMNIBUS OBJECTION AND HEARING**

PLEASE TAKE NOTICE that, on December 23, 2024, Cano Health, Inc. (together with the Closed Case Debtors, the “**Reorganized Debtors**,”), as the Reorganized Debtor in the above-captioned chapter 11 case filed the *Reorganized Debtors’ Third Omnibus (Non-Substantive) Objection to Certain (I) Amended and Superseded Claims, (II) Late Filed Claims, and (III) Equity Claims* (the “**Objection**”)<sup>2</sup> with the United States Bankruptcy Court for the District of Delaware (the “**Court**”). **Your claim(s) may be disallowed and/or expunged as a result of the Objection. Therefore, you should read the attached Objection carefully.**

**PLEASE TAKE FURTHER NOTICE THAT YOUR RIGHTS MAY BE AFFECTED BY THE OBJECTION AND BY ANY FURTHER CLAIM OBJECTION THAT MAY BE FILED BY THE REORGANIZED DEBTORS OR OTHERWISE. THE RELIEF SOUGHT HEREIN IS WITHOUT PREJUDICE TO THE REORGANIZED DEBTORS’ RIGHT TO**

<sup>1</sup> The Reorganized Debtor in this chapter 11 case, along with the last four digits of the Reorganized Debtor’s federal tax identification number, is Cano Health, Inc. (4224) (“**CHI**”). On August 13, 2024, the Court entered an order closing the chapter 11 cases of CHI’s debtor affiliates, (collectively, the “**Closed Case Debtors**”). A complete list of the Closed Case Debtors may be obtained on the website of the Reorganized Debtor’s claims and noticing agent at <https://veritaglobal.net/canohealth>. The Reorganized Debtor’s mailing address is 9725 NW 117th Avenue, Miami, Florida 33178.

<sup>2</sup> Capitalized terms used but not otherwise defined herein shall have the respective meanings ascribed to such terms in the Objection.

**PURSUE FURTHER OBJECTIONS AGAINST YOUR CLAIM(S) SUBJECT TO THE OBJECTION IN ACCORDANCE WITH APPLICABLE LAW AND APPLICABLE ORDERS OF THE COURT.**

PLEASE TAKE FURTHER NOTICE that if the holder of a claim that is the subject of the Objection wishes to respond to the Objection, the holder must file a written response (each a “**Response**”) with: (a) the Office of the Clerk of the United States Bankruptcy Court for the District of Delaware, 824 North Market Street, 3rd Floor, Wilmington, Delaware 19801, (b) Weil, Gotshal & Manges LLP, 767 Fifth Avenue, New York, New York 10153, Attn: Gary T. Holtzer, Esq., Jessica Liou, Esq., Matthew P. Goren, Esq., and Kevin Bostel (emails: gary.holtzer@weil.com, jessica.liou@weil.com, matthew.goren@weil.com, and kevin.bostel@weil.com) and (b) Richards, Layton & Finger, P.A., One Rodney Square, 920 North King Street, Wilmington, Delaware 19801, Attn: Mark D. Collins, Esq., Michael J. Merchant, Esq., and Amanda R. Steele, Esq. (emails: collins@rlf.com, merchant@rlf.com, and steele@rlf.com) on or before **January 6, 2025 at 4:00 p.m. (prevailing Eastern Time)** (the “**Response Deadline**”).

PLEASE TAKE FURTHER NOTICE that Responses to the Objection must contain, at minimum, the following: (a) a caption setting forth the name of the Court, the name of the Reorganized Debtors, the case number, and the title of the Objection to which the Response is directed; (b) the name of the claimant, the claim number, and a description of the basis for the amount of the claim; (c) the specific factual basis and supporting legal argument upon which the party will rely in opposing the Objection; (d) all documentation and other evidence in support of the claim, not previously filed with the Court or the claims and noticing agent, on which the claimant will rely in opposing the Objection; and (e) the name, address, telephone number, fax number and/or email address of the person(s) (which may be the claimant or the claimant’s legal representative)



with whom counsel for the Reorganized Debtors should communicate with respect to the Claim subject to the Objection and who possesses authority to reconcile, settle, or otherwise resolve the objection to the Claim on behalf of the claimant.

PLEASE TAKE FURTHER NOTICE that if no Response to the Objection is timely filed and received in accordance with the above procedures, an order may be entered sustaining the Objection without further notice or a hearing. If a Response is properly filed, served and received in accordance with the above procedures and such Response is not resolved, a hearing to consider such Response and the Objection will be held before The Honorable Karen B. Owens, United States Bankruptcy Judge for the District of Delaware, at the Court, 824 North Market Street, 6<sup>th</sup> Floor, Courtroom 3, Wilmington, Delaware 19801 on **February 11, 2025 at 9:30 a.m. (prevailing Eastern Time)** (the “**Hearing**”). Only a Response made in writing and timely filed will be considered by the Court at the Hearing.

**IF YOU FAIL TO RESPOND IN ACCORDANCE WITH THIS NOTICE, THE COURT MAY SUSTAIN THE OBJECTION WITHOUT FURTHER NOTICE OR HEARING.**

Dated: December 23, 2024  
Wilmington, Delaware

/s/ Amanda R. Steele

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RICHARDS, LAYTON & FINGER, P.A.

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- and -

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*Attorneys for the Reorganized Debtors*

**Exhibit A**

**Proposed Order**

**IN THE UNITED STATES BANKRUPTCY COURT  
FOR THE DISTRICT OF DELAWARE**

	X	
<b>In re</b>	:	<b>Chapter 11</b>
	:	
<b>CANO HEALTH, INC.,</b>	:	<b>Case No. 24–10164 (KBO)</b>
	:	
<b>Reorganized Debtor.<sup>1</sup></b>	:	<b>Re: Docket No. __</b>
	X	

**ORDER SUSTAINING REORGANIZED DEBTORS’ THIRD OMNIBUS  
(NON-SUBSTANTIVE) OBJECTION TO CERTAIN (I) AMENDED AND SUPERSEDED  
CLAIMS, (II) LATE FILED CLAIMS, AND (III) EQUITY CLAIMS**

Upon the *Reorganized Debtors’ Third Omnibus (Non-Substantive) Objection to Certain: (I) Amended and Superseded Claims, (II) Late Filed Claims, and (III) Equity Claims* (the “**Objection**”),<sup>2</sup> of Cano Health, Inc. (together with the Closed Case Debtors, the “**Reorganized Debtors**,” and prior to the Effective Date (as defined below), the “**Debtors**”), pursuant to section 502 of title 11 of the United States Code (the “**Bankruptcy Code**”), Rule 3007 of the Federal Rules of Bankruptcy Procedure (the “**Bankruptcy Rules**”), and Rule 3007-1 of the Local Rules of Bankruptcy Practice and Procedure of the United States Bankruptcy Court for the District of Delaware (the “**Local Bankruptcy Rules**”), for entry of an order disallowing and expunging certain Disputed Claims and granting related relief, all as more fully described in the Objection; and the Court having reviewed the Objection and having considered the statements of counsel with respect to the Objection at a hearing (if any) before the Court; and the Court having

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<sup>1</sup> The Reorganized Debtor in this chapter 11 case, along with the last four digits of the Reorganized Debtor’s federal tax identification number, is Cano Health, Inc. (4224) (“**CHI**”). On August 13, 2024, the Court entered an order closing the chapter 11 cases of CHI’s debtor affiliates, (collectively, the “**Closed Case Debtors**”). A complete list of the Closed Case Debtors may be obtained on the website of the Reorganized Debtor’s claims and noticing agent at <https://veritaglobal.net/canohealth>. The Reorganized Debtor’s mailing address is 9725 NW 117th Avenue, Miami, Florida 33178.

<sup>2</sup> Capitalized terms used but not otherwise defined herein have the respective meanings ascribed to such terms in the Objection.

jurisdiction to consider the Objection and the relief requested therein pursuant to 28 U.S.C. §§ 157(a)–(b) and § 1334, and the *Amended Standing Order of Reference* from the United States District Court for the District of Delaware, dated February 29, 2012; and consideration of the Objection and the requested relief being a core proceeding pursuant to 28 U.S.C. § 157(b); and venue being proper before the Court pursuant to 28 U.S.C. §§ 1408 and 1409; and due and proper notice of the Objection having been provided to the Notice Parties; and such notice having been adequate and appropriate under the circumstances, and it appearing that no other or further notice need be provided; and upon any hearing held on the Objection; and all Responses, if any, to the Objection having been withdrawn, resolved, or overruled; and the Court having determined the legal and factual bases set forth in the Objection establish just cause for the relief granted herein; and it appearing the relief requested in the Objection is in the best interests of the Reorganized Debtors, the Debtors, the Debtors’ estates, their creditors, and all parties in interest; and upon all of the proceedings had before the Court; and after due deliberation and sufficient cause appearing therefor,

**IT IS HEREBY ORDERED THAT**

1. The Objection is sustained to the extent set forth herein.
2. Any Response to the Objection not otherwise withdrawn, resolved, or adjourned is overruled on the merits.
3. Each Amended and Superseded Claim listed in the column labeled “Claims to be Disallowed and Expunged” on **Schedule 1** hereto is disallowed and expunged in its entirety. The Surviving Claims listed in the column labeled “Surviving Claim” on **Schedule 1** hereto shall remain on the Claims Register, subject to the Reorganized Debtors’ further objections on any substantive or non-substantive grounds, and any further order of the Court.

4. Each Late Filed Claim identified on **Schedule 2** hereto is disallowed and expunged in its entirety.

5. Each Equity Claim identified on **Schedule 3** hereto is disallowed and expunged in its entirety.

6. This Order has no res judicata, estoppel, or other effect on the validity, allowance, or disallowance of any claim referenced and/or identified in the Objection that is not listed on **Schedules 1** through **3** annexed hereto as a Disputed Claim, and all rights to object or defend against such claims on any basis are expressly reserved.

7. Should one or more of the grounds of objection stated in the Objection be dismissed, the rights of the Reorganized Debtors to object on any other grounds that the Reorganized Debtors discover subsequent to the filing of the Objection are preserved.

8. The Objection by the Reorganized Debtors to the Disputed Claims, as addressed in the Objection and the schedules hereto, constitutes a separate contested matter with respect to each such claim, as contemplated by Bankruptcy Rule 9014 and Local Bankruptcy Rule 3007-1. This Order shall be deemed a separate Order with respect to each Disputed Claim.

9. Any stay of this Order pending appeal by any holder of a Disputed Claim or any other party with an interest in the Disputed Claims subject to this Order shall only apply to the contested matter which involves such party and shall not act to stay the applicability and/or finality of this Order with respect to the other contested matters arising from the Objection or this Order.

10. The Reorganized Debtors, the Debtors' claims and noticing agent, Verita,<sup>3</sup> and the Clerk of this Court are authorized to modify the official Claims Register for these chapter 11 cases in compliance with the terms of this Order, and to take all steps necessary or appropriate to carry out the relief granted in this Order.

11. Nothing in the Objection or this Order, nor any actions by the Reorganized Debtors pursuant to this Order, shall be construed as: (a) an admission as to the amount of, basis for, or validity of any claim against the Debtors under the Bankruptcy Code or other applicable nonbankruptcy law; (b) a waiver of the Reorganized Debtors, the Debtors', or any other party in interest's right to dispute any claim; (c) a promise or requirement to pay any particular claim; (d) an implication or admission that any particular claim is of a type specified or defined in this Order; (e) an admission as to the validity, priority, enforceability, or perfection of any lien on, security interest in, or other encumbrance on property of the Debtors' estates; or (f) a waiver of any of the Debtors' or Reorganized Debtors claims or causes of action which may exist against any entity under the Bankruptcy Code or any other applicable law.

12. This Order is immediately effective and enforceable.

13. The Court shall retain jurisdiction to hear and determine all matters arising from or related to the implementation, interpretation, or enforcement of this Order.

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<sup>3</sup> On June 11, 2024, Kurtzman Carson Consultants LLC (KCC) changed its name to KCC dba Verita Global ("Verita"). There has not been any change in the company's ownership structure.

**Schedule 1**

**Amended and Superseded Claims**



**CLAIMS TO BE DISALLOWED AND EXPUNGED**

**SURVIVING CLAIMS**

CLAIMS TO BE DISALLOWED AND EXPUNGED					SURVIVING CLAIMS				
Name and address of claimant	Claim #	Debtor	Claim amount and priority (I)	Reason for Disallowance	Name and address of claimant	Claim #	Debtor	Claim amount and priority (I)	
1 107 Commercial Property LLC c/o Robert LeHane Kelley Drye and Warren LLP 3 World Trade Center 175 Greenwich Street New York NY 10007	479	Cano Health, LLC	\$0.00 (S) \$0.00 (A) \$0.00 (P) \$198,672.93 (U) \$198,672.93 (T)	The claim appears to have been amended by another claim filed by the same claimant relating to the same purported liability.	107 Commercial Property LLC c/o Robert LeHane Kelley Drye and Warren LLP 3 World Trade Center 175 Greenwich Street New York NY 10007	761	Cano Health, LLC	\$0.00 (S) \$7,632.99 (A) \$0.00 (P) \$1,174,171.79 (U) \$1,181,804.78 (T)	
2 Best Office Coffee Service Inc. 13130 SW 130th Terrace Miami FL 33186	31	Cano Health, Inc.	\$0.00 (S) \$33,653.23 (A) \$0.00 (P) \$0.00 (U) \$33,653.23 (T)	The claim appears to have been amended by another claim filed by the same claimant relating to the same purported liability.	Best Office Coffee Service Inc. 13130 SW 130th Terrace Miami FL 33186	657	Cano Health, LLC	\$0.00 (S) \$0.00 (A) \$0.00 (P) \$33,653.23 (U) \$33,653.23 (T)	
3 Best Office Coffee Service, Inc. 13130 SW 130th Terrace Miami FL 33186	316	Cano Health, Inc.	\$0.00 (S) \$33,653.23 (A) \$0.00 (P) \$0.00 (U) \$33,653.23 (T)	The claim appears to have been amended by another claim filed by the same claimant relating to the same purported liability.	Best Office Coffee Service Inc. 13130 SW 130th Terrace Miami FL 33186	657	Cano Health, LLC	\$0.00 (S) \$0.00 (A) \$0.00 (P) \$33,653.23 (U) \$33,653.23 (T)	
4 Bexar County Linebarger Goggan Blair & Sampson, LLP 112 E. Pecan Street, Suite 2200 San Antonio TX 78205	406	Cano Health, Inc.	\$23,383.83 (S) \$0.00 (A) \$0.00 (P) \$0.00 (U) \$23,383.83 (T)	The claim appears to have been amended by another claim filed by the same claimant relating to the same purported liability.	Bexar County c/o Don Stecker Linebarger Goggan Blair Sampson, LLP 112 E. Pecan Street, Suite 2200 San Antonio TX 78205	774	Cano Health, Inc.	\$34,682.42 (S) \$0.00 (A) \$0.00 (P) \$0.00 (U) \$34,682.42 (T)	
5 Bexar County Linebarger Goggan Blair & Sampson, LLP 112 E. Pecan Street, Suite 2200 San Antonio TX 78205	1	Cano Health, Inc.	\$36,044.22 (S) \$0.00 (A) \$0.00 (P) \$0.00 (U) \$36,044.22 (T)	The claim appears to have been amended by another claim filed by the same claimant relating to the same purported liability.	Bexar County Linebarger Goggan Blair & Sampson, LLP 112 E. Pecan Street, Suite 2200 San Antonio TX 78205	406	Cano Health, Inc.	\$23,383.83 (S) \$0.00 (A) \$0.00 (P) \$0.00 (U) \$23,383.83 (T)	
6 Name on File Address on File	93	Cano Health, LLC	\$0.00 (S) \$0.00 (A) \$2,500.00 (P) \$0.00 (U) \$2,500.00 (T)	The claim appears to have been amended by another claim filed by the same claimant relating to the same purported liability.	Name on File Address on File	282	Cano Health, LLC	\$0.00 (S) \$2,800.00 (A) \$0.00 (P) \$0.00 (U) \$2,800.00 (T)	
7 CRG Financial LLC 84 Herbert Ave. Building B, Suite 202 Closter NJ 07624	31	Cano Health, Inc.	\$0.00 (S) \$16,954.82 (A) \$0.00 (P) \$0.00 (U) \$16,954.82 (T)	The claim appears to have been amended by another claim filed by the same claimant relating to the same purported liability.	CRG Financial LLC 84 Herbert Ave. Building B, Suite 202 Closter NJ 07624	657	Cano Health, LLC	\$0.00 (S) \$16,954.82 (A) \$0.00 (P) \$0.00 (U) \$16,954.82 (T)	
8 CRG Financial LLC 84 Herbert Ave. Building B, Suite 202 Closter NJ 07624	316	Cano Health, Inc.	\$0.00 (S) \$16,954.82 (A) \$0.00 (P) \$0.00 (U) \$16,954.82 (T)	The claim appears to have been amended by another claim filed by the same claimant relating to the same purported liability.	CRG Financial LLC 84 Herbert Ave. Building B, Suite 202 Closter NJ 07624	657	Cano Health, LLC	\$0.00 (S) \$16,954.82 (A) \$0.00 (P) \$0.00 (U) \$16,954.82 (T)	

**CLAIMS TO BE DISALLOWED AND EXPUNGED**

**SURVIVING CLAIMS**

Name and address of claimant	Claim #	Debtor	Claim amount and priority (1)	Reason for Disallowance	Name and address of claimant	Claim #	Debtor	Claim amount and priority (1)
9 Name on File Address on File	296	Cano Health, LLC	\$0.00 (S)	The claim appears to have been amended by another claim filed by the same claimant relating to the same purported liability.	Name on File Address on File	549	Cano Health, LLC	\$0.00 (S)
			\$0.00 (A)					\$0.00 (A)
			\$124,676.75 (P)					\$8,192.31 (P)
			\$0.00 (U)					\$0.00 (U)
			\$124,676.75 (T)					\$8,192.31 (T)
10 Hidalgo County c/o Diane W. Sanders Linebarger Goggan Blair & Sampson, LLP PO Box 17428 Austin TX 78760-7428	43	Cano Health, Inc.	\$20,485.16 (S)	The claim appears to have been amended by another claim filed by the same claimant relating to the same purported liability.	Hidalgo County c/o Diane W. Sanders Linebarger Goggan Blair & Sampson, LLP PO Box 17428 Austin TX 78760-7428	771	Cano Health, Inc.	\$9,896.21 (S)
			\$0.00 (A)					\$0.00 (A)
			\$0.00 (P)					\$0.00 (P)
			\$0.00 (U)					\$0.00 (U)
			\$20,485.16 (T)					\$9,896.21 (T)
11 Name on File Address on File	83	Cano Health, Inc.	\$0.00 (S)	The claim appears to have been amended by another claim filed by the same claimant relating to the same purported liability.	Name on File Address on File	688	Cano Health, Inc.	\$0.00 (S)
			\$525.00 (A)					\$0.00 (A)
			\$0.00 (P)					\$730.00 (P)
			\$0.00 (U)					\$0.00 (U)
			\$525.00 (T)					\$730.00 (T)
12 LSG1 Trail Plaza LLC Attn Kathy Mulkern c/o Longpoint Property Group, LLC 13218 W Broward Blvd Plantation FL 33325	447	Cano Health, LLC	\$0.00 (S)	The claim appears to have been amended by another claim filed by the same claimant relating to the same purported liability.	LSG1 Trail Plaza LLC Attn Peter D Apice c/o Stutzman, Bromberg, Esserman and Plifka P.C. 2323 Bryan Street, Suite 2200 Dallas TX 75201	788	Cano Health, LLC	\$0.00 (S)
			\$0.00 (A)					\$0.00 (A)
			\$0.00 (P)					\$0.00 (P)
			\$11,021.11 (U)					\$71,805.60 (U)
			\$11,021.11 (T)					\$71,805.60 (T)
13 NELSON MULLINS RILEY & SCARBOROUGH LLP Frank Terzo 100 S.E. 3rd Avenue, Suite 2700 Fort Lauderdale FL 33394	602	Cano Health, LLC	\$0.00 (S)	The claim appears to have been amended by another claim filed by the same claimant relating to the same purported liability.	Nelson Mullins Riley and Scarborough LLP Frank P. Terzo 100 SE 3rd Avenue Suite 2700 Fort Lauderdale FL 33394	748	Cano Health, LLC	\$0.00 (S)
			\$0.00 (A)					\$0.00 (A)
			\$0.00 (P)					\$0.00 (P)
			\$109,699.88 (U)					\$204,113.00 (U)
			\$109,699.88 (T)					\$204,113.00 (T)
14 Nueces County c/o Diane W. Sanders Linebarger Goggan Blair & Sampson, LLP PO Box 17428 Austin TX 78760-7428	45	Cano Health, Inc.	\$41,249.71 (S)	The claim appears to have been amended by another claim filed by the same claimant relating to the same purported liability.	Nueces County c/o Diane W. Sanders Linebarger Goggan Blair & Sampson, LLP PO Box 17428 Austin TX 78760-7428	772	Cano Health, Inc.	\$19,927.40 (S)
			\$0.00 (A)					\$0.00 (A)
			\$0.00 (P)					\$0.00 (P)
			\$0.00 (U)					\$0.00 (U)
			\$41,249.71 (T)					\$19,927.40 (T)
15 Preferred Care Network, Inc. c/o Eric Goldstein Shipman and Goodwin LLP One Constitution Plaza Hartford CT 06103	429	DGM MSO, LLC	\$0.00 (S)	The claim appears to have been amended by another claim filed by the same claimant relating to the same purported liability.	Preferred Care Network, Inc. c/o Eric Goldstein Shipman and Goodwin LLP One Constitution Plaza Hartford CT 06103	767	DGM MSO, LLC	\$42,230.46 (S)
			\$0.00 (A)					\$0.00 (A)
			\$0.00 (P)					\$0.00 (P)
			\$8,031,692.14 (U)					\$7,471,353.35 (U)
			\$8,031,692.14 (T)					\$7,513,583.81 (T)
16 Preferred Care Partners, Inc. c/o Eric Goldstein Shipman and Goodwin LLP One Constitution Plaza Hartford CT 06103	430	DGM MSO, LLC	\$0.00 (S)	The claim appears to have been amended by another claim filed by the same claimant relating to the same purported liability.	Preferred Care Partners, Inc. c/o Eric Goldstein Shipman and Goodwin LLP One Constitution Plaza Hartford CT 06103	768	DGM MSO, LLC	\$15,344.92 (S)
			\$0.00 (A)					\$0.00 (A)
			\$0.00 (P)					\$0.00 (P)
			\$11,117,261.42 (U)					\$10,739,881.28 (U)
			\$11,117,261.42 (T)					\$10,755,226.20 (T)

**CLAIMS TO BE DISALLOWED AND EXPUNGED**

**SURVIVING CLAIMS**

CLAIMS TO BE DISALLOWED AND EXPUNGED					SURVIVING CLAIMS				
Name and address of claimant	Claim #	Debtor	Claim amount and priority (1)	Reason for Disallowance	Name and address of claimant	Claim #	Debtor	Claim amount and priority (1)	
17 SVF Transal Park LLC c/o Michael S. Provenzale, Esq. 215 N. Eola Drive Orlando FL 32801	530	Cano Health, LLC	\$6,004.05 (S) \$0.00 (A) \$0.00 (P) \$10,262.77 (U) \$16,266.82 (T)	The claim appears to have been amended by another claim filed by the same claimant relating to the same purported liability.	SVF Transal Park LLC c/o Michael S. Provenzale, Esq. 215 N Eola Drive Orlando FL 32801	792	Cano Health, LLC	\$6,004.05 (S) \$0.00 (A) \$0.00 (P) \$90,009.18 (U) \$96,013.23 (T)	
<b>Total</b>			\$127,166.97 (S) \$101,741.10 (A) \$127,176.75 (P) \$19,478,610.25 (U) \$19,834,695.07 (T)					\$151,469.29 (S) \$44,342.63 (A) \$8,922.31 (P) \$19,818,640.66 (U) \$20,023,374.89 (T)	

(1) (S) Secured; (A) Administrative; (P) Priority; (U) Unsecured; (T) Total

**Schedule 2**

**Late Filed Claims**

## Late Filed Claims

Case No. 24-10164 (KBO) Jointly Administered

Name and Address of Claimant	Claim #	Debtor	Date filed	Claim amount and priority (1)	Reason for Disallowance
1 TOUCH ELEVATOR PHONES INC. MARY JO PEREZ 15962 SW 61ST STREET Davie FL 33331	777	Cano Health, LLC	06/21/2024	\$0.00 (S) \$0.00 (A) \$0.00 (P) \$760.00 (U) \$760.00 (T)	Claim was filed after the applicable claims bar date.
Name on File Address on File	769	Cano Health, Inc.	06/17/2024	\$0.00 (S) \$0.00 (A) \$0.00 (P) \$328.57 (U) \$328.57 (T)	Claim was filed after the applicable claims bar date.
Central Medical Group PA Sandra Zeiger 6610 North University Drive Unit 120 Tamarac FL 33321	753	Cano Health, Inc.	05/29/2024	\$0.00 (S) \$0.00 (A) \$0.00 (P) \$23,355.00 (U) \$23,355.00 (T)	Claim was filed after the applicable claims bar date.
Central Medical Group PA Sandra Zeiger 6610 North University Drive Unit 120 Tamarac FL 33321	755	Cano Health, Inc.	05/29/2024	\$0.00 (S) \$0.00 (A) \$0.00 (P) \$23,355.00 (U) \$23,355.00 (T)	Claim was filed after the applicable claims bar date.
Central Medical Group PA Sandra Zeiger 7707 North University Drive Suite 106 Tamarac FL 33321-2954	756	Cano Health, Inc.	05/29/2024	\$0.00 (S) \$0.00 (A) \$0.00 (P) \$23,355.00 (U) \$23,355.00 (T)	Claim was filed after the applicable claims bar date.
CENTRAL MEDICAL GROUP, P.A. Sandi Zeiger 6610 N. University Dr Suite #120 Tamarac FL 33321	752	Cano Health, Inc.	05/29/2024	\$0.00 (S) \$0.00 (A) \$0.00 (P) \$23,355.00 (U) \$23,355.00 (T)	Claim was filed after the applicable claims bar date.

Name and Address of Claimant	Claim #	Debtor	Date filed	Claim amount and priority (1)	Reason for Disallowance
7 CHIVAS DAVIS ENTERPRISES INC./ PAINT WITH FAITH CHIVAS DAVIS 1260 NW 196TH TERR MIAMI FL 33169	807	Cano Health, Inc.	09/09/2024	\$0.00 (S) \$0.00 (A) \$0.00 (P) \$10,300.00 (U) \$10,300.00 (T)	Claim was filed after the applicable claims bar date.
8 Cision US Inc. 1785 Greensboro Station 8th Floor McLean VA 22102	805	Cano Health, Inc.	08/15/2024	\$0.00 (S) \$0.00 (A) \$0.00 (P) \$3,000.00 (U) \$3,000.00 (T)	Claim was filed after the applicable claims bar date.
9 Commonwealth Edison Company ComEd Bankruptcy Department 1919 Swift Drive Oak Brook IL 60523	806	Cano Health, Inc.	09/04/2024	\$0.00 (S) \$0.00 (A) \$0.00 (P) \$7,638.42 (U) \$7,638.42 (T)	Claim was filed after the applicable claims bar date.
10 Crystal Springs 200 Eagles Landing Dr Lakeland FL 33810	762	Cano Health of Florida, LLC	06/12/2024	\$0.00 (S) \$0.00 (A) \$0.00 (P) \$2,054.42 (U) \$2,054.42 (T)	Claim was filed after the applicable claims bar date.
11 GURU BILLERS INC CLAUDIA KNICKERBOCKER 13155 SW 134TH ST SUITE 212 MIAMI FL 33186	702	Cano Health, LLC	05/08/2024	\$0.00 (S) \$0.00 (A) \$0.00 (P) \$22,058.70 (U) \$22,058.70 (T)	Claim was filed after the applicable claims bar date.
12 Name on File Address on File	786	Cano Health, Inc.	07/10/2024	\$0.00 (S) \$0.00 (A) \$0.00 (P) \$0.00 (U) \$0.00 (T)	Claim was filed after the applicable claims bar date.

(1) (S) Secured; (A) Administrative; (P) Priority; (U) Unsecured; (T) Total

Name and Address of Claimant	Claim #	Debtor	Date filed	Claim amount and priority (1)	Reason for Disallowance
13 JJS WASTE & RECYCLING YENNY SPAINHOWER 3905 EL REY RD. Orlando FL 32808	735	Cano Health, LLC	05/20/2024	\$0.00 (S) \$1,219.58 (A) \$0.00 (P) \$0.00 (U) \$1,219.58 (T)	Claim was filed after the applicable claims bar date.
14 Language Scientific Amanda Dunnett 101 Station Landing Suite 500 Medford MA 02155	781	Cano Health, LLC	06/28/2024	\$0.00 (S) \$0.00 (A) \$0.00 (P) \$378.74 (U) \$378.74 (T)	Claim was filed after the applicable claims bar date.
15 LSCA MULTISERVICES LLC 4617 BURKETT CIR TAMPA FL 33634	697	Cano Health, Inc.	05/06/2024	\$0.00 (S) \$0.00 (A) \$5,565.00 (P) \$0.00 (U) \$5,565.00 (T)	Claim was filed after the applicable claims bar date.
16 Name on File Address on File	779	Cano Health, Inc.	06/24/2024	\$0.00 (S) \$0.00 (A) \$0.00 (P) \$0.00 (U) \$0.00 (T)	Claim was filed after the applicable claims bar date.
17 Qualtrics, LLC 333 W River Park Dr Provo UT 84604	804	American Choice Healthcare, LLC	08/13/2024	\$0.00 (S) \$0.00 (A) \$0.00 (P) \$89,875.00 (U) \$89,875.00 (T)	Claim was filed after the applicable claims bar date.
18 Zurich American Insurance Company Attn Jessica Melesio PO Box 68549 Schaumburg IL 60196	728	Cano Health, Inc.	05/15/2024	\$0.00 (S) \$0.00 (A) \$0.00 (P) \$1.00 (U) \$1.00 (T)	Claim was filed after the applicable claims bar date.

(1) (S) Secured; (A) Administrative; (P) Priority; (U) Unsecured; (T) Total

Name and Address of Claimant	Claim #	Debtor	Date filed	Claim amount and priority (1)	Reason for Disallowance
				\$1,219.58 (A)	
				\$5,565.00 (P)	
<b>Claims To Be Expunged Totals</b>				\$229,814.85 (U)	
				\$236,599.43 (T)	

(1) (S) Secured; (A) Administrative; (P) Priority; (U) Unsecured; (T) Total



**Schedules 3**

**Equity Claims**

	Name and Address of Claimant	Claim #	Debtor	Date filed	Claim amount and priority (1)	Reason for Disallowance
1	Name on File Address on File	612	Cano Health, Inc.	04/22/2024	\$0.00 (S) \$0.00 (A) \$0.00 (P) \$0.00 (U) \$0.00 (T)	This claim was filed on account of ownership of an equity interest and is not a claim under the Bankruptcy Code or the Plan.
2	Name on File Address on File	589	Primary Care (ITC) Intermediate Holdings, LLC	04/22/2024	\$0.00 (S) \$0.00 (A) \$0.00 (P) \$0.00 (U) \$0.00 (T)	This claim was filed on account of ownership of an equity interest and is not a claim under the Bankruptcy Code or the Plan.
3	Name on File Address on File	606	Cano Health, Inc.	04/22/2024	\$0.00 (S) \$0.00 (A) \$0.00 (P) \$0.00 (U) \$0.00 (T)	This claim was filed on account of ownership of an equity interest and is not a claim under the Bankruptcy Code or the Plan.
4	Name on File Address on File	550	Cano Health, Inc.	04/20/2024	\$0.00 (S) \$0.00 (A) \$0.00 (P) \$4,430,014.10 (U) \$4,430,014.10 (T)	This claim was filed on account of ownership of an equity interest and is not a claim under the Bankruptcy Code or the Plan.
5	Name on File Address on File	763	Cano Health, Inc.	06/12/2024	\$0.00 (S) \$0.00 (A) \$0.00 (P) \$275,000.00 (U) \$275,000.00 (T)	This claim was filed on account of ownership of an equity interest and is not a claim under the Bankruptcy Code or the Plan.
6	Name on File Address on File	415	Cano Health, Inc.	04/14/2024	\$0.00 (S) \$0.00 (A) \$0.00 (P) \$1,880.55 (U) \$1,880.55 (T)	This claim was filed on account of ownership of an equity interest and is not a claim under the Bankruptcy Code or the Plan.

**Equity Claims**

Name and Address of Claimant	Claim #	Debtor	Date filed	Claim amount and priority (1)	Reason for Disallowance
				\$0.00 (A)	
				\$0.00 (P)	
<b>Claims To Be Expunged Totals</b>				\$4,706,894.65 (U)	
				\$4,706,894.65 (T)	

**Exhibit B**

**Gring Declaration**

**IN THE UNITED STATES BANKRUPTCY COURT  
FOR THE DISTRICT OF DELAWARE**

	x	
<b>In re</b>	:	<b>Chapter 11</b>
	:	
<b>CANO HEALTH, INC.,</b>	:	<b>Case No. 24–10164 (KBO)</b>
	:	
<b>Reorganized Debtor.<sup>1</sup></b>	:	
	x	

**DECLARATION OF CLAYTON GRING IN SUPPORT OF THE REORGANIZED  
DEBTORS THIRD OMNIBUS (NON-SUBSTANTIVE) OBJECTION TO  
CERTAIN (I) AMENDED AND SUPERSEDED CLAIMS, (II) LATE  
FILED CLAIMS, AND (III) EQUITY CLAIMS**

I, Clayton Gring, pursuant to 28 U.S.C. § 1746, hereby declare under penalty of perjury that the following is true and correct to the best of my knowledge, information, and belief:

1. I am a Partner and Managing Director at AlixPartners LLP (“**AlixPartners**”), a global independent restructuring consulting firm that specializes in providing restructuring advisory services, and has assisted, advised, and provided strategic advice to debtors, creditors, bondholders, investors, and other entities in numerous chapter 11 cases of similar size and complexity to these chapter 11 cases. I have been employed by AlixPartners since 2016.

2. I submit this declaration (the “**Declaration**”) in support of the *Reorganized Debtors’ Third Omnibus (Non-Substantive) Objection to Certain: (I) Amended and Superseded Claims, (II) Late Filed Claims, and (III) Equity Claims* (the “**Objection**”).<sup>2</sup>

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<sup>1</sup> The Reorganized Debtor in this chapter 11 case, along with the last four digits of the Reorganized Debtor’s federal tax identification number, is Cano Health, Inc. (4224) (“**CHI**”). On August 13, 2024, the Court entered an order closing the chapter 11 cases of CHI’s debtor affiliates, (collectively, the “**Closed Case Debtors**”). A complete list of the Closed Case Debtors may be obtained on the website of the Reorganized Debtor’s claims and noticing agent at <https://veritaglobal.net/canohealth>. The Reorganized Debtor’s mailing address is 9725 NW 117th Avenue, Miami, Florida 33178.

<sup>2</sup> Capitalized terms used but not otherwise defined herein have the respective meanings ascribed to such terms in the Objection.

3. I am over the age of eighteen and am authorized by the Reorganized Debtors to submit this Declaration. Except as otherwise indicated, the facts and all statements in this Declaration are based on my personal knowledge, my review (or the review of others under my supervision) of the relevant Proofs of Claim and the documentation attached thereto, the official register of claims filed in the chapter 11 cases, information received by me from personnel and/or advisors of the Reorganized Debtors, my review of the Debtors' Books and Records, and my experience and knowledge of the claims process in these chapter 11 cases. If called as a witness, I could and would competently testify to the facts set forth in this Declaration.

4. The Proofs of Claim subject to the Objection were carefully reviewed and analyzed in good faith using due diligence by appropriate personnel of the Reorganized Debtors, those familiar with the Debtors' Books and Records, and the Reorganized Debtors' professionals.

#### **Amended and Superseded Claims**

5. Based on my review and analysis of the Amended and Superseded Claims listed on **Schedule 1** to the Proposed Order, each Amended and Superseded Claim listed under the column "Claims to be Disallowed and Expunged" has been amended and superseded by a subsequently-filed Proof of Claim by the same claimant and on account of the same liability as those listed in the column labeled "Surviving Claim."

6. Specifically, each Amended and Superseded Claim listed under the column "Claims to be Disallowed and Expunged" in the schedule has been amended and superseded by a subsequently filed Proof of Claim, and the Surviving Claim has identified on the face of the Proof of Claim the Amended and Superseded Claim. For some Amended and Superseded Claims, while the claimant identified on the face of the Surviving Claim that the claim was intended to amend another Proof of Claim, the corresponding amended claim was either not properly identified or not identified by number by the claimant. The Reorganized Debtors' professionals performed an in-

depth review of the Proofs of Claim and the Claims Register to determine which corresponding Surviving Claims were associated with each Amended and Superseded Claim listed under the column “Claims to be Disallowed and Expunged.” Therefore, after careful review, it is my belief that all of the Amended and Superseded Claims listed under the column “Claims to be Disallowed and Expunged” have in fact been amended and superseded by the corresponding Surviving Claims.

7. The relief requested is necessary to prevent the allowance of the Amended and Superseded Claims, which by their nature have been superseded and remain on the Claims Register only as a technicality. Disallowance of these claims will enable the Claims Register to reflect more accurately the claims asserted against the Debtors. The claimants holding Amended and Superseded Claims will not be prejudiced by having their respective Amended and Superseded Claims disallowed and expunged, because each Surviving Claim will survive on the Claims Register, subject to the Reorganized Debtors’ ongoing rights to object to the Surviving Claims on applicable grounds.

#### **Late Filed Claims**

8. I understand that the Bar Date Order specifically requires Proofs of Claim to be actually received on or before the applicable Bar Date. All of the Late Filed Claims listed on **Schedule 2** to the Proposed Order were received after the applicable Bar Date.<sup>3</sup> Verita provided actual notice of the Bar Dates to each of the claimants that filed a Late Filed Claim by mailing the Bar Date Notice to such claimants’ mailing address and/or the Debtors caused these claimants to receive constructive notice of the Bar Dates through publication of the Bar Date Notice in *The Wall Street Journal*, the *Miami Herald*, and the *Sun Sentinel*. I understand further that these

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<sup>3</sup> None of the Late Filed Claims were filed by former officers, directors, or employees of the Debtors that may be subject to the Extended Bar Date under the Corrected Bar Date Order. Accordingly, all of the Late Filed Claims identified on **Schedule 3** to the Proposed Order, were required to be filed by the General Bar Date and not the Extended Bar Date.

procedures, as well as the notice thereof, were approved by the Bankruptcy Court pursuant to the Bar Date Order

9. Failure to expunge and disallow the Late Filed Claims will result in claims that have been improperly asserted against the Debtors and their estates to remain on the Claims Register and in creditors receiving improper recoveries on account of those claims.

**Equity Claims**

10. Each Equity Claim listed on **Schedule 3** to the Proposed Order was filed by an interest holder based on the asserted ownership of equity securities. The Equity Claims do not assert any claims for damages, but rather assert claims based only on ownership of an equity interest. The Reorganized Debtors were able to identify the interest holders that have asserted these Equity Claims because those interest holders noted on the Proof of Claim form that the Proof of Claim was filed on account of such an interest and/or filed documentation evidencing their equity interest with the proof of claim form.

11. Failure to disallow and expunge the Equity Claims will result in claims that have been improperly asserted against the Debtors and their estates to remain on the Claims Register and in interest holders receiving improper recoveries on account of their equity interests.

12. Pursuant to 28 U.S.C. § 1746, I declare under penalty of perjury that the foregoing is true and correct to the best of my knowledge, information, and belief.

Date: December 23, 2024

*/s/ Clayton Gring*

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Clayton Gring  
Partner & Managing Director

*AlixPartners LLP*