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COUNSEL TO THE LIQUIDATING
DEBTORS

**IN THE UNITED STATES BANKRUPTCY COURT
FOR THE NORTHERN DISTRICT OF TEXAS
DALLAS DIVISION**

In re:

Northwest Senior Housing Corporation, *et al.*,¹

Liquidating Debtors.

Chapter 11

Case No. 22-30659 (MVL)

(Jointly Administered)

NOTICE OF SUPPLEMENT TO SEPTEMBER FEE STATEMENT

PLEASE TAKE NOTICE that Polsinelli PC (“**Polsinelli**”), counsel to the liquidating debtors in the above-captioned cases, files this supplement (the “**Supplement**”) to the *Monthly September Fee Statement of Polsinelli PC for Compensation and Reimbursement of Expenses as Counsel to the Debtors and Debtors in Possession for the Period from September 1, 2022 through September 30, 2022* [Docket No. 1107] (the “**September Fee Statement**”) with the United States Bankruptcy Court for the Northern District of Texas (the “**Court**”), Earle Cabell Federal Building 100 Commerce St., 14th Floor, Courtroom 1, Dallas, Texas .

PLEASE TAKE FURTHER NOTICE that any responses or objections to the Supplement must be filed with the Bankruptcy Court in accordance with the local rules and the *Order Establishing Procedures for Interim Compensation and Reimbursement of Expenses of Professionals* [Docket No. 401] (the “**Compensation Procedures Order**”) and served no later than 21 days after service of the Supplement (the “**Objection Deadline**”) upon the following parties (the “**Notice Parties**”): (a) counsel to the Liquidating Debtors, Polsinelli PC, 2950 N. Harwood, Suite 2100, Dallas, TX 75201 (attn: Trinitee G. Green) and 600 3rd Avenue, 42nd Floor, New York, NY 10016 (attn: Jeremy R. Johnson); (b) counsel to UMB Bank N.A., as Trustee, Mintz, Levin, Cohn, Ferris, Glovsky and Popeo, P.C., One Financial Center, Boston, MA 02111 (attn: Daniel Bleck); (c) counsel to the official committee of unsecured creditors, Foley & Lardner, 2021 McKinney Avenue, Ste. 1600, Dallas, Texas 75201 (attn. Stephen A. McCartin, Thomas C.

¹ The Liquidating Debtors in these chapter 11 cases, along with the last four digits of each Liquidating Debtor’s federal tax identification number, are Northwest Senior Housing Corporation (1278) and Senior Quality Lifestyles Corporation (2669).



Scannell, and Mark C. Moore); (d) the Office of the United States Trustee for the Northern District of Texas (Dallas Division) Earle Cabell Federal Building, 1100 Commerce Street, Room 976 Dallas, Texas 75242 (attn: Lisa Lambert); and (e) counsel for Intercity Investment Properties, Inc., Jackson Walker LLP, 2323 Ross Ave., Suite 600 Dallas, Texas 75201 (attn: Michael S. Held, Jennifer F. Wertz, and J. Machir Stull) and Levenfeld Pearlstein, LLC, 2 North LaSalle Street, Suite 1300, Chicago, IL 60602 (attn: Elizabeth B. Vandesteeg; Harold D. Israel; and Eileen M. Sethna).

PLEASE TAKE FURTHER NOTICE that if any responses or objections to the Supplement are timely filed, served, and received, the objecting party and Polsinelli shall have fourteen (14) days after service of the objection to reach a resolution. If the parties are unable to reach a resolution within the fourteen (14) day period, Polsinelli may either: (i) file a response to the objection with the Court or (ii) forego payment of fees subject to the objection until the next Interim Fee Application Request (as defined in the Compensation Procedures Order) hearing or final fee application hearing.

IF YOU FAIL TO RESPOND IN ACCORDANCE WITH THIS NOTICE, THE FEES AND EXPENSES REQUESTED IN THE SUPPLEMENT WILL BE DEEMED APPROVED AND PAYMENT THEREOF WILL BE ALLOWED WITHOUT FURTHER NOTICE OR HEARING.

Dated: June 28, 2023
Dallas, Texas

POLSINELLI PC

/s/ Trinitee G. Green

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**IN THE UNITED STATES BANKRUPTCY COURT
FOR THE NORTHERN DISTRICT OF TEXAS
DALLAS DIVISION**

In re:

Northwest Senior Housing Corporation, *et al.*,¹

Liquidating Debtors.

Chapter 11

Case No. 22-30659 (MVL)

(Jointly Administered)

**SUPPLEMENT TO MONTHLY SEPTEMBER FEE STATEMENT OF POLSINELLI PC
FOR COMPENSATION AND REIMBURSEMENT OF EXPENSES
AS COUNSEL TO THE DEBTORS AND DEBTORS IN POSSESSION FOR THE
PERIOD FROM SEPTEMBER 1, 2022 THROUGH SEPTEMBER 30, 2022**

Polsinelli PC (“**Polsinelli**”), counsel to the liquidating debtors in the above-captioned cases (the “**Chapter 11 Cases**”), submits this supplement (the “**Supplement**”) to the September monthly Fee Statement [Docket No. 1170] (the “**September Fee Statement**”) for approval pursuant to Sections 330 and 331 of Title 11 of the United States Code (the “**Bankruptcy Code**”) of its monthly compensation and reimbursement for expenses for the period from September 1, 2022 through September 30, 2022 (the “**Compensation Period**”). In support thereof, Polsinelli respectfully represents as follows:

¹ The Liquidating Debtors in these chapter 11 cases, along with the last four digits of each Liquidating Debtor’s federal tax identification number, are Northwest Senior Housing Corporation (1278) and Senior Quality Lifestyles Corporation (2669).

1. On May 13, 2022, this Court entered an order approving the retention of Polsinelli as counsel to the debtors and debtors-in-possession, *nunc pro tunc* to the Petition Date. [Docket No. 226].

2. Pursuant to the Interim Compensation Procedures Order entered in the Chapter 11 Cases, Polsinelli submitted the September Fee Statement, setting for the fees and expenses incurred by Polsinelli in its role as counsel to the debtors and debtors in possession.

3. On October 7, 2022, the Court entered its *Order Authorizing the Debtors' Retention of Experts* (the "**Expert Retention Order**"), which specifically approved of the retention of B. Riley Advisory Services ("**B. Riley**") on the terms set forth in the engagement agreement, dated August 15, 2022, which was attached to the *Debtors' Notice of Intent to Retain Experts*. See Docket No. 698.

4. Pursuant to the Expert Retention Order, B. Riley (i) received and is holding a retainer in the amount of \$200,000 and (ii) earned fees and incurred expenses totaling \$201,511.70 by providing services to the debtors and debtors in possession through September 30, 2022. Such fees and expenses incurred were reasonable and necessary to assist the debtors and debtors in possession with litigation in adversary proceeding involving Intercity Investment Properties, Inc.

5. Accordingly, B. Riley should be permitted to apply its retainer of \$200,000 toward the total balance, which should be approved as fees that were reasonable and necessary to assist the debtors and debtors in possession in accordance with the Expert Retention Order.

WHEREFORE, Polsinelli requests that the Court approve the Supplement, pursuant to Bankruptcy Code sections 330 and 331, granting B. Riley authority to apply its retainer and granting the Liquidating Debtors authority to pay the sum of \$1,511.70 to B. Riley as actual and necessary costs billed to Polsinelli for the month of September 30, 2022.

[signature on following page]

Dated: June 28, 2023
Dallas, Texas

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