

IN THE UNITED STATES BANKRUPTCY COURT  
NORTHERN DISTRICT OF GEORGIA  
ATLANTA DIVISION

|   |   |   |
|---|---|---|
| In re:  | ) | Chapter 11  |
| LAVIE CARE CENTERS, LLC, <i>et al.</i> <sup>1</sup> | ) | Case No. 24-55507 (PMB)                           |
| Debtors.  | ) | (Jointly Administered)                            |
|   | ) | Related to Docket Nos. 278, 310, 327, 328, 358,   |
|   | ) | 401, 417, 419, 425, 433, 470, 471, 474, 485, 481, |
|   | ) | 483, 486, 488, 490, 493, 523, 571, 593, 623, 624, |
|   | ) | 625, 626, 627, 628, 630, 633, 637, 647, 650, 651, |
|   | ) | 655, 656, 657, 659, 662                           |

**NOTICE OF AGENDA OF MATTERS**  
**SCHEDULED FOR HEARING ON NOVEMBER 14, 2024 AT 9:30 A.M. (ET)**

**Time and Date of Hearing:** November 14, 2024 at 9:30 a.m. (ET)

**Location of In-Person Hearing:** The Honorable Paul M. Baisier  
United States Bankruptcy Court for the  
Northern District of Georgia  
Richard B. Russell Federal Building and  
United States Courthouse  
Courtroom 1202  
75 Ted Turner Drive, SW  
Atlanta, GA 30303

**Location of Virtual Hearing:** Parties participating in the hearing virtually may do so  
by using the following link:

<https://www.zoomgov.com/j/1617069079?pwd=WG16TGpyM1Z6dFZ6YVlrUkZwQ2RiZz09>

Phone Number: 833-568-8864  
Meeting ID: 161 706 9079

**Copies of Pleadings:** A copy of each pleading referenced herein can be  
viewed on the Court's website at

<sup>1</sup> The last four digits of LaVie Care Centers, LLC's federal tax identification number are 5592. There are 282 Debtors in these chapter 11 cases, which are being jointly administered for procedural purposes only. A complete list of the Debtors and the last four digits of their federal tax identification numbers are not provided herein. A complete list of such information may be obtained on the website of the Debtors' claims and noticing agent at <https://www.veritaglobal.net/LaVie>. The location of LaVie Care Centers, LLC's corporate headquarters and the Debtors' service address is 1040 Crown Pointe Parkway, Suite 600, Atlanta, GA 30338.



[www.ganb.uscourts.gov](http://www.ganb.uscourts.gov) and the website of the Debtors' claims and noticing agent, Kurtzman Carson Consultants LLC d/b/a Verita Global, at <https://www.veritaglobal.net/LaVie>. Further information may be obtained by using the "Submit an Inquiry" function at <https://www.veritaglobal.net/LaVie/inquiry>.

**I. Contested Matters**

- A. *Occilien Motion.*** Motion to Modify Automatic Stay to (1) Liquidate Personal Injury Tort Claim in Pending Litigation, (2) Pursue Recovery to the Extent of Insurance Coverage, and (3) Grant Related Relief [Docket No. 278]

Response Deadline: October 4, 2024

Responses Filed:

1. Debtors' Omnibus Objection to Motions for Relief from Automatic Stay [Docket No. 474]
2. Official Committee of Unsecured Creditors' Joinder to Debtors' Omnibus Objection to Motions for Relief from Automatic Stay [Docket No. 540]

Related Documents:

1. Certificate of Service [Docket No. 280]
2. Joint Notice of Adjournment of Hearing on Motion for Relief from Automatic Stay [Docket No. 308]
3. Joint Notice of Adjournment of Hearing on Motion for Relief from Automatic Stay [Docket No. 355]
4. Amended Joint Notice of Adjournment of Hearing on Motion for Relief from Automatic Stay [Docket 380]
5. Certificate of Service [Docket No. 484]

Status: **This matter is going forward as a status conference.**

- B. *Motion to Dismiss.*** Recovery Corp.'s Motion to Dismiss or Convert Florida DivestCo Reorganizations [Docket No. 310]

Response Deadline: None

Responses Filed:

1. Debtors' Preliminary Objection to Recovery Corp.'s Motion to Dismiss or Convert Florida DivestCo Reorganizations [Docket No. 401]
2. UnitedHealthcare Insurance Company's Limited Response to Recovery Corp.'s Motion to Dismiss or Convert Florida Divestco Reorganizations [Docket No. 651]

Related Documents:

1. Certificate of Service [Docket No. 407]
2. Notice of Hearing [Docket No. 491]

Status: **This matter is expected to be withdrawn.**

- C. ***Ormond Motion.*** Motion to Modify Automatic Stay to (1) Liquidate Personal Injury Tort Claim in Pending Litigation, (2) Pursue Recovery to the Extent of Insurance Coverage, and (3) Grant Related Relief [Docket No. 328]

Response Deadline: October 4, 2024

Responses Filed:

1. Debtors' Omnibus Objection to Motions for Relief from Automatic Stay [Docket No. 474]
2. Official Committee of Unsecured Creditors' Joinder to Debtors' Omnibus Objection to Motions for Relief from Automatic Stay [Docket No. 540]

Related Documents:

1. Certificate of Service [Docket No. 329]
2. Joint Notice of Adjournment of Hearing on Motion for Relief from Automatic Stay [Docket No. 355]
3. Amended Joint Notice of Adjournment of Hearing on Motion for Relief from Automatic Stay [Docket 380]
4. Certificate of Service [Docket No. 484]

Status: **This matter is going forward as a status conference.**

- D. *Sifrit Motion.*** Motion to Modify Automatic Stay to (1) Liquidate Personal Injury Tort Claim in Pending Litigation, (2) Pursue Recovery to the Extent of Insurance Coverage, and (3) Grant Related Relief [Docket No. 358]

Response Deadline: None

Responses Filed:

1. Debtors' Omnibus Objection to Motions for Relief from Automatic Stay [Docket No. 474]
2. Official Committee of Unsecured Creditors' Joinder to Debtors' Omnibus Objection to Motions for Relief from Automatic Stay [Docket No. 540]

Related Documents:

1. Amended Notice of Hearing on Motion to Modify Stay [Docket No. 378]
2. Certificate of Service [Docket No. 484]

Status: **This matter is going forward as a status conference.**

- E. *Almonte Motion.*** Motion for Relief from Automatic Stay [Docket No. 417]

Response Deadline: None

Responses Filed:

1. Debtors' Omnibus Objection to Motions for Relief from Automatic Stay [Docket No. 474]
2. Official Committee of Unsecured Creditors' Joinder to Debtors' Omnibus Objection to Motions for Relief from Automatic Stay [Docket No. 540]

Related Documents:

1. Amended Notice of Hearing re: Motion for Relief from Automatic Stay [Docket No. 420]
2. Amended Notice of Hearing re: Motion for Relief from Automatic Stay [Docket No. 421]
3. Certificate of Service [Docket No. 484]

Status: **This matter is going forward as a status conference.**

- F. ***Iezzoni Motion.*** Motion of Mary Ann Iezzoni, as Agent-in-Fact for Angeline Lamana for Relief from Automatic Stay [Docket No. 419]

Response Deadline: September 25, 2024 at 4:00 p.m. (prevailing Eastern Time). Extended for Debtors to September 30, 2024.

Responses Filed:

1. Debtors' Omnibus Objection to Motions for Relief from Automatic Stay [Docket No. 474]
2. Official Committee of Unsecured Creditors' Joinder to Debtors' Omnibus Objection to Motions for Relief from Automatic Stay [Docket No. 540]

Related Documents:

1. Amended Notice of Motion of Mary Ann Iezzoni, as Agent-in-Fact for Angeline Lamana for Relief from Automatic Stay [Docket No. 422]
2. Certificate of Service [Docket No. 484]
3. Reply of Mary Ann Iezzoni, as Agent-in-Fact for Angeline Lamana in Support of Motion for Relief from Automatic Stay [Docket No. 488]

Status: **This matter is going forward as a status conference.**

- G. ***Garrett Motion.*** Motion for Relief from Automatic Stay to Proceed Against Insurance with Waiver of 30-Day Requirements of 11 U.S.C. Section 362(e) [Docket No. 425]

Response Deadline: None

Responses Filed:

1. Debtors' Omnibus Objection to Motions for Relief from Automatic Stay [Docket No. 474]

Related Documents:

1. Amended Notice of Hearing [Docket No. 439]
2. Certificate of Service [Docket No. 484]

Status: **This matter is going forward as a status conference.**

- H. ***Recovery Corp.'s Standing Motion.*** Recovery Corp.'s Motion to Establish Standing to Challenge Final DIP Financing Order [Docket No. 433]

Response Deadline: None

Responses Filed:

1. Response of the Omega Parties in Opposition to Recovery Corp.'s Motion to Establish Standing to Challenge Final DIP Financing Order [Docket No. 471]
2. OHI DIP Lender, LLC's Response in Opposition to Recovery Corp.'s Motion to Establish Standing to Challenge Final DIP Financing Order [Docket No. 485]
3. Debtors' Objection to Recovery Corp.'s Motion to Establish Standing to Challenge Final DIP Financing Order [Docket No. 486]
4. Joinder of MidCap Funding IV Trust to the Debtors' and Omega Parties' Objections and Responses to Recovery Corp.'s Motion to Establish Standing to Challenge Final DIP Financing Order [Docket No. 490]
5. Joinder of TIX 33433 LLC to the (I) Debtors' Objection to Recovery Corp.'s Motion to Establish Standing to Challenge Final DIP Financing Order and (II) Omega Parties Opposition to Recovery Corp.'s Motion to Establish Standing to Challenge Final DIP Financing Order [Docket No. 493]
6. Recovery Corp.'s Combined (A) Reply in Opposition to Standing Objections and (B) Motion for Relief from Final Financing Order Under Federal Rule of Civil Procedure 60 [Docket No. 523]

Related Documents:

1. Notice of Hearing [Docket No. 443]
2. Notice of Hearing [Docket No. 592]

Status: **This matter is expected to be withdrawn.**

- I. ***Combined Disclosure Statement and Plan.*** Debtors' Second Amended Combined Disclosure Statement and Joint Chapter 11 Plan of Reorganization [Docket No. 481]

Response Deadline: November 4, 2024 at 4:00 p.m. (prevailing Eastern Time); extended until November 6, 2024 at 4:00 p.m. (prevailing Eastern Time) for the Center of Medicare and Medicaid Services; extended until November 7, 2024 at 12:00 p.m. (prevailing Eastern Time) for Chubb Insurance Companies; extended until November 8, 2024 at 4:00 p.m. (prevailing Eastern Time) for Powerback Rehabilitation and Welltower NNN Group LLC

Responses Filed:

1. Recovery Corp.'s Objection to Confirmation of the Combined Plan [Docket No. 327]
2. Recovery Corp.'s Omnibus Objection to the Operative Combined Plan [Docket No. 470]
3. United States Trustee's Objection to Debtors' Second Amended Combined Disclosure Statement and Joint Chapter 11 Plan of Reorganization [Docket No. 623]
4. Limited Objection of Mary Ann Iezzone, as Agent-in-Fact for Angeline Lamana to Confirmation of Debtors' Second Amended Combined Disclosure Statement and Joint Chapter 11 Plan of Reorganization [Docket No. 624]
5. Objection of Cigna to Final Approval of Debtors' Disclosure Statement and Confirmation of Second Amended Joint Plan of Reorganization [Docket No. 625]
6. Objection to Debtors' Second Amended Combined Disclosure Statement and Confirmation of the Joint Chapter 11 Plan of Reorganization [Docket No. 626]
7. Reservation of Rights of AFSCME to Debtors' Disclosure Statement and Reservation of Rights with Respect to Potentially Assumed Collective Bargaining Agreements [Docket No. 627]
8. Reservation of Rights of United Steelworkers to Debtors' Disclosure Statement and Reservation of Rights with Respect to Potentially Assumed Collective Bargaining Agreements [Docket No. 628]
9. United States of America's Objection to Second Amended Combined Disclosure Statement and Joint Chapter 11 Plan of Reorganization [Docket No. 633]
10. Objection of the Chubb Companies to the (I) Debtors' Second Amended Combined Disclosure Statement and Joint Chapter 11 Plan of Reorganization and (II) Plan Supplement [Docket No. 637]
11. Amended Objection to Debtors' Second Amended Combined Chapter 11 Plan of Reorganization and Objection to Debtors' Intent to Reject Lease [Docket No. 650]

Related Documents:

1. Order (I) Conditionally Approving Disclosure Statement, (II) Scheduling Combined Hearing, (III) Establishing Procedures for Solicitation and Tabulation of Votes on Plan, (IV) Approving Certain Forms and Notices, and (V) Granting Related Relief [Docket No. 480]
2. Notice of (I) Combined Hearing with Respect to the Debtors' Second Amended Combined Disclosure Statement and Joint Chapter 11 Plan of Reorganization and (II) Related Objection Deadline [Docket No. 483]
3. Notice of Filing of GUC Trust Agreement with Respect to the Debtors' Second Amended Combined Disclosure Statement and Joint Chapter 11 Plan of Reorganization [Docket No. 571]
4. Notice of Filing of Plan Supplement with Respect to the Debtors' Second Amended Combined Disclosure Statement and Joint Chapter 11 Plan of Reorganization [Docket No. 593]
5. Certificate of Service [Docket No. 619]
6. Notice of Filing of First Amended Plan Supplement with Respect to the Debtors' Second Amended Combined Disclosure Statement and Joint Chapter 11 Plan of Reorganization [Docket No. 630]
7. Declaration of Jennifer Westwood of Kurtzman Carson Consultants d/b/a Verita Global Regarding the Solicitation and Tabulation of Ballots Cast on the Debtors' Second Amended Combined Disclosure Statement and Joint Chapter 11 Plan of Reorganization [Docket No. 647]
8. Declaration of M. Benjamin Jones in Support of Final Approval and Confirmation of Debtors' Second Amended Combined Disclosure Statement and Joint Chapter 11 Plan of Reorganization [Docket No. 655]
9. Declaration of James D. Decker in Support of Final Approval and Confirmation of Debtors' Second Amended Combined Disclosure Statement and Joint Chapter 11 Plan of Reorganization [Docket No. 656]
10. Declaration of Michael Krakovsky in Support of Final Approval and Confirmation of Debtors' Second Amended Combined Disclosure Statement and Joint Chapter 11 Plan of Reorganization [Docket No. 657]
11. Debtors' (I) Memorandum of Law in Support of Confirmation and Final Approval of the Debtors' Second Amended Combined Disclosure Statement and Joint Chapter 11 Plan of Reorganization and (II) Omnibus Reply to Objections to Confirmation [Docket No. 659]



12. Debtors' Motion for Leave to Exceed Page Limit with Respect to Debtors' (I) Memorandum of Law in Support of Confirmation and Final Approval of the Debtors' Second Amended Combined Disclosure Statement and Joint Chapter 11 Plan of Reorganization and (II) Omnibus Reply to Objections to Confirmation [Docket No. 661]
13. Statement of the Official Committee of Unsecured Creditors in Support of Confirmation of Debtors' Second Amended Combined Disclosure Statement and Joint Chapter 11 Plan of Reorganization [Docket No. 662]
14. Order Granting Debtors' Motion for Leave to Exceed Page Limit with Respect to Debtors' (I) Memorandum of Law in Support of Confirmation and Final Approval of the Debtors' Second Amended Combined Disclosure Statement and Joint Chapter 11 Plan of Reorganization and (II) Omnibus Reply to Objections to Confirmation [Docket No. 663]
15. Proposed Findings of Fact, Conclusions of Law, and Order Approving on a Final Basis and Confirming Debtors' Second Amended Combined Disclosure Statement and Joint Chapter 11 Plan of Reorganization (*to be filed*)
16. Notice of Filing of Second Amended Plan Supplement with Respect to the Debtors' Second Amended Combined Disclosure Statement and Joint Chapter 11 Plan of Reorganization (*to be filed*)
17. Debtors' Modified Second Amended Combined Disclosure Statement and Joint Chapter 11 Plan of Reorganization (*to be filed*)

**Status: This matter is going forward.**

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Dated: Atlanta, Georgia  
November 12, 2024

**MCDERMOTT WILL & EMERY LLP**

/s/ Daniel M. Simon

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*Counsel for the Debtors and Debtors-in-Possession*

**CERTIFICATE OF SERVICE**

I hereby certify that on this date a true and correct copy of the foregoing was served by the Court's CM/ECF system on all counsel of record registered in these Chapter 11 Cases through CM/ECF. The Debtors' claims and noticing agent, Kurtzman Carson Consultants LLC d/b/a Verita Global, will be filing a supplemental certificate of service on the docket to reflect any additional service of the foregoing.

Dated: Atlanta, Georgia  
November 12, 2024

**MCDERMOTT WILL & EMERY LLP**

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