

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

In re:)	Chapter 11
LAVIE CARE CENTERS, LLC, <i>et al.</i> ,)	Case No. 24-55507 (PMB)
Debtors. ¹)	(Jointly Administered)
LAVIE CARE CENTERS, LLC; 1010 CARPENTERS WAY OPERATIONS LLC; 1120 WEST DONEGAN AVENUE OPERATIONS LLC; 11565 HARTS ROAD OPERATIONS LLC; 12170 CORTEZ BOULEVARD OPERATIONS LLC; 1465 OAKFIELD DRIVE OPERATIONS LLC; 15204 WEST COLONIAL DRIVE OPERATIONS LLC; 1550 JESS PARRISH COURT OPERATIONS LLC; 1615 MIAMI ROAD OPERATIONS LLC; 1851 ELKCAM BOULEVARD OPERATIONS LLC; 216 SANTA BARBARA BOULEVARD OPERATIONS LLC; 2333 NORTH BRENTWOOD CIRCLE OPERATIONS LLC; 2826 CLEVELAND AVENUE OPERATIONS LLC; 3001 PALM COAST PARKWAY OPERATIONS LLC; 3101 GINGER DRIVE OPERATIONS LLC; 3735 EVANS AVENUE OPERATIONS LLC; 4200 WASHINGTON STREET OPERATIONS LLC; 4641 OLD CANOE CREEK ROAD OPERATIONS LLC; 518 WEST FLETCHER AVENUE OPERATIONS LLC; 5405 BABCOCK STREET OPERATIONS LLC; 6305 CORTEZ ROAD WEST OPERATIONS LLC; 6414 13TH ROAD SOUTH OPERATIONS LLC; 6700 NW 10TH PLACE OPERATIONS LLC; 702 SOUTH KINGS AVENUE OPERATIONS LLC; 710 NORTH SUN DRIVE OPERATIONS LLC; 741 SOUTH BENEVA ROAD OPERATIONS LLC; 777 NINTH STREET NORTH OPERATIONS LLC; 7950 LAKE UNDERHILL ROAD OPERATIONS LLC; 9311))	Adversary Proc. No. 24-05127 (PMB) Related to Adv. Docket Nos. 1, 2, 3, 10, 14, 16, 25, 31, 36

¹ 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.



SOUTH ORANGE BLOSSOM TRAIL OPERATIONS)
 LLC; 9355 SAN JOSE BOULEVARD OPERATIONS)
 LLC; BAYA NURSING AND REHABILITATION,
 LLC; BRANDON FACILITY OPERATIONS, LLC;)
 CONSULATE FACILITY LEASING, LLC; EPSILON)
 HEALTH CARE PROPERTIES, LLC; FLORIDIAN)
 FACILITY OPERATIONS, LLC; JACKSONVILLE)
 FACILITY OPERATIONS, LLC; JOSERA, LLC;)
 KISSIMMEE FACILITY OPERATIONS, LLC;)
 LIDENSKAB, LLC; LV CHC HOLDINGS I, LLC;)
 MELBOURNE FACILITY OPERATIONS, LLC;)
 MIAMI FACILITY OPERATIONS, LLC; NEW PORT)
 RICHEY FACILITY OPERATIONS, LLC; NORTH)
 FORT MYERS FACILITY OPERATIONS, LLC;)
 ORANGE PARK FACILITY OPERATIONS, LLC;)
 PORT CHARLOTTE FACILITY OPERATIONS, LLC;)
 TALLAHASSEE FACILITY OPERATIONS, LLC;)
 TOSTURI, LLC; AND WEST ALTAMONTE)
 FACILITY OPERATIONS, LLC;)
)
 Plaintiffs,)
 v.)
)
 HEALTHCARE NEGLIGENCE SETTLEMENT)
 RECOVERY CORP.)
)
 Defendant.)
)
 _____)

JOINT NOTICE OF DISMISSAL OF ADVERSARY PROCEEDING NO. 24-05127

PLEASE TAKE NOTICE that, on January 8, 2025, Healthcare Negligence Settlement Recovery Corp. (“Recovery Corp.”) filed a *Notice of Voluntary Dismissal with Prejudice* [ECF No. 214206131] (the “Notice of Dismissal”) in that certain lawsuit pending in the Circuit Court of the Eleventh Judicial Circuit in and for Miami-Dade County, Florida Civil Division captioned *Healthcare Negligence Settlement Recovery Corp. v. 5405 Babcock Street Operations, LLC, et al.*, No. 2024-007342-CA-01 (the “Recovery Corp. Action”). As a result of the Notice of Dismissal, a copy of which is attached hereto as **Exhibit A**, the Recovery Corp. Action, and all claims and

counterclaims associated therewith, have been voluntarily dismissed by Recovery Corp. with prejudice.

PLEASE TAKE FURTHER NOTICE that, as a result of the dismissal of the Recovery Corp. Action, further relief in the above-captioned adversary proceeding is no longer necessary. Accordingly, LaVie Care Centers, LLC (“LaVie”) and certain of its affiliates and subsidiaries, as debtors and debtors-in-possession (collectively, the “Debtors”) in the above-captioned chapter 11 cases, and Recovery Corp. hereby jointly file this *Joint Notice of Dismissal of Adversary Proceeding No. 24-05127* (this “Notice”), voluntarily dismissing the above-captioned adversary proceeding.

Dated: January 13, 2025

MCDERMOTT WILL & EMERY LLP

/s/ Daniel M. Simon

Daniel M. Simon (Georgia Bar No. 690075)
1180 Peachtree St. NE, Suite 3350
Atlanta, Georgia 30309
Telephone: (404) 260-8535
Facsimile: (404) 393-5260
Email: dsimon@mwe.com

- and -

Emily C. Keil (admitted *pro hac vice*)
Catherine Lee (admitted *pro hac vice*)
444 West Lake Street, Suite 4000
Chicago, Illinois 60606
Telephone: (312) 372-2000
Facsimile: (312) 984-7700
Email: ekeil@mwe.com
clee@mwe.com

Counsel for the Debtors and Debtors-in-Possession

ANTHONY & PARTNERS, LLC

/s/ John A. Anthony

John A. Anthony, Esq. (admitted *pro hac vice*)
Florida Bar Number: 0731013
janthony@anthonyandpartners.com
Nicholas Lafalce, Esq. (admitted *pro hac vice*)
Florida Bar Number: 0119250
nlafalce@anthonyandpartners.com
100 S. Ashley Drive, Suite 1600
Tampa, Florida 33602
Telephone: (813) 273-5616
Facsimile: (813) 221-4113

Counsel for Recovery Corp.

CERTIFICATE OF SERVICE

I hereby certify that on this date a true and correct copy of the foregoing notice was served by the Court's CM/ECF system on all counsel of record registered in the above-captioned adversary proceeding through CM/ECF, including counsel to Recovery Corp. The Debtors' claims and noticing agent will be filing a supplemental certificate of service on the docket to reflect any additional service of the foregoing notice.

Dated: Atlanta, Georgia
January 13, 2025

MCDERMOTT WILL & EMERY LLP

/s/ Daniel M. Simon

Daniel M. Simon (Georgia Bar No. 690075)
1180 Peachtree St. NE, Suite 3350
Atlanta, Georgia 30309
Telephone: (404) 260-8535
Facsimile: (404) 393-5260
Email: dsimon@mwe.com

Counsel for the Debtors and Debtors-in-Possession

EXHIBIT A

Notice of Dismissal

**IN THE CIRCUIT COURT OF THE ELEVENTH JUDICIAL CIRCUIT
IN AND FOR MIAMI-DADE COUNTY, FLORIDA
CIVIL DIVISION**

HEALTHCARE NEGLIGENCE SETTLEMENT RECOVERY
CORP.,

Plaintiff,

v.

Case No.: 2024-007342-CA-01

5405 BABCOCK STREET OPERATIONS, LLC, EPSILON HEALTH CARE PROPERTIES, LLC, CMC II, LLC, LAVIE CARE CENTERS, LLC, 6700 N.W. 10TH PLACE OPERATIONS, LLC, 4200 WASHINGTON STREET OPERATIONS, LLC, 2826 CLEVELAND AVENUE OPERATIONS, LLC, BAYA NURSING AND REHABILITATION, LLC, 1465 OAKFIELD DRIVE OPERATIONS, LLC, 777 NINTH STREET NORTH OPERATIONS, LLC, 3101 GINGER DRIVE OPERATIONS, LLC, TALLAHASSEE FACILITY OPERATIONS, LLC, JOSERA, LLC; TOSTURI, LLC, MELBOURNE FACILITY OPERATIONS, LLC, NORTH FORT MYERS FACILITY OPERATIONS, LLC, CONSULATE FACILITY LEASING, LLC, 1010 CARPENTERS WAY OPERATIONS, LLC, MIAMI FACILITY OPERATIONS, LLC, 741 SOUTH BENEVA ROAD OPERATIONS, LLC, 3735 EVANS AVENUE OPERATIONS, LLC, 7950 LAKE UNDERHILL ROAD OPERATIONS, LLC, 518 WEST FLETCHER AVENUE OPERATIONS, LLC, LIDENSKAB LLC, JACKSONVILLE FACILITY OPERATIONS, LLC, 3001 PALM COAST PARKWAY OPERATIONS, LLC, KISSIMMEE FACILITY OPERATIONS, LLC, 9311 SOUTH ORANGE BLOSSOM TRAIL OPERATIONS, LLC, 4641 OLD CANOE CREEK ROAD OPERATIONS, LLC, 2333 NORTH BRENTWOOD CIRCLE OPERATIONS, LLC, 710 NORTH SUN DRIVE OPERATIONS, LLC, 1851 ELKCAM BOULEVARD OPERATIONS, LLC, 6414 13TH ROAD SOUTH OPERATIONS, LLC, 1120 WEST DONEGAN AVENUE OPERATIONS, LLC, 12170 CORTEZ BOULEVARD OPERATIONS, LLC, 9400 SW 137TH AVENUE OPERATIONS LLC, NSPRMC, LLC, 1550 JESS PARRISH COURT OPERATIONS, LLC, LV CHC HOLDINGS I, LLC, CONCOURSE PARTNERS, LLC, CONCURRENT PARTNERS, LLLP, PORT CHARLOTTE FACILITY OPERATIONS, LLC, WEST ALTAMONTE FACILITY OPERATIONS, LLC, 216 SANTA BARBARA BOULEVARD OPERATIONS, LLC, FLORIDIAN FACILITY OPERATIONS, LLC, 1615 MIAMI ROAD OPERATIONS, LLC, 6305 CORTEZ ROAD WEST OPERATIONS, LLC, 15204 WEST COLONIAL DRIVE OPERATIONS, LLC, NEW PORT RICHEY FACILITY OPERATIONS, LLC, 11565 HARTS ROAD OPERATIONS, LLC, BRANDON FACILITY OPERATIONS, LLC, 9355 SAN JOSE BOULEVARD OPERATIONS, LLC, 702 SOUTH KINGS AVENUE OPERATIONS, LLC, ORANGE PARK FACILITY OPERATIONS, LLC, SYNERGY HEALTHCARE SERVICES, INC., NSPIRE HEALTHCARE INC., ASPIRE HEALTHCARE, LLC, and DANIEL

E. DIAS, ESQUIRE,

Defendants.

NOTICE OF VOLUNTARY DISMISSAL WITH PREJUDICE

Pursuant to Florida Rule of Civil Procedure 1.420(a)(1) and other applicable law, Healthcare Negligence Settlement Recovery Corp. (the “Recovery Corp.”), by and through its undersigned attorneys, hereby voluntarily dismisses the above-styled cause, including all claims and counterclaims, with prejudice.

Dated this 8th day of January, 2025.

/s/ John A. Anthony

JOHN A. ANTHONY, ESQUIRE

Florida Bar Number: 0731013

janthony@anthonyandpartners.com

ANTHONY & PARTNERS, LLC

100 S. Ashley Drive, Suite 1600

Tampa, Florida 33602

Tel: 813-273-5616 | Telecopier: 813-221-4113

Attorneys for the Recovery Corp.

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that a true and correct copy of the foregoing has been furnished by e-service and/or first-class U.S. Mail on this 8th day of January, 2025, to:

Nathan Bull, Esquire
MCDERMOTT WILL & EMERY LLP
333 SE 2nd Avenue, Suite 4500
Miami, Florida 33131
nbull@mwe.com
mkhurana@mwe.com
mblancoaleman@mwe.com
Counsel for select Defendants

Antonio A. Cifuentes, Esquire
DIAS & ASSOCIATES, P.A.
5110 Sunforest Drive, Suite 160
Tampa, Florida 33634
efile@mdlegal.net
NRodriguez@mdlegal.net
YPinion@mdlegal.net
Counsel for Daniel E. Dias, Esquire, NSPRMC,
LLC, and 9400 SW 137th Avenue Operations,
LLC, Aspire Healthcare, LLC

Concourse Partners, LLC
c/o Corporation Service Company, RA
1201 Hays Street
Tallahassee, Florida 32301

Concurrent Partners, LLC
c/o Corporation Service Company, RA
1201 Hays Street
Tallahassee, Florida 32301

/s/ John A. Anthony

ATTORNEY