

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

_____)
In re) Chapter 11
)
LAVIE CARE CENTERS, LLC, et al.¹) Case No. 24-55507-PMB
)
Debtors.) (Jointly Administered)
)
) Adv. Pro. 25-05007
_____)

NOTICE OF OFFICIAL COMMITTEE OF UNSECURED CREDITORS’ MOTION TO INTERVENE IN ADVERSARY PROCEEDING

PLEASE TAKE NOTICE that the Official Committee of Unsecured Creditors (the “Committee”) of the above-captioned debtors and debtors-in-possession (the “Debtors”), by and through its undersigned counsel, hereby files *The Official Committee of Unsecured Creditors’ Motion to Intervene in Adversary Proceeding* (the “Intervention Motion”) for entry of an order permitting the Committee to intervene in *LaVie Care Centers, LLC, et al, v. CREA Brandon-C LLC, et al.*, Adv. No. 25-05007-pmb.

If you object to the relief requested in the Intervention Motion, you must timely file your objection by January 31, 2025 at 4:00 p.m. (prevailing Eastern Time) (the “Objection Deadline”) with the Bankruptcy Clerk at the United States Bankruptcy Court for the Northern District of Georgia, Atlanta Division, 75 Ted Turner Dr. SW, Suite 1340, Atlanta, GA, 30303 and serve a copy on the Committee’s counsel, Troutman Pepper Locke LLP, 600 Peachtree Street, NE, Suite 3000, Atlanta, Georgia 30308, Attn: Mathew R. Brooks (matthew.brooks@troutman.com) and Pierce E. Rigney (pierce.rigney@troutman.com) and 3000 Two Logan Square, Eighteenth and Arch Streets, Philadelphia, Pennsylvania 19103-2799, Attn: Francis J. Lawall (francis.lawall@troutman.com) and 875 Third Avenue, New York, New York 10022, Attn: Deborah Kovsky-Apap (deborah.kovsky@troutman.com) and any other appropriate persons by the objection deadline. The response or objection must explain your position and be actually received by the Bankruptcy Clerk within the required time.

PLEASE TAKE FURTHER NOTICE that the Intervention Motion will be decided by the Court without a hearing unless a hearing is ordered by the Bankruptcy Court

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.kccllc.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.



Your rights may be affected by the Court's ruling on the Intervention Motion. You should read the Intervention Motion carefully and discuss it with your attorney, if you have one in this bankruptcy case. (If you do not have an attorney, you may wish to consult one.) If you do not want the Court to grant the relief sought in these pleadings or if you want the Court to consider your views, then you and/or your attorney must attend the hearing.

Dated: January 17, 2025

TROUTMAN PEPPER LOCKE LLP

/s/ Pierce E. Rigney

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*Counsel for the Official Committee of Unsecured
Creditors*

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

In re)	
)	Chapter 11
LAVIE CARE CENTERS, LLC, <i>et al.</i> ¹)	
)	Case No. 24-55507-PMB
Debtors.)	(Jointly Administered)
)	
)	Adv. Pro. 25-05007

**THE OFFICIAL COMMITTEE OF UNSECURED CREDITORS’ MOTION TO
INTERVENE IN ADVERSARY PROCEEDING**

The Official Committee of Unsecured Creditors (the “Committee”) of the above-captioned debtors and debtors-in-possession (the “Debtors”), by and through its undersigned counsel, hereby moves (this “Motion”) for entry of an order, substantially in the form attached hereto as **Exhibit A** (the “Proposed Order”) authorizing the Committee to intervene in the above-referenced adversary proceeding (the “Adversary Proceeding”). In further support of this Joinder, the Committee respectfully states as follows:

JURISDICTION AND VENUE

1. The United States Bankruptcy Court for the Northern District of Georgia, Atlanta Division (the “Court”) has jurisdiction to consider the Motion pursuant to 28 U.S.C. §§ 157 and 1334. This is a core proceeding under 28 U.S.C. § 157(b). Venue of these cases and the Motion in this District is proper under 28 U.S.C. §§ 1408 and 1409.

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.kccllc.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.

2. The legal basis for the relief requested herein is Rule 24 of the Federal Rules of Civil Procedure (the “Federal Rules”), made applicable to this Adversary Proceeding through Rule 7024 of the Federal Rules of Bankruptcy Procedure (the “Bankruptcy Rules”).

BACKGROUND

3. On June 2, 2024, and June 3, 2024 (together, the “Petition Dates”), the Debtors filed voluntary petitions for relief under title 11 of the United States Code (the “Bankruptcy Code”), initiating the above-captioned chapter 11 cases (the “Chapter 11 Cases”). The Debtors remain in possession of their property and continue to operate their business as debtors-in-possession in accordance with Sections 1107 and 1108 of the Bankruptcy Code.

4. On June 13, 2024, the Office of the United States Trustee organized the Committee and appointed its members [D.I. 112]. To date, no chapter 11 trustee or examiner has been appointed in the Chapter 11 Cases.

A. The Brandon Actions

5. Prior to the Petition Date, on May 18, 2023, CREA Brandon-C LLC and Brandon Health OpCo, LLC (together, the “Brandon Entities”) commenced an action (the “2023 Brandon Action”) by filing a complaint in the Circuit Court of the Ninth Judicial Circuit in and for Orange County, Florida Business Court (the “Florida Court”), captioned *CREA Brandon-C LLC and Brandon Health OpCo, LLC v. Brandon Facility Operations, LLC and LaVie Care Centers, LLC*, No. 2023-CA-12242-O. On the Petition Date, the 2023 Brandon Action, which named both Debtor LaVie Care Centers, LLC and Debtor Brandon Facility Operations, LLC as defendants and certain other co-defendants, was automatically stayed as to the Debtors as a result of the commencement of the Chapter 11 Cases. Despite the imposition of the automatic stay, the Brandon Entities filed in the 2023 Brandon Action a reply in support of their motion for leave to file an amended

complaint. *See* Brandon Action, ECF No. 199989817. The reply was subsequently withdrawn, and no further pleadings have been filed in the 2023 Brandon Action.

6. After the Petition Date, on September 5, 2024, counsel for the Brandon Entities commenced a new action (the “2024 Brandon Action,” and with the 2023 Brandon Action, the “Brandon Actions”) by filing a complaint in the Florida Court captioned *CREA Brandon-C LLC and Brandon Health OpCo, LLC v. Pourlessoins, LLC d/b/a Synergy Healthcare Services and Jared Elliott*, No. 2024- CA-007910-O. The 2024 Brandon Action was filed against two non-Debtor entities, Pourlessoins, LLC d/b/a Synergy Healthcare Services, who provided back-office services, and Jared Elliott, the former chief executive officer of Debtor Lidenskab, LLC d/b/a Raydiant Health Care. The 2024 Brandon Action seeks the same relief based on the same alleged facts as the 2023 Brandon Action—except as against certain non-debtor defendants. In October 2024, the non-debtor defendants filed a motion to stay or dismiss the 2024 Brandon Action. 2024 Brandon Action, ECF No. 209928834. To date, that motion remains pending. In December 2024, the Brandon Entities sought to compel certain discovery against Synergy. *Id.*, ECF No. 212798962. Upon information and belief, certain documents sought by the Brandon Entities relate to certain of the Debtors’ former employees (who may have been officers or directors) and the Debtors’ insurance coverage in relation thereto.

7. Through the Brandon Actions, the Brandon Entities appear to seek coverage of certain of their claims through the Debtors’ D&O insurance coverage. Upon information and belief, in the 2023 Brandon Action, the Brandon Entities attached a letter to the complaint filed therein related to insurance coverage for directors and officers. In the 2024 Brandon Action, the Brandon Entities asserted breaches of fiduciary duties against the non-debtor defendants and pursued discovery relating to the Debtors’ insurance coverage.

8. Given that the Brandon Entities are attempting to obtain recoveries on the Debtors' D&O coverage in the Brandon Actions, these claims may constitute D&O Claims (as defined below). If that is the case, under the confirmed Plan (defined below) such claims would be transferred to the GUC Trust on the Effective Date. *See* Plan, Art. VI.H. Alternatively, even if the claims were not deemed to be D&O Claims belonging to the GUC Trust, the Brandon Entities may be seeking to access the same D&O coverage applicable to the GUC Trust's D&O Claims, which could potentially deplete the amounts otherwise available to the GUC Trust and its beneficiaries.

B. The Chapter 11 Cases

9. On October 1, 2024, the Court entered the *Order (I) Conditionally Approving Disclosure Statement, (II) Scheduling Combined Hearing for November 14, 2024 at 9:30 a.m. (Prevailing Eastern Time), (III) Establishing Procedures for Solicitation and Tabulation of Votes on Plan, (IV) Approving Certain Forms and Notices, and (V) Granting Related Relief* [D.I. 480] (the "Solicitation Procedures Order"), which, among other things, established the hearing (the "Confirmation Hearing") to confirm the Debtors' disclosure statement and plan [D.I. 730] (as was amended from time to time, the "Plan").

10. Following the Confirmation Hearing, on December 5, 2024, the Court entered its order confirming the Plan [D.I. 735] (the "Confirmation Order") and issued a memorandum opinion regarding the third-party releases contained in the Plan [D.I. 736].

11. Since entry of the Confirmation Order, the Debtors have been preparing to "go effective on the confirmed Plan, with the goal of consummating the transactions set forth therein and emerging from chapter 11 by April 2025" (the "Effective Date"). *See* Adversary Complaint ¶ 30.

12. Under the Plan, insured claims against former and current directors and officers (the “D&O Claims”) are contributed to the GUC Trust for the benefit of Class 6B General Unsecured Creditors:

Any and all Claims and/or Causes of Action that are or may be covered claims under a current insurance policy of the Debtors or FC XXI (collectively, the “D&O Claims”) against the current and former officers and directors of the Debtors, or the current and former members of the board of FC XXI (collectively, the “D&Os”) shall be assigned to the GUC Trust and may be pursued by the GUC Trustee

Id., Art. VI.H.

13. As set forth above, certain claims pursued in the Brandon Actions appear to constitute D&O Claims and, therefore, would be assigned to the GUC Trust on the Effective Date. Even if that isn’t the case, the Brandon Entities’ claims may seek the same D&O coverage covering D&O Claims assigned to the GUC Trust. Accordingly, the Committee, on behalf of general unsecured creditors who will be the beneficiaries of the GUC Trust under the Plan, has a strong interest in ensuring the integrity of the D&O Claims and related insurance coverage that will pass to the GUC Trust.

C. The Adversary Proceeding

14. On January 6, 2025, the Debtors initiated this Adversary Proceeding against the Brandon Entities by filing the *Complaint* [A.D.I. 1] (the “Adversary Complaint”) seeking to (i) extend the automatic stay under 11 U.S.C. § 362 to cover the non-debtor defendants identified in the 2024 Brandon Action through and including the Effective Date; and (ii) temporarily enjoin the Brandon Entities from prosecuting their claims in the 2024 Brandon Action through and including the Effective Date. Contemporaneously with the Adversary Complaint, the Debtors filed a motion [A.D.I. 2] and brief [A.D.I. 3] seeking similar relief and explaining the justification for such relief.

15. The summons for the Adversary Proceeding was issued on January 7, 2025. *See* A.D.I. 5. An answer by the Brandon Entities is due on or before February 6, 2025.

16. No other substantive documents have been filed in the Adversary Proceeding

RELIEF REQUESTED

17. Through this Motion, the Committee seeks entry of the Proposed Order attached hereto as **Exhibit A** authorizing the Committee to intervene in the Adversary Proceeding.

BASIS FOR RELIEF

I. The Committee has an Absolute Right to Intervene in the Adversary Proceeding.

18. Under Federal Rule 24, made applicable to this Adversary Proceeding through Bankruptcy Rule 7024, a party may intervene in a pending proceeding:

(a) Intervention of Right. On timely motion, the Court must permit anyone to intervene who:

(1) is given an unconditional right to intervene by a federal statute; or

(2) claims an interest relating to the property or transaction that is the subject of the action, and is so situated that disposing of the action may as a practical matter impair or impede the movant's ability to protect its interest, unless existing parties adequately represent that interest.

Fed. R. Civ. Pro. 24(a). By its plain meaning, Federal Rule 24 grants an absolute right to intervene once certain elements are satisfied. *Id.* Here, the Committee satisfies the elements to intervene as of right under both Federal Rule 24(a)(1) and Federal Rule 24(a)(2).

A. This Motion is timely.

19. As a threshold matter, intervening as of right under both Federal Rule 24(a)(1) and Federal Rule 24(a)(2) requires that the motion to do so be timely. To determine whether a motion is timely for purposes of Federal Rule 24 depends on (i) the length of time during which the would-be intervenor knew or reasonably should have known of his interest in the case before he petitions

for leave to intervene, (ii) prejudice to all existing parties as well as the potential intervenor, and (iii) the presence of unusual circumstances warranting a specific determination. *Florida Key Deer v. Brown*, 232 F.R.D. 415, 417 (S.D. Fla. 2005).

20. Here, the Committee’s Motion is timely. The Adversary Proceeding was initiated on January 5, 2025—less than two weeks prior to the filing of this Motion. This short gap in time in requesting authority to intervene will not delay the Adversary Proceeding as no substantive decisions have been rendered therein. For these same reasons, existing parties to the Adversary Proceeding will not be prejudiced if the Motion is granted.

21. For these reasons, this Motion is timely.

B. The Committee satisfies Federal Rule 24(a)(1)

22. Under Federal Rule 24(a)(1), intervention is granted as of right if a federal statute grants such unconditional right. Fed. R. Civ. Pro. 24(a)(1). Section 1109(b) of the Bankruptcy Code provides as follows:

(b) A party in interest, including the debtor, the trustee, a creditors’ committee, an equity security holders’ committee, a creditor, an equity security holder, or any indenture trustee, may raise and may appear and be heard on any issue in a case under this chapter.

11 U.S.C. § 1109(b).

23. While not all courts are aligned (and the Eleventh Circuit has not weighed in), a number of courts have interpreted section 1109(b) as granting committees the unconditional right to intervene under Federal Rule 24. *E.g.*, *In re Caldor*, 303 F.3d 161, 166–76 (2nd Cir. 2002); *In re Celotex Corp.*, 377 B.R. 345, 350 (Bankr. M.D. Fla. 2006) (agreeing that section 1109(b) gives certain entities the right to intervene). The courts in *Caldor* and *Celotex* held, based on principles of statutory interpretation, that the “any issue in a case under this chapter” language in 11 U.S.C. § 1109(b) necessarily includes adversary proceedings. *E.g.*, *Caldor*, 303 F.3d at 168–69; *Celotex*,

377 B.R. at 345 (acknowledging *Caldor*). As the Committee is conclusively deemed a “party in interest” under 11 U.S.C. § 1109(b), it should have the unconditional right to intervene in this Adversary Proceeding under Federal Rule 24(a)(1).

C. Alternatively, the Committee satisfies Federal Rule 24(a)(2)

24. Under Federal Rule 24(a)(2), intervention is granted if certain elements are met: (1) a party has an interest relating to the property or transaction which is the subject of the action; (2) a party is so situated that disposition of the action, as a practical matter, may impede or impair the party’s ability to protect that interest; and (3) the party’s interest is inadequately represented by existing parties to the suit. *Stone v. First Union Corp.*, 371 F.3d 1305, 1308 (11th Cir. 2004) (citing *Worlds v. Dept. of Health and Rehabilitative Servs.*, 929 F.2d 591, 593 (11th Cir. 1991)); *Florida Key Deer v. Brown*, 232 F.R.D. 415, 416 (S.D. Fla. 2005). Under Federal Rule 24(a)(2), the movant bears the burden of proof. *United States v. City of Miami*, 278 F.3d 1174, 1178 (11th Cir. 2002). If a movant satisfies all the elements, the court has no discretion and must grant the party the right to intervene. *U.S. v. State of Ga.*, 19 F.3d 1388, 1393 (11th Cir. 1994) (citation omitted).

25. Here, the Committee satisfies the requirements under Federal Rule 24(a)(2). First, the Committee has an interest in the property and transactions contemplated in the Adversary Proceeding. Under the Plan, D&O Claims are assigned to the GUC Trust on the Effective Date to be pursued for the benefit of Class 6B General Unsecured Creditors. Plan, Art. VI.H. As such, the D&O Claims represent a potential source of significant recovery for unsecured creditors, whose current representative is the Committee. If the Brandon Entities were permitted to pursue their claims even though such D&O Claims are to be assigned to the GUC Trust on the Effective Date, the Brandon Entities would not only circumvent the confirmed Plan and have the opportunity

to obtain a much larger recovery, but also will do so at the expense of other unsecured creditors. The same would be true even if the Brandon Entities' claims weren't D&O claims to the extent the Brandon Entities' claims sought access to the same insurance coverage available for D&O Claims. Until the GUC Trustee's appointment becomes effective, it therefore falls to the Committee to intervene in the Adversary Proceeding and represent the interests of unsecured creditors generally to ensure that their recoveries are not put at risk.

26. Finally, the Committee's interests are not adequately represented by the Debtors. The Debtors lack any financial interest in the D&O Claims or insurance coverage, as those have been ceded to unsecured creditors under the Plan. Meanwhile, the Committee has a specific and discrete interest in the universe of D&O Claims and the value of the assets transferred to the GUC Trust on the Effective Date. The Committee must ensure that no D&O Claims (or available insurance coverage) are diverted from the GUC Trust to the detriment of unsecured creditors. The Committee also seeks to prevent any situation in which the Debtors must choose between the interests of unsecured creditors and other interests. "The burden on proposed intervenors in showing inadequate representation is 'minimal,' requiring only that they demonstrate 'that representation of their interests "may be" inadequate[.]'" *Rosado v. Pruitt*, Case No 17-cv-4843, 2018 WL 262835, at *2 (E.D.N.Y. Jan. 2, 2018) (quoting *Trbovich v. United Mine Workers of Am.*, 404 U.S. 528, 538 n.10 (1972)). The Committee easily meets this minimal burden.

27. For these reasons, the Committee believes it has the unconditional right to intervene in this Adversary Proceeding under Federal Rule 24(a)(2).

II. The Committee has a Permissive Right to Intervene in the Adversary Proceeding.

28. Even if the Committee cannot intervene in the Adversary Proceeding as of right under Federal Rule 24(a), it can intervene in the Adversary Proceeding under Federal Rule 24(b). This rule governs permissive intervention and provides as follows:

(b) PERMISSIVE INTERVENTION.

(1) *In General*. On timely motion, the court may permit anyone to intervene who:

(A) is given a conditional right to intervene by a federal statute; or

(B) has a claim or defense that shares with the main action a common question of law or fact.

Fed. R. Civ. Pro. 24(b). Once a court satisfies either (A) or (B) through a timely motion, granting permissive intervention is within a court's discretion. *Georgia Aquarium, Inc. v. Pritzker*, 309 F.R.D. 680, 689–90 (N.D. Ga. 2014) (citations omitted).

29. Here, the Committee believes it should be granted permissive intervention under Federal Rule 24(b). In the Adversary Proceeding, the Committee seeks to join or defend against any claims or motions that affect the D&O Claims and the GUC Trust to preserve value for unsecured creditors. The Debtors' request in the Adversary Proceeding to extend the automatic stay to non-debtors and enjoin the 2024 Brandon Action necessarily affects the D&O Claims and the GUC Trust. Consequently, there are common questions of law or fact that arise from the Debtors' interests in this Adversary Proceeding.

30. As a matter of adequate representation, the Court should grant the Committee the permissive right to intervene in the Adversary Proceeding. As discussed herein, the Committee possesses fiduciary obligations in representing unsecured creditors generally, who are the core creditor constituency at risk by virtue of the claims underlying the Adversary Proceeding.

31. Finally, granting the Committee the permissive right to intervene in the Adversary Proceeding will not prejudice any parties to the Adversary Proceeding. As discussed herein, the Committee's Motion is timely filed, and no substantive decisions have been rendered in the Adversary Proceeding. Moreover, the Committee's participation in the Adversary Proceeding will ensure the Debtors' significant unsecured constituency is not prejudiced.

32. For these reasons, the Committee believes the Court should exercise its discretion and grant the Committee the permissive right to intervene in the Adversary Proceeding under Federal Rule 24(b).

III. The Requirement Under Federal Rule 24(c) Should be Waived or is Otherwise Not Sufficient Grounds to Deny the Motion.

33. Federal Rule 24(c) requires that a motion to intervene “must state the grounds for intervention and be accompanied by a pleading that sets out the claim or defense for which intervention is sought.” Fed. R. Civ. Pro. 24(c).

34. The requirement to physically attach a pleading to this Motion should be waived. Notably, the Committee seeks to intervene in connection with all claims and defenses involved in the Adversary Proceeding to the extent necessary to protect unsecured creditors. Moreover, the existing parties to the Adversary Proceeding should understand the Committee’s position given this Motion and the documents already on file in the Adversary Proceeding. As a result, any pleading the Committee attaches to this Motion would be duplicative and unnecessary. *Piambino v. Bailey*, 757 F.2d 1112, 1121–22 (11th Cir. 1985) (refusing to require a separate pleading pursuant to Federal Rule 24(c) because the additional pleading would “merely replicate” material already on the record). Furthermore, no party will be prejudiced by waiving Federal Rule 24(c) given the preliminary status of this Adversary Proceeding, the questions involved, and the level of sophistication of the parties. *Cnty. Vocational Sch. of Pittsburgh, Inc. v. Mildon Bus Lines, Inc.*, No. CV 09-1572, 2017 WL 1376298, at *3 (W.D. Pa. Apr. 17, 2017) (noting that a court has the discretion to allow a motion to intervene without an accompanying pleading where its absence is not prejudicial). For these reasons, the Committee believes that denying the Motion based solely on Federal Rule 24(c) is unreasonable. *In re Donovan*, 2004 WL 5848543, at *4 (Bankr. N.D. Ga. Sept. 27, 2004) (noting that the party’s failure to attach a pleading to its motion does not warrant

denial of the motion that seeks to intervene in all claims and defenses involved in the adversary proceeding because such denial would “advocate form over substance”).

NOTICE

35. Notice of this Motion will be given to (i) counsel to the Debtors, (ii) the Office of the United States Trustee for the Northern District of Georgia, (iii) counsel to the Brandon Entities, and (iv) parties who have requested in this Adversary Proceeding notice pursuant to Bankruptcy Rule 2002. In light of the relief requested, the Committee does not believe further notice is necessary or appropriate.

CONCLUSION

For the foregoing reasons, the Committee believes it is entitled to intervene in the Adversary Proceeding under Federal Rule 24(a) and Federal Rule 24(b). The Committee therefore respectfully requests that the Court enter the Proposed Order attached hereto as **Exhibit A** granting the Motion and providing such other and further relief as is just and proper.

[Signature Page Follows]

Dated: January 17, 2025

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*Counsel for the Official Committee of Unsecured
Creditors*

Exhibit A
Proposed Order

**FOR THE NORTHERN DISTRICT OF GEORGIA
ATLANTA DIVISION**

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In re)	Chapter 11
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LAVIE CARE CENTERS, LLC, <i>et al.</i> ¹)	Case No. 24-55507-PMB
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Debtors.)	(Jointly Administered)
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)	Adv. Pro. 25-05007
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**ORDER GRANTING OFFICIAL COMMITTEE OF UNSECURED CREDITORS’
MOTION TO INTERVENE IN ADVERSARY PROCEEDING**

Upon the motion (the “Motion”)² of the Official Committee of Unsecured Creditors (the “Committee”) for entry of an order authorizing the Committee to intervene in the above-captioned adversary proceeding having been read and considered, it is **ORDERED AND ADJUDGED:**

that the Motion is **GRANTED** and the Committee is entitled to intervene in the Adversary Proceeding.

[END OF ORDER]

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.kccllc.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.

² Capitalized terms not defined herein are defined in the Motion.

Prepared and presented by:

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Counsel for the Official Committee of Unsecured Creditors

CERTIFICATE OF SERVICE

I hereby certify that on January 17, 2025, all ECF participants registered in this case were served electronically with the foregoing through the Court's ECF system at their respective email addresses registered with the Court.

I further certify that on January 17, 2025, I caused a true and correct copy of the Motion to be served by first class mail, postage prepaid, to the entities on the service list attached here to as

Exhibit I.

/s/ Pierce E. Rigney

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*Counsel to the Official Committee of
Unsecured Creditors*

EXHIBIT I

Description	CreditorName	CreditorNoticeName	Address1	Address2	Address3	City	State	Zip	Email
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Creditors Committee Member / Top 30 Creditor	Amidon Nurse Staffing, LLC	Eli Schick	1732 Kingsley Avenue, Suite 1			Orange Park	FL	32073	eschick@amidonns.com
Creditors Committee Member / Top 30 Creditor	Amidon Nurse Staffing, LLC		PO Box 436			Malverne	NY	11565	eschick@amidonns.com
Counsel for Claimants, Interested Parties, and Healthcare Negligence Settlement Recovery Corp.	Anthony and Partners, LLC	John Anthony	100 S. Ashley Drive, Suite 1600			Tampa	FL	33602	janthony@anthonyandpartners.com; cfosdick@anthonyandpartners.com; eservice@anthonyandpartners.com; euzonwanne@anthonyandpartners.com
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