

**ENTERED**

February 07, 2023

Nathan Ochsner, Clerk

**IN THE UNITED STATES BANKRUPTCY COURT  
FOR THE SOUTHERN DISTRICT OF TEXAS  
HOUSTON DIVISION**

<b>IN RE:</b>	§	
	§	
<b>NEIGHBORS LEGACY HOLDINGS, INC.,</b>	§	<b>CASE NO. 18-33836-H1-11</b>
	§	<b>(Chapter 11)</b>
<b>Debtor.</b>	§	

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<b>INFINITY EMERGENCY MANAGEMENT GROUP, LLC,</b>	§	
	§	
<i>Plaintiff,</i>	§	
	§	
<b>VS.</b>	§	<b>ADV. P. NO. 18-3276</b>
	§	
<b>TENSIE AXTON, Trustee of the NLH Liquidating Trust, representative and successor-in-interest to Neighbors Health System, Inc., SETUL G. PATEL, M.D., AND PAUL ALLEYNE, M.D.,</b>	§	
	§	
<i>Defendants.</i>	§	

**STIPULATION AND AGREED ORDER ALLOWING IN PART CLAIM NO. 223**

Infinity Emergency Management Group, LLC (“Infinity”) and Mark Shapiro, Trustee of the Unsecured Creditors Trust (“Shapiro”) hereby enter into this Stipulation and Agreed Order Allowing in Part Claim No. 223 and agree as follows:

WHEREAS, on July 12, 2018 and July 23, 2018, Neighbors Legacy Holdings, Inc. and certain of its affiliates, including but not limited to Neighbors Health System, Inc., filed voluntary petitions for relief under chapter 11 of the Bankruptcy Code;

WHEREAS, on November 2, 2018, Infinity filed its Claim No. 223, which asserted a general unsecured claim in the amount of \$8,646,313.01;



WHEREAS, on March 5, 2019, Debtors filed their Objection to Infinity's Claim No. 223 [Main Case Dkt. No. 792, Adv. Pro. Dkt. No. 42];

WHEREAS, on March 22, 2019, the Court entered an Order confirming the First Amended Joint Plan of Liquidation of Neighbors Legacy Holdings, Inc. and its Debtor Affiliates Under Chapter 11 of the Bankruptcy Code (the "Plan").

WHEREAS, the Confirmation Order and Plan, among other things, approved the formation of the Unsecured Creditor Trust on the effective date of the Plan, which occurred on April 8, 2019, and the appointment of Mark Shapiro as the Trustee to administer the Unsecured Creditor Trust.

WHEREAS, on April 26, 2019, the Court entered an order consolidating the objection to Infinity's Claim No. 223 with this adversary proceeding [Main Case Dkt. No. 893, Adv. Pro. Dkt. No. 43]; and

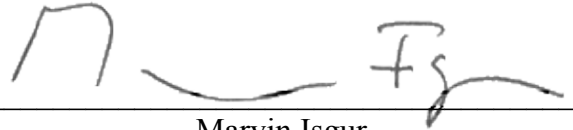
WHEREAS, Infinity, Shapiro, and Tensie Axton, Trustee of the NLH Liquidating Trust, representative and successor-in-interest to Neighbors Health System, Inc., have reached a settlement which has been approved by this Court pursuant to Fed. R. Bankr. P. 9019, which settlement includes an agreement between Infinity and Shapiro that Claim No. 223 be allowed in part in the amount of \$5,125,000.00;

**NOW, THEREFORE, IT IS STIPULATED BY THE PARTIES AND HEREBY ORDERED THAT:**

1. Claim No. 223 of Infinity Emergency Management Group, LLC, is Allowed as a Class 4 General Unsecured Claim, as such terms are defined in the Plan, in the amount of \$5,125,000.00 and is disallowed as to all other remaining amounts.

2. A copy of this order shall be entered in the main bankruptcy case.
3. The Court retains exclusive jurisdiction and power to interpret and enforce this stipulation and agreed order.

Signed: February 07, 2023



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Marvin Isgur  
United States Bankruptcy Judge

AGREED TO BY:

THE PROBUS LAW FIRM

/s/ Matthew B. Probus

Matthew B. Probus

Tex. Bar No. 16341200

Fed. ID No. 10915

[matthewprobus@theprobustlawfirm.com](mailto:matthewprobus@theprobustlawfirm.com)

10497 Town and Country Way, Suite 930

Houston, Texas 77024

(713) 258-2700 (Telephone)

(713) 258-2701 (Facsimile)

*ATTORNEYS FOR PLAINTIFF,*

*INFINITY EMERGENCY MANAGEMENT GROUP, LLC*

WALSTON, PC

/s/ Clifford H. Walston

Clifford Walston

State Bar No. 24037666

1334 Brittmoore Rd., Suite 1603

Houston, TX 77043

(713) 489-6000

[cliff@walstonlegal.com](mailto:cliff@walstonlegal.com)

*COUNSEL FOR PLAINTIFF*

*MARK SHAPIRO, TRUSTEE OF*

*THE UNSECURED CREDITORS TRUST*