

UNITED STATES BANKRUPTCY COURT
WESTERN DISTRICT OF OKLAHOMA

In re:

HOSPITAL FOR SPECIAL SURGERY, LLC,
Debtor.

Case No. 24-12862 JDL
Chapter 11

**LIMITED OBJECTION OF UNITED STATES TRUSTEE TO DEBTOR'S
EMERGENCY MOTION FOR ENTRY OF AN ORDER (I) AUTHORIZING
DEBTOR TO REDACT PERSONALLY IDENTIFIABLE INFORMATION FOR
CERTAIN INDIVIDUAL CREDITORS AND PARTIES IN INTEREST, (II)
AUTHORIZING PROCEDURES TO MAINTAIN AND PROTECT CONFIDENTIAL
PATIENT INFORMATION, AND (III) GRANTING RELATED RELIEF WITH BRIEF
IN SUPPORT, NOTICE OF OPPORTUNITY FOR HEARING AND
NOTICE OF HEARING**

The United States Trustee, Ilene J. Lashinsky (“UST”) submits this Limited Objection to Debtor’s motion seeking to protect personally identifiable information [Doc. 16] (the “**Motion**”).

A. Facts.

1. Debtor filed its Chapter 11 case on October 7, 2024. (See, Doc. 1.)
2. The UST has no objection to the premise of Debtor (i) protecting personally identifiable information as that term is defined in 11 U.S.C. § 101(41A) (“**PII**”), and (ii) remaining compliant with HIPPA.
3. However, the Motion also seeks to redact the identity of employees and vendors.
4. The UST is sympathetic with the desire to protect employees from harassment or stalking in general, but is uncertain that fully masking employees’ identities is necessary or warranted, especially since Debtor needs to provide detail regarding its request to pay employees prepetition obligations. (See, e.g., Doc. 12.)



5. The UST objects to this portion of the Motion as it relates to commercial vendors. By definition, information regarding vendors is not PII. Further, the UST objects to masking commercial vendor identifying information since Debtor needs to provide detail regarding its request to pay prepetition claims of critical vendors. (See, e.g., Doc. 14.)

6. The UST did not have time to check each case cited by Debtor in paragraph 18 of the Motion as instances where its requested relief was granted. However, the cited case *In re Central Oklahoma United Methodist Retirement Facility, Inc. dba Epworth Villa*, Case No. 23-12607-SAH (Bankr. W.D. Okla. Sep. 29, 2023) (Dkt. No. 25) did not mask employee or vendor identifying information.

The UST Reserves all arguments, whether posed herein or not, to the final relief requested in the Motion.

7. The UST reserves the right to assert any and all legal and factual arguments, whether or not raised herein, related to relief requested in the Motion.

B. Relief Requested.

8. Based on the foregoing, the UST requests that the Court deny the Motion until such time as Debtor adequately addresses the above matters.

Respectfully submitted,

ILENE J. LASHINSKY
UNITED STATES TRUSTEE

s/ Jeffrey E. Tate
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