

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 MOTION FOR ENTRY OF AN ORDER (I) AUTHORIZING DEBTOR TO (A) CONTINUE INSURANCE COVERAGE ENTERED INTO PREPETITION AND SATISFY PREPETITION OBLIGATIONS RELATED THERETO, (B) RENEW, AMEND, SUPPLEMENT, EXTEND, OR PURCHASE INSURANCE POLICIES, (C) HONOR THE TERMS OF THE PREMIUM FINANCING AGREEMENT AND PAY PREMIUMS THEREUNDER, (D) ENTER INTO NEW PREMIUM FINANCE AGREEMENTS IN THE ORDINARY COURSE OF BUSINESS; (II) AUTHORIZING BANKS TO HONOR AND PROCESS CHECK AND ELECTRONIC TRANSFER REQUESTS RELATED THERETO; 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 to pay insurance related obligations [Doc. 21] (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 paying to continue its existing insurance programs and, thus, pay the outstanding prepetition premiums identified in the Motion.
3. Based on the Debtor’s motion it appears that the total amount of prepetition premiums is approximately \$34,000.00. Prior to an entry of an order, the UST requests that the total amount be clarified and included in the order.
4. However, the Motion appears to couple its request to pay existing premiums with a general request for current permission to enter into future insurance premium finance agreements under 11 U.S.C. § 364.



5. The UST objects to this portion of the Motion as it (i) combines two separate requests for relief into one motion in violation of local rules, (ii) fails to give any financial information regarding the prospective policies or costs, and (iii) does not appear to meet the requirement for immediate relief under Bankruptcy Rule 6003.

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

6. 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.**

7. 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  
Jeffrey E. Tate, OBA #17150  
Office of the United States Trustee  
215 Dean A. McGee, Room 408  
Oklahoma City, OK 73102  
(202) 603-5228 / (405) 231-5958 [fax]  
Jeff.Tate@usdoj.gov