

Dated: October 30, 2024

The following is ORDERED:



Janice D. Loyd
U.S. Bankruptcy Judge

**IN THE UNITED STATES BANKRUPTCY COURT
FOR THE WESTERN DISTRICT OF OKLAHOMA**

	X	
In re	:	
	:	Chapter 11
HOSPITAL FOR SPECIAL SURGERY, LLC	:	
<i>Dba</i> ONECORE HEALTH,	:	Case No. 24-12862-JDL
	:	
Debtor.	:	
	:	
	X	

ORDER AUTHORIZING THE RETENTION AND EMPLOYMENT OF CROWE & DUNLEVY AS COUNSEL TO DEBTOR AND DEBTOR-IN-POSSESSION EFFECTIVE AS OF THE PETITION DATE

(Relates to Dkt. No. 20)

Upon the application (the “Application”)¹ of Hospital for Special Surgery, LLC *dba* OneCore Health (“OneCore Health” or the “Debtor”) for entry of an order (this “Order”) pursuant to sections 327(a) and 328(a) of the Bankruptcy Code, Bankruptcy Rule 2014(a) and Local Bankruptcy Rule 2014-1 authorizing Debtor to retain and employ Crowe & Dunlevy as its counsel

¹ Capitalized terms used but not otherwise defined herein shall have the meanings ascribed to them in the Application.



effective as of the Petition Date; this Court having jurisdiction to consider the Application pursuant to 28 U.S.C. §§ 157 and 1334 and rule 81.4(a) of the Local Civil Rules of the United States District Court for the Western District of Oklahoma; and venue of this Chapter 11 Case and the Application in this district being proper pursuant to 28 U.S.C. §§ 1408 and 1409; and this matter being a core proceeding pursuant to 28 U.S.C. § 157(b); and this Court having found that the Application was filed on October 7, 2024 and served on or before October 7, 2024² and that the response deadline to the Application expired on October 21, 2024 and objections to the Application having been withdrawn or resolved; and this Court having found that proper and adequate notice of the Application and the relief requested therein has been provided in accordance with the Bankruptcy Rules and the Local Bankruptcy Rules, and that, except as otherwise ordered herein, no other or further notice is necessary; and upon the consideration of and based on the representations made in the *McEntire First Day Declaration* and the *Hoch Declaration*; and this Court being satisfied based on the representations made in the Application and the *Hoch Declaration* that Crowe & Dunlevy does not hold or represent any interest adverse to Debtor's estate, with respect to the matters upon which Crowe & Dunlevy is to be employed, that Crowe & Dunlevy is a disinterested person as that term is defined under Section 101(14) of the Bankruptcy Code, as modified by Section 1107(b) of the Bankruptcy Code, and that Crowe & Dunlevy's employment is necessary and is in the best interests of Debtor and its estate; and after due deliberation and sufficient cause appearing therefor;

IT IS HEREBY ORDERED THAT:

1. The Application is GRANTED as set forth herein.

² See Debtor's Notice of Certificate of Service of First Day Motions and Related Pleadings [Dkt. No. 34].

2. In accordance with sections 327(a) and 328(a) of the Bankruptcy Code, Debtor, as debtor and debtor-in-possession, is hereby authorized to retain and employ Crowe & Dunlevy as its counsel on the terms set forth in the Application, Crowe & Dunlevy's engagement letter and the *Hoch Declaration*, effective as of the Petition Date.

3. Crowe & Dunlevy shall use its best efforts to avoid any duplication of services provided by any of Debtor's other retained professionals in this Chapter 11 Case.

4. Crowe & Dunlevy shall apply for authorization of its fees incurred for professional services rendered and reimbursement of reasonable and necessary expenses incurred pursuant to this Order, in accordance with sections 330 and 331 of the Bankruptcy Code, applicable provisions of the Bankruptcy Rules and Local Bankruptcy Rules, any case specific fee protocols approved by this Court, and all other applicable guidelines, procedures and orders of this Court.

5. Crowe & Dunlevy shall apply any remaining amounts of its prepetition retainer as a credit toward postpetition fees and expenses after such postpetition fees and expenses are approved pursuant to the first order of this Court awarding fees and expenses to Crowe & Dunlevy.

6. Debtor is authorized and empowered to take all actions necessary to implement the relief granted in this Order.

7. To the extent that this Order is inconsistent with the Application, the terms of this Order shall govern.

8. This Court shall retain jurisdiction to hear and determine all matters arising from the implementation of this Order.

9. Findings of fact are based upon representations of counsel. Local Rule 9013-1(L)(1)(a).

10. Debtor shall effectuate service of this Order on the Distribution Service List.

IT IS SO ORDERED.

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Respectfully submitted,

ONECORE

/s/Craig M. Regens

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