

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

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

**DEBTOR’S APPLICATION FOR ENTRY OF AN ORDER (I) SETTING BAR DATES FOR FILING PROOFS OF CLAIM; (II) APPROVING FORM AND MANNER FOR FILING PROOFS OF CLAIM; AND (III) APPROVING THE FORM AND MANNER OF NOTICE OF BAR DATES WITH BRIEF IN SUPPORT**

Hospital for Special Surgery, LLC *dba* OneCore Health (“OneCore” or the “Debtor”) hereby submits this application (the “Application”) for entry of an order, substantially in the form attached hereto as **Exhibit A** (the “Bar Date Order”), pursuant to sections 105(a), 502(b)(9) and 503(b)(9) of title 11 of the United States Code, 11 U.S.C. §§ 101 *et seq.* (the “Bankruptcy Code”), rules 2002(l) and 3003(c) of the Federal Rules of Bankruptcy Procedure (the “Bankruptcy Rules”) and rules 3003-1 and 9013-1 of the Local Rules of the United States Bankruptcy Court for the Western District of Oklahoma (the “Local Bankruptcy Rules”), (i) establishing deadlines for filing proofs of claim, (ii) approving the form and manner for filing proofs of claim, and (iii) approving the form and manner of notice of bar dates.

**Background**

1. OneCore is a duly licensed hospital that has been specializing in orthopedic and specialty surgeries in the community of central Oklahoma for more than a decade. In late 2021, OneCore completed the construction of its present leased facility in northeast Oklahoma City and has been operating at such location since January 2022.



2. OneCore has focused on a culture of excellence in the delivery of surgical and other health care services such as radiology and orthopedic care with the goal of being one of the top performing surgical hospitals in Oklahoma. In the past four (4) years, OneCore has received many accolades for its excellence and patient care, including the following:

- Healthgrades: Knee Replacement 5-star recipient, 2023 and 2024;
- Healthgrades: Spinal Fusion Surgery 5-star recipient 2021 – 2024;
- Healthgrades: Outstanding Patient Experience 2024; and
- Press Ganey: Guardian of Excellence Award for Outstanding Patient Experience.<sup>1</sup>

3. Despite the new hospital and recognition as an esteemed hospital for patient care and focus, difficulties ensued in June of 2022, initially due to the Covid pandemic, with the implementation of a new billing system as the legacy system was sunset by the software provider. This difficult conversion caused disruptions to operations for almost two years as OneCore struggled with calibrating the software, creating appropriate interfaces and then billing/collecting claims. This created several million dollars in lost revenue and difficulty tracking patient claims and accounts receivable during the transition. Due to implementation issues, the hospital could not effectively create patient statements to collect good patient accounts receivable, rendering many of these accounts uncollectible.

4. OneCore continued to fight to resolve billing system issues, and with the help of its management company, began to regain control over the revenue cycle in early 2024. From January through August 2024, the hospital produced break-even results and was beginning to turn the corner toward a pathway to profitability with new physician recruitment.

---

<sup>1</sup> The Press Ganey Guardian of Excellence Award® honors organizations that perform in the top 5% of healthcare providers and health plans for patient experience, employee engagement, physician experience, clinical quality performance or consumer experience in one year. Only 501 hospitals and health systems achieved this recognition out of over 10,000.

5. In early September 2024, a former patient obtained a significant jury verdict against the hospital relating to care provided by a physician in 2021. OneCore maintains that the evidence shows that the patient's ongoing injuries were unrelated to the accident. Notwithstanding this evidence, the former patient obtained a judgment in the amount of 15 million dollars, which exceeds the estimated enterprise value of the hospital. OneCore timely has appealed the judgment but was required to initiate this Chapter 11 Case to continue to operate its business, continue to employ its approximately 100 employees, and to maintain the enterprise value of Debtor's assets while it pursues a successful reorganization.

6. As of the Petition Date, OneCore employs approximately 60 full-time and 40 contract, or part-time employees.

7. Debtor continues to operate its business and manage its properties as a debtor-in-possession pursuant to sections 1107(a) and 1108 of the Bankruptcy Code.

8. Additional factual background relating to Debtor's business and the commencement of this Chapter 11 Case is set forth in detail in the McEntire Declaration.

#### **Facts Specific to the Relief Requested**

9. Debtor is working to formulate a confirmable plan of reorganization and an associated disclosure statement.

10. Debtor recognizes that obtaining complete and accurate information regarding the nature and amount of potential claims against Debtor is a prerequisite to making distributions to all creditors in this chapter 11 case. Gathering such information in parallel with Debtor's reorganization process, which is ongoing, will facilitate a short, efficient case that minimizes case expense and expedites distributions to creditors. Accordingly, Debtor respectfully requests that the Court enter the Bar Date Order (a) approving the establishment of the Bar Dates

(as defined below) and related claims procedures proposed herein and (b) approving the form and manner of notice thereof.

11. Debtor filed its schedules of assets and liabilities (“Schedules”) and statements of financial affairs (“SOFAs”) with the *Voluntary Petition*.

12. Debtor’s proposed General Bar Date is **January 22, 2025 at 4:00 p.m. (prevailing Central Time)**, or 40 days after the filing of this Application.

### **Jurisdiction**

13. The Court has jurisdiction to consider this 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. This matter is a core proceeding pursuant to 28 U.S.C. § 157(b). Venue for purposes of considering this Application is proper in the Court pursuant to 28 U.S.C. §§ 1408 and 1409. The statutory predicates for the relief requested herein are sections 105(a), 502(b)(9) and 503(b)(9) of the Bankruptcy Code, Bankruptcy Rules 2002(l) and 3003(c) and Local Bankruptcy Rule 3003-1.

### **Relief Requested**

14. Debtor seeks to establish a claims process by setting deadlines by which certain holders of claims will be required to file a written proof of their claim(s) (collectively, the “Bar Dates” and each individually, a “Bar Date”). Debtor respectfully requests entry of the Bar Date Order establishing the Bar Dates set forth in this Application. Debtor also seeks: (a) approval of the form and manner for filing proofs of claim; (b) approval of the notice of the Bar Dates; and (c) authorization for Debtor, in its sole discretion, to extend the Bar Date for certain holders of claims by stipulation or otherwise where Debtor determines that such extension is in the best interest of its estate.

**I. Bar Dates**

**A. Establishment of Bar Dates**

15. The Debtor proposes to establish the following deadlines for filing proofs of claim in this chapter 11 case:

- a. General Bar Date. Debtor proposes that any entity<sup>2</sup> holding a prepetition claim against Debtor be required to file a proof of claim on or before **January 22, 2025, at 4:00 p.m., Central Time**, subject to the exceptions described herein.

This proposed General Bar Date applies to all entities holding claims against Debtor arising (or deemed to have arisen) prior to the Petition Date, and applies to all types of claims arising prior to the Petition Date, including secured claims, unsecured priority claims, and unsecured nonpriority claims, subject to the exceptions described herein. As detailed herein, Debtor proposes to provide approximately 40 days' notice of the General Bar Date (and other Bar Dates) to all claimants that may be required to file a proof of claim.

- b. Amended Schedule Bar Date. Debtor proposes that any entity holding a claim adversely affected by any amendment of or supplement to Debtor's Schedules be required to file a proof of claim on or before **4:00 p.m., Central Time, on the date that is 21 days after the date that notice of the applicable amendment or supplement to the Schedules is served on such entity**.

Debtor will provide notice of any amendment of or supplement to the Schedules to the holders of any claims affected by such amendment or supplement, and will provide such holders with notice of the applicable Amended Schedule Bar Date.

- c. Governmental Bar Date. In accordance with section 502(b)(9) of the Bankruptcy Code and Bankruptcy Rule 3002(c)(1), Debtor proposes that any governmental unit (as defined in section 101(27) of the Bankruptcy Code) with a claim against Debtor be required to file a proof of claim on or before **April 7, 2025, at 4:00 p.m., Central Time** (180 days after the Petition Date).

---

<sup>2</sup> As used herein, the term "entity" has the meaning given to it in section 101(15) of the Bankruptcy Code and includes, among other things, "persons" as such term is defined in section 101(41) of the Bankruptcy Code.

This proposed Governmental Bar Date applies to all types of claims by any governmental unit against Debtor arising prior to the Petition Date, including secured claims, unsecured priority claims and unsecured nonpriority claims, subject to the exceptions described in Part C below.

**B. Entities Required to File Proofs of Claim by the General Bar Date**

16. Debtor proposes that the following entities be required to file proofs of claim on or before the General Bar Date (or, if applicable, the Amended Schedule Bar Date or the Governmental Bar Date), unless the Bar Dates are inapplicable pursuant to an exception described in Part C below:

- a. any entity whose claim against Debtor is not listed in Debtor's Schedules or is listed as contingent, unliquidated, or disputed if such entity desires to participate in this Chapter 11 Case or share in any distribution in this Chapter 11 Case;
- b. any entity who believes that its claim is improperly classified in the Schedules or is listed in an incorrect amount and who desires to have its claim allowed in a different classification or amount other than that identified in the Schedules;
- c. any former or present full-time, part-time, salaried, or hourly employees must submit Proofs of Claim relating to any grievance, including claims for wrongful termination, discrimination, harassment, hostile work environment, retaliation, and/or unpaid severance prior to the General Bar Date to the extent grounds for such grievances arose on or prior to the Petition Date; *provided* that current employees of Debtor are not required to file a proof of claim for wages, commissions, or benefits if an order of this Court authorized Debtor to honor such claim in the ordinary course of business; and
- d. any entity who believes that its claim against Debtor is or may be an administrative expense pursuant to section 503(b)(9) of the Bankruptcy Code.

C. **Entities Not Required to File Proofs of Claim Pursuant to the Bar Date Order**

17. Debtor's proposed Bar Dates will not apply to any of the following entities, notwithstanding that such entities might otherwise be subject to the General Bar Date or another Bar Date:

- a. the U.S. Trustee, on account of claims for fees payable pursuant to 28 U.S.C. § 1930;
- b. Any entity that has already filed a proof of claim against Debtor with the Clerk of the Bankruptcy Court for the Western District of Oklahoma utilizing Official Bankruptcy Form No. B 410 adopted by the Court;
- c. Any entity whose claim is listed on the Schedules, provided that: (i) such claim is not scheduled as "disputed," "contingent" or "unliquidated," (ii) the claimant does not disagree with the amount, nature and priority of the claim as set forth in the Schedules, and (iii) the claimant does not dispute the description of the claim;
- d. Any entity whose claim has been allowed by order of this Court;
- e. Any entity whose claim has been paid in full by the Debtor;
- f. A current employee of Debtor, if an order of this Court authorized Debtor to honor such claim in the ordinary course of business as a wage, commission, or benefit; *provided* that such current employee must submit a proof of claim by the General Bar Date for all other claims arising before the Petition Date;
- g. Any entity holding an equity interest in Debtor, solely with respect to such equity interest and *provided* that such interest owner must submit a proof of claim by the General Bar Date for all claims respecting any right to payment arising before the Petition Date;
- h. Any entity whose claim arises out of or relates to the rejection of any executory contract or unexpired lease during this chapter 11 case pursuant to section 365 of the Bankruptcy Code;<sup>3</sup>

---

<sup>3</sup> Debtor does not through this Application seek to establish a deadline for filing proofs of claim arising out of or relating to the rejection of any executory contract or unexpired lease during this chapter 11 case pursuant to section 365 of the Bankruptcy Code. If Debtor seeks to reject any executory contract or unexpired lease, Debtor will seek appropriate relief from the Court

- i. Any entity whose claim is allowable under sections 503(b) and 507(a)(2) of the Bankruptcy Code as an administrative expense; *provided* that any entity asserting a Claim entitled to administrative expenses status under section 503(b)(9) of the Bankruptcy Code must assert such claims by filing a request for payment or a Proof of Claim on or prior to the General Bar Date;
- j. Any entity whose claim is for the repayment of principal, interest and/or other applicable fees and charges (a “Debt Claim”) under or pursuant to that certain Business Loan Agreement by and between Hospital for Special Surgery, L.L.C., as Borrower and BOKF, NA d/b/a Bank of Oklahoma (“BOKF”), as Lender, dated as of February 10, 2023, as amended from time to time, (the “Business Loan Agreement”), that certain Commercial Security Agreement by and between Debtor and BOKF dated February 10, 2023, granting liens and security interest in certain prepetition collateral identified therein, and that certain Promissory Note made by Debtor in favor of BOKF dated February 10, 2023, in the original principal amount of \$1,500,000.00, with such amount due and payable by Debtor to BOKF as of the Petition Date constituting approximately \$765,142.41, consisting of: \$750,000.00 in respect of outstanding principal; plus \$4,882.41 in respect of accrued and unpaid interest through the Petition Date; plus \$10,260.00 in respect of fees, reasonable documented out-of-pocket costs and expenses incurred or estimated to be incurred by BOKF (including reasonable attorney fees), except to the extent that the claimant disagrees with the amount, nature or priority of the claim as set forth in the Schedules;
- k. any entity holding a claim for which a separate deadline is fixed by the Court; and
- l. holders of claims for fees and expenses of professionals retained in this Chapter 11 Case.

**D. No Requirement to File Proof of Interest**

18. The establishment of Debtor’s proposed Bar Dates will not require any entity holding an interest in Debtor (an “Interest Holder”), which interest is based exclusively upon the ownership of common or preferred stock in a corporation, a membership interest in a limited

---

with respect to such rejection and the filing of proofs of claim arising out of or relating to any such rejection.



liability corporation or partnership or warrants or rights to purchase, sell or subscribe to such a security or interest (any such security or interest, an “Interest”), to file a proof of such interest.

## II. Procedures for Filing Proof of Claim Forms

### A. Requirements for Preparing and Filing Proofs of Claim

19. With respect to preparing and filing proofs of claim, Debtor proposes that the proofs of claim be required to be consistent with the following:

- a. ***Contents of Claim Form.*** Each proof of claim must (i) be written in English; (ii) include a claim amount denominated in United States dollars; (iii) conform substantially to Official Form 410; and (iv) be signed by the holder of the claim or by an authorized agent of the holder of the claim (along with documentation of such authorization).
- b. ***Section 503(b)(9) Claim.*** Any proof of claim asserting a claim entitled to priority under section 503(b)(9) of the Bankruptcy Code must also: (i) include the value of the goods delivered to and received by Debtor in the twenty (20) days prior to the Petition Date; (ii) attach any documentation identifying the particular invoices for which the section 503(b)(9) claim is being asserted; and (iii) attach documentation of any reclamation demand made to Debtor under section 546(c) of the Bankruptcy Code (if applicable).
- c. ***Original Signatures Required.*** Only (i) original proof of claim forms signed electronically or in ink or (ii) proof of claim forms submitted and signed electronically using the electronic filing interface available at <https://www.veritaglobal.net/OneCore> will be deemed acceptable for purposes of claims administration. Proof of claim forms sent by facsimile or electronic mail will **not** be accepted.
- d. ***Timely Service.*** Each proof of claim form, including supporting documentation, must be filed or submitted, including supporting documentation, through any of the following methods: (i) electronic submission through PACER (Public Access to Court Electronic Records at <https://ecf.okwb.uscourts.gov/>); (ii) via the electronic filing interface available at <https://www.veritaglobal.net/OneCore> or by U.S. mail, overnight U.S. mail, or other hand delivery system, so as to be **actually received** by Verita on or before the applicable Bar Date at the following address:

For First-Class Mail or Overnight Mail to:

OneCore Claims Processing Center  
c/o Kurtzman Carson Consultants LLC *dba* Verita Global  
222 N. Pacific Coast Highway, Suite 300  
El Segundo, CA 90245

**PROOFS OF CLAIM SUBMITTED BY FACSIMILE OR  
ELECTRONIC MAIL WILL NOT BE ACCEPTED.**

- e. ***Receipt of Service.*** Claimants wishing to receive acknowledgement that their proof of claim forms were received by Verita must submit (i) a copy of the proof of claim form; and (ii) a self-addressed, stamped envelope.

**B. Effect of Failure to File Proof of Claim**

20. Debtor proposes that any entity that is required to file a proof of claim pursuant to the Bar Date Order, but fails to timely file such a proof of claim on or before the applicable Bar Date in accordance with the Bar Date Order, be forever barred, estopped and enjoined from: (a) asserting the applicable claim, or any lien securing such claim, against Debtor or its estate or property or (b) voting on or receiving any distribution under any plan of reorganization in this chapter 11 case, except, in each case, to the extent such claim is identified in the Schedules as an undisputed, noncontingent and liquidated claim held by such entity (including with respect to the amount, nature or classification of such claim). In addition, any entity that does not identify its claim as a secured claim or 503(b)(9) Claim on its proof of claim shall be forever barred, estopped and enjoined from asserting such lien or priority against the Debtor, or its estate or property.

**III. Form of Proof of Claim**

21. Debtor has prepared, and requests that the Court approve, the Proof of Claim Form attached to the Bar Date Order as **Exhibit 2**. The Proof of Claim Form has been

modified to allow creditors to request payment for claims arising under section 503(b)(9) of the Bankruptcy Code. In addition, Debtor proposes to provide each of the creditors listed on the Schedules with a personalized Proof of Claim Form (each, a “Personalized Proof of Claim Form”), which will indicate: (a) the amount of the scheduled claim, if any; (b) whether the claim is listed as contingent, unliquidated or disputed; and (c) whether the claim is listed as secured, unsecured priority, or unsecured non-priority.

22. If the creditor disagrees with information set forth on the personalized Proof of Claim Form, the creditor will be required to timely file a Proof of Claim identifying the amount and type of such claim on or before the applicable Bar Date. Creditors may choose not to use the Personalized Proof of Claim Form and instead submit Proofs of Claim on Official Form 410 to the extent provided in the Bar Date Order.

#### **IV. Procedures for Providing Notice of Bar Dates and Filing Proofs of Claim**

##### **A. Mailing of Bar Date Notice**

23. Pursuant to Bankruptcy Rule 2002(a)(7), Debtor proposes to cause written notice of the Bar Dates, substantially in the form annexed as **Exhibit 1** to the proposed Bar Date Order (the “Bar Date Notice”) to be mailed via first class mail, no later than five (5) business days after entry of the Bar Date Order, to the following parties:

- a. Debtor and its counsel;
- b. the U.S. Trustee for the Western District of Oklahoma;
- c. the entities listed as holding the 20 largest unsecured claims against Debtor;
- d. all known creditors and other known holders of claims against Debtor;
- e. BOKF, N.A.

- f. all persons or entities that have filed proofs of claim in this chapter 11 case as of the date of the Bar Date Order;
- g. all known entities who are party to executory contracts and unexpired leases with Debtor;
- h. all known entities who are party to active litigation with Debtor;
- i. all current and former employees of Debtor employed within one year of the Petition Date (to the extent that contact information for former employees is available in Debtor's records);
- j. all patients receiving surgical care within two years of the Petition Date;
- k. all regulatory authorities that regulate Debtor;
- l. the Office of the Attorney General for the State of Oklahoma;
- m. the Office of the United States Attorney for the Western District of Oklahoma;
- n. the United States Internal Revenue Service; and
- o. the Oklahoma Tax Commission.

24. Debtor shall also post the Bar Date Notice on Debtor's case website established by Verita Global at <https://www.veritaglobal.net/OneCore>.

25. Among other things, the Bar Date Notice will: (a) identify the General Bar Date; (b) provide holders of claims with the information necessary to allow them to make an informed decision as to whether to file a proof of claim; and (c) describe the procedures for filing a timely proof of claim and the consequences of failing to do so.

**B. Supplemental Mailings**

26. After the initial mailing of the Bar Date Notice, Debtor may, in its discretion, make supplemental mailings of notices, including in the event that: (a) notices are

returned by the post office with forwarding addresses;<sup>4</sup> (b) certain parties acting on behalf of parties in interest decline to distribute notices to these parties and instead return their names and addresses to Debtor for direct mailing; and (c) additional potential claimants or parties in interest become known as the result of the Bar Date noticing process. In this regard, Debtor requests that the Court permit Debtor to make supplemental mailings of the Bar Date Notice in these and similar circumstances at any time up to twenty-one (21) days in advance of the applicable Bar Date, with any such mailings deemed timely and such Bar Date being applicable to the recipient creditors.

**C. Publication Notice**

27. In the interest of ensuring that all potential claimants receive adequate notice of the General Bar Date, in addition to providing the Bar Date Notice to all known holders of claims, Debtor proposes to provide notice of the General Bar Date by publication. Debtor proposes to publish the Bar Date Notice in accordance with Bankruptcy Rule 2002(l), modified for publication in substantially the form annexed as **Exhibit 3** to the Bar Date Order (the “**Publication Notice**”), on one occasion in *The Oklahoman*, within five (5) business days of entry of the Bar Date Order or as soon as reasonably practicable thereafter, ensuring compliance with the requirements of Bankruptcy Rule 2002(a)(7) that such notice be published at least 21 days before the General Bar Date.

28. The proposed Publication Notice includes a telephone number that creditors may call to obtain copies of the proof of claim form, the URL for Debtor’s case website maintained by Verita Global at which creditors may obtain a copy of the proof of claim form, and information concerning the procedures and appropriate deadlines for filing a proof of claim form.

---

<sup>4</sup> To the extent that any notices are returned as “return to sender” without a forwarding address, the Debtors request that they not be required to mail additional notices to such creditors.

**Basis for Relief**

**I. The Court Is Authorized to Approve the Bar Dates and the Proposed Procedures for Filing Proofs of Claim.**

29. Bankruptcy Rule 3003(c)(3) requires that the Court fix a time within which proofs of claim must be filed. Fed. R. Bankr. P. 3003(c)(3). Pursuant to Local Rule 3003-1, a debtor generally must file a request for an order fixing the time within which proofs of claim or interest must be filed. Local Rule 3003-1.

30. It is well-recognized that a claims bar date plays an essential role in the twin goals of bankruptcy – preserving a debtor’s assets and maximizing property available to satisfy creditors. *See, e.g., Bank of Am. Nat. Tr. & Sav. Ass’n v. 203 N. LaSalle P’Ship*, 526 U.S. 434, 453 (1999). A claims bar date allows the debtor and parties in interest to expeditiously determine and evaluate the liabilities of the estate. The absence of such a deadline, in contrast, would prolong creditor uncertainty, increase the costs and expenses incurred by a debtor in connection with the claims reconciliation process, and delay or even derail the claims process, thus undercutting one of the principal purposes of bankruptcy law – “secur[ing] a prompt and effectual administration and settlement of the estate of all bankrupts within a limited period.” *See Katchen v. Landy*, 382 U.S. 323 (1966).

31. Debtor’s procedures, described herein, provide creditors with notice and opportunity and a clear process for filing their claims, all while achieving administrative and judicial efficiency. Indeed, the proposed procedures will provide comprehensive notice and clear instructions to creditors, on the one hand, and allow this chapter 11 case to move forward quickly with a minimum of administrative expense and delay, on the other hand. Accordingly, they should be approved.

**II. The Proposed Notice Procedures Are Reasonable and Appropriate.**

32. Bankruptcy Rule 2002(a)(7) requires that Debtor provide claimants at least 21 days' notice by mail of the Bar Dates pursuant to Bankruptcy Rule 3003(c). Fed. R. Bankr. P. 2002(a)(7). Additionally, Bankruptcy Rule 2002(l) provides that the Court may order notice by publication if it finds that notice by mail is impractical or it is desirable to supplement other notice. Fed. R. Bankr. P. 2002(l). Bankruptcy Rule 9008 also provides that the Court shall determine the form and manner of publication notice, the newspapers used, and the frequency of publication. Fed. R. Bankr. P. 9008.

33. In conjunction with setting deadlines to file proofs of claim, Debtor must provide appropriate notice to interested parties. Debtor submits that it will provide appropriate notice by mailing the Bar Date Notice to its known creditors and relying on publication to give notice to its unknown creditors. *See, e.g., Mullane v. Cent. Hanover Bank & Tr. Co.*, 339 U.S. 306, 317 (1950).

34. When a creditor is known to a debtor, due process requires that the debtor take reasonable steps, such as direct mailing, to provide actual notice of the deadline for filing proofs of claim. *See, e.g., In re Gulfco Inv. Corp.*, 593 F. 2d 933, 935 (10th Cir. 1979). A creditor's identity is "reasonably ascertainable" if that creditor can be identified through "reasonably diligent efforts." *Mennonite Bd. of Missions v. Adams*, 462 U.S. 791, 798 n.4 (1983). But this does not require a debtor to engage in "impracticable and extended searches ... in the name of due process." *See Mullane*, 339 U.S. at 317-18.

35. The relief requested herein provides for clear notice of the General Bar Date in satisfaction of the requirements of the Bankruptcy Rules and consistent with the underlying policies of the Bankruptcy Code and applicable case law. Specifically, to the extent the General

Bar Date is established as January 22, 2025 at 4:00 p.m. (prevailing Central Time), Debtor intends to (a) mail the Bar Date Notice to known holders of claims on or before five (5) business days after the date the Court enters the Bar Date Order; and (b) provide Publication Notice by a date that is at least twenty-one (21) days before the General Bar Date. Debtor will also publish the Publication Notice within five (5) business days of entry of the Bar Date Order or as soon as reasonably practicable thereafter, providing unknown or unreachable holders of Claims with constructive notice of the Bar Date for filing their proofs of claim, thereby satisfying Bankruptcy Rule 2002(a)(7). Finally, because Debtor filed its Schedules on the Petition Date, known holders of claims have had ample opportunity to review the Schedules, reconcile the information contained therein with their own books and records, and prepare and file proofs of claim, if necessary.

36. If Debtor amends its Schedules in accordance with Bankruptcy Rule 1009 after entry of the Bar Date Order, Debtor shall give notice of any amendment to the holders of affected claims and such holders will have no less than twenty-one (21) days from the date of mailing of such notice of amendment to file proofs of claim with respect to their claims.

37. Debtor further submits that the Bar Date Notice Package and Publication Notice, and the proposed notice and filing procedures are substantially similar to similar notice and filing procedures approved by this Court in recent chapter 11 cases. *See, e.g., In re GMX Resources*, Case No. 13-11456 (SAH) (Bankr. W.D. Okla. July 15, 2013); *In re Lonestar Geophysical Survey, LLC*, Case No. 15-11872 (SAH) (Bankr. W.D. Okla. Sept. 17, 2015); *In re White Star Petr. Holdings, LLC*, Case No. 19-12521 (JDL) (Bankr. W.D. Okla. July 8, 2019).

38. Accordingly, for all the foregoing reasons, the proposed Bar Dates and the form and manner of providing notice thereof are appropriate in light of the circumstances, inure to the benefit of all parties in interest and should be approved.



**III. Redaction of Certain Confidential Information.**

39. Bankruptcy Rule 5003 requires the clerk of the Court to maintain a list of claims in a publicly available claims register. Fed. R. Bankr. P. 5003. Proofs of claim forms, as well as supporting documentation, often contain personal information such as the creditor's name and address. Section 107(c)(1) of the Bankruptcy Code provides that the Court, for cause, may protect any means of identification contained in any paper filed or to be filed in a case under the Bankruptcy Code. 11 U.S.C. § 107(c)(1).

40. Cause exists for the Court to authorize creditors of Debtor to file a redacted proof of claim that does not disclose personally identifiable information with Verita, provided that an unredacted proof of claim shall be provided upon request by Debtor. Such information could be used to perpetrate identity theft or unlawful injury to an individual and may result in a violation of the applicable data privacy laws governing the use of information outside of the United States.

**Reservation of Rights**

41. Nothing contained herein or any action taken pursuant to relief requested is intended to be or shall be construed as (a) an admission as to the amount of, basis for, or validity of any claim against Debtor under the Bankruptcy Code or other applicable nonbankruptcy law; (b) a waiver of Debtor's or any party in interest's rights to dispute any claim or interest on any grounds; (c) a promise or requirement to pay any claim; (d) a waiver of Debtor's or any other party in interest's rights under the Bankruptcy Code or any other applicable law; (e) an implication or admission that any particular claim is of a type specified or defined in this application or any order granting the relief requested in this application or a finding that any particular claim is an administrative expense claim or other priority claim; (f) a request for or approval to assume, adopt, or reject any agreement, contract, program, policy, or lease under section 365 of the Bankruptcy

Code; or (g) an admission as to the validity, priority, enforceability, or perfection of any lien on, security interest in, or other encumbrance on property of Debtor's estate. Likewise, if the Court grants the relief sought herein, any payment made pursuant to the Court's order is not intended to be and should not be construed as an admission to the validity of any claim or a waiver of Debtor's or any party in interest's rights subsequently to dispute such claim.

**Notice**

42. No creditors' committee, trustee, or examiner has been appointed in this Chapter 11 Case. Notice of this Application shall be provided to: (a) the United States Trustee for the Western District of Oklahoma (the "U.S. Trustee"); (b) the United States Attorney's Office for the Western District of Oklahoma; (c) the Internal Revenue Service; (d) counsel to BOKF, N.A.; (e) the parties identified on Debtor's list of 20 largest unsecured creditors; (f) the Oklahoma Tax Commission; and (g) any other party that has requested notice pursuant to Bankruptcy Rule 2002. Debtor submits that, considering the nature of the relief requested, no other or further notice need be provided.

**Conclusion**

WHEREFORE, for the reasons set forth herein, the Debtor respectfully requests that the Court (a) enter the Bar Date Order substantially in the form attached hereto as Exhibit A and (b) grant such other and further relief as is just and proper.

Dated: December 14, 2024

Respectfully submitted,

**ONECORE**

/s/Craig M. Regens

William H. Hoch, OBA #15788

Craig M. Regens, OBA #22894

Mark A. Craige, OBA #1992

Kaleigh Ewing, OBA #35598  
-Of the Firm-  
CROWE & DUNLEVY  
A Professional Corporation  
Braniff Building  
324 N. Robinson Ave., Suite 100  
Oklahoma City, OK 73102-8273  
(405) 235-7700  
will.hoch@crowedunlevy.com  
craig.regens@crowedunlevy.com  
mark.craige@crowedunlevy.com  
kaleigh.ewing@crowedunlevy.com

*Counsel to Debtor*

**Exhibit A**

**Proposed Bar Date Order**

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

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

**ORDER (I) SETTING BAR DATES FOR FILING PROOFS OF CLAIM; (II)  
APPROVING FORM AND MANNER FOR FILING PROOFS OF CLAIM; AND (III)  
APPROVING THE FORM AND MANNER OF NOTICE OF BAR DATES**

Upon the application (the “Application”)<sup>1</sup> of Hospital for Special Surgery, LLC *dba* OneCore Health (“OneCore” or “Debtor”) for entry of an order (this “Bar Date Order”) (i) setting bar dates for the filing of proofs of claim; (ii) approving the form and manner for filing proofs of

<sup>1</sup> Capitalized terms not otherwise defined herein are to be given the meanings ascribed to them in the Motion.

claim; (iii) approving the Bar Date Notice; and (iv) granting related relief, each as more fully set forth in the Application; and this Court having jurisdiction to consider the Application pursuant to 28 U.S.C. §§ 157 and 1334 and rule 81.4 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 Motion 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 December 14, 2024, and shall be served on the Distribution Service List; 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 of the United States Bankruptcy Court for the Western District of Oklahoma, and that, except as otherwise ordered herein, no other or further notice is necessary; and this Court having found and determined that the relief sought in the Application is in the best interests of the Debtor, its estate, its creditors and all other parties-in-interest; and that the legal and factual bases set forth in the Application establish just cause for the relief granted herein; and after due deliberation and sufficient cause appearing therefor;

IT IS HEREBY ORDERED THAT:

1. Except as otherwise provided below, each person or entity that asserts a claim against Debtor that arose (or is deemed to have arisen) before the Petition Date, including all priority claims, shall be required to file an original, written proof of claim, substantially in form of Official Form 410, so that such proof of claim form is **actually received** on or before January 22, 2025 at 4:00 p.m. (prevailing Central Time) (the “General Bar Date”) by Kurtzman Carson Consultants LLC *dba* Verita Global (“Verita”) in accordance with the instructions set forth in this Order.

2. Any entity that asserts a claim against Debtor that arose before the Petition Date is authorized to file a proof of claim that redacts personally identifiable information with Verita; *provided, however*, that an unredacted proof of claim shall be provided upon request by Debtor.

3. Debtor is authorized to take reasonable action to prevent an entity's personally identifiable information from being publicly available on the claims register.

4. All governmental units holding claims (whether secured, unsecured priority, or unsecured non-priority) that arose (or is deemed to have arisen) before the Petition Date must file proofs of claim, including claims for unpaid taxes, if any, whether such claims arise from prepetition tax years or periods, or prepetition transactions to which Debtor was a party, so that they are **actually received** on or before April 7, 2025 at 4:00 p.m. (prevailing Central Time) (the "**Governmental Bar Date**") by Verita in accordance with the instructions set forth in this Order.

5. If Debtor amends or supplements its Schedules after having given notice of the Bar Dates, holders of claims affected thereby must file proofs of claim with respect to such claims so that they are **actually received** on or before the later of: (a) the General Bar Date or the Governmental Bar Date, as applicable to such claims; and (b) 4:00 p.m. (prevailing Central Time) on the date that is twenty-one (21) days from the date on which Debtor mails notice of the amendment or supplement to the Schedules (the "**Amended Schedules Bar Date**"). Notice of the Amended Schedules Bar Date shall be sent to each claimant holding a claim affected by any such amendment or supplement and shall describe the listing and treatment of such claim on the Schedules, including how such treatment has changed, if applicable, and indicate the Amended Schedules Bar Date for such claim.

6. All proofs of claim must be **actually received** by Verita on or before the applicable Bar Date. If proofs of claim are not received by Verita on or before the applicable Bar Date, the

holders of the underlying claims shall be barred from asserting such claims against Debtor and precluded from voting on any chapter 11 plan filed in this Chapter 11 Case and/or receiving distributions from Debtor on account of such claims in this Chapter 11 Case.

7. The following entities holding claims against Debtor arising prior to the Petition Date shall be required to file a proof of claim on or before the applicable Bar Date:

- a. any entity whose claim against Debtor is not listed in Debtor's Schedules or is listed as contingent, unliquidated, or disputed if such entity desires to participate in this Chapter 11 Case or share in any distribution in this Chapter 11 Case;
- b. any entity who believes that its claim is improperly classified in the Schedules or is listed in an incorrect amount and who desires to have its claim allowed in a different classification or amount other than that identified in the Schedules;
- c. any former or present full-time, part-time, salaried, or hourly employees must submit Proofs of Claim relating to any grievance, including claims for wrongful termination, discrimination, harassment, hostile work environment, retaliation, and/or unpaid severance prior to the General Bar Date to the extent grounds for such grievances arose on or prior to the Petition Date; *provided* that current employees of Debtor are not required to file a proof of claim for wages, commissions, or benefits if an order of this Court authorized Debtor to honor such claim in the ordinary course of business; and
- d. any entity who believes that its claim against Debtor is or may be an administrative expense pursuant to section 503(b)(9) of the Bankruptcy Code.

8. The following entities, in the capacities described below, shall not be required to file a proof of claim prior to the applicable Bar Date:

- a. the U.S. Trustee, on account of claims for fees payable pursuant to 28 U.S.C. § 1930;
- b. Any entity that has already filed a proof of claim against Debtor with the Clerk of the Bankruptcy Court for the Western District of Oklahoma utilizing Official Bankruptcy Form No. B 410 adopted by the Court;
- c. Any entity whose claim is listed on the Schedules, provided that: (i) such claim is not scheduled as "disputed," "contingent" or "unliquidated," (ii) the claimant does not disagree with the amount, nature and priority of the claim as set forth in the Schedules, and (iii) the claimant does not dispute the description of the claim;



- d. Any entity whose claim has been allowed by order of this Court;
- e. Any entity whose claim has been paid in full by the Debtor;
- f. A current employee of Debtor, if an order of this Court authorized Debtor to honor such claim in the ordinary course of business as a wage, commission, or benefit; *provided* that such current employee must submit a proof of claim by the General Bar Date for all other claims arising before the Petition Date;
- g. Any entity holding an equity interest in Debtor, solely with respect to such equity interest and *provided* that such interest owner must submit a proof of claim by the General Bar Date for all claims respecting any right to payment arising before the Petition Date;
- h. Any entity whose claim arises out of or relates to the rejection of any executory contract or unexpired lease during this chapter 11 case pursuant to section 365 of the Bankruptcy Code;<sup>2</sup>
- i. Any entity whose claim is allowable under sections 503(b) and 507(a)(2) of the Bankruptcy Code as an administrative expense; *provided* that any entity asserting a Claim entitled to administrative expenses status under section 503(b)(9) of the Bankruptcy Code must assert such claims by filing a request for payment or a Proof of Claim on or prior to the General Bar Date;
- j. Any entity whose claim is for the repayment of principal, interest and/or other applicable fees and charges (a “Debt Claim”) under or pursuant to that certain Business Loan Agreement by and between Hospital for Special Surgery, L.L.C., as Borrower and BOKF, NA d/b/a Bank of Oklahoma (“BOKF”), as Lender, dated as of February 10, 2023, as amended from time to time, (the “Business Loan Agreement”), that certain Commercial Security Agreement by and between Debtor and BOKF dated February 10, 2023, granting liens and security interest in certain prepetition collateral identified therein, and that certain Promissory Note made by Debtor in favor of BOKF dated February 10, 2023, in the original principal amount of \$1,500,000.00, with such amount due and payable by Debtor to BOKF as of the Petition Date constituting approximately \$765,142.41, consisting of: \$750,000.00 in respect of outstanding principal; plus \$4,882.41 in respect

---

<sup>2</sup> Debtor does not through this Application seek to establish a deadline for filing proofs of claim arising out of or relating to the rejection of any executory contract or unexpired lease during this chapter 11 case pursuant to section 365 of the Bankruptcy Code. If Debtor seeks to reject any executory contract or unexpired lease, Debtor will seek appropriate relief from the Court with respect to such rejection and the filing of proofs of claim arising out of or relating to any such rejection.

of accrued and unpaid interest through the Petition Date; plus \$10,260.00 in respect of fees, reasonable documented out-of-pocket costs and expenses incurred or estimated to be incurred by BOKF (including reasonable attorney fees), except to the extent that the claimant disagrees with the amount, nature or priority of the claim as set forth in the Schedules;

- k. any entity holding a claim for which a separate deadline is fixed by the Court; and
- l. holders of claims for fees and expenses of professionals retained in this Chapter 11 Case. The following requirements shall apply with respect to filing and preparing each proof of claim:

9. ***Contents of Claim Form.*** Each proof of claim form must (i) be written in English; (ii) include a claim amount denominated in United States dollars; (iii) conform substantially to Official Form 410; and (iv) be signed by the holder of the claim or by an authorized agent of the holder of the claim (along with documentation of such authorization).

10. ***Section 503(b)(9) Claim.*** Any proof of claim asserting a claim entitled to priority under section 503(b)(9) of the Bankruptcy Code must also: (i) include the value of the goods delivered to and received by Debtor in the twenty (20) days prior to the Petition Date; (ii) attach any documentation identifying the particular invoices for which the section 503(b)(9) claim is being asserted; and (iii) attach documentation of any reclamation demand made to Debtor under section 546(c) of the Bankruptcy Code (if applicable).

11. ***Original Signatures Required.*** Only (i) original proof of claim forms signed electronically or in ink or (ii) proof of claim forms submitted and signed electronically using the electronic filing interface available at <https://veritaglobal.net/OneCore> will be deemed acceptable for purposes of claims administration. Proof of claim forms sent by facsimile or electronic mail will **not** be accepted.

12. ***Supporting Documentation.*** Each proof of claim form must include supporting documentation in accordance with Bankruptcy Rules 3001(c) and 3001(d). Any

supporting documentation that includes personally identifiable information should be redacted or hidden prior to submission.

13. **Timely Service.** Each proof of claim form, including supporting documentation, must be filed or submitted, including supporting documentation, through any of the following methods: (i) electronic submission through PACER (Public Access to Court Electronic Records at <https://ecf.okwb.uscourts.gov/>); (ii) via the electronic filing interface available at <https://www.veritaglobal.net/OneCore> or by U.S. mail, overnight U.S. mail, or other hand delivery system, so as to be **actually received** by Verita on or before the applicable Bar Date at the following address:

For First-Class Mail or Overnight Mail to:

OneCore Claims Processing Center  
c/o Kurtzman Carson Consultants LLC *dba* Verita Global  
222 N. Pacific Coast Highway, Suite 300  
El Segundo, CA 90245

**PROOFS OF CLAIM SUBMITTED BY FACSIMILE OR  
ELECTRONIC MAIL WILL NOT BE ACCEPTED.**

14. **Receipt of Service.** Claimants wishing to receive acknowledgement that their proof of claim forms were received by Verita must submit (i) a copy of the proof of claim form and (ii) a self-addressed, stamped envelope.

15. No later than five (5) business days after entry of this Order, Debtor shall cause written notice of the Bar Dates, substantially in the form annexed as **Exhibit 1** (the "**Bar Date Notice**") to be mailed via first class mail, to the following entities:

- a. Debtor and its counsel;
- b. the U.S. Trustee for the Western District of Oklahoma;
- c. the entities listed as holding the 20 largest unsecured claims against Debtor;

- d. all known creditors and other known holders of claims against Debtor;
- e. BOKF, N.A.
- f. all persons or entities that have filed proofs of claim in this chapter 11 case as of the date of the Bar Date Order;
- g. all known entities who are party to executory contracts and unexpired leases with Debtor;
- h. all known entities who are party to active litigation with Debtor;
- i. all current and former employees of Debtor employed within one year of the Petition Date (to the extent that contact information for former employees is available in Debtor's records);
- j. all patients receiving surgical care within two years of the Petition Date;
- k. all regulatory authorities that regulate Debtor;
- l. the Office of the Attorney General for the State of Oklahoma;
- m. the Office of the United States Attorney for the Western District of Oklahoma;
- n. the United States Internal Revenue Service; and
- o. the Oklahoma Tax Commission.

16. Debtor shall also post the Bar Date Notice on Debtor's case website established by Verita at <https://www.veritaglobal.net/OneCore>.

17. Debtor shall also publish the Bar Date Notice on one occasion in *The Oklahoman*, or a similarly situated publication, within five (5) business days of entry of the Bar Date Order or as soon as reasonably practicable thereafter.

18. Debtor is authorized, in its discretion, to extend the applicable Bar Date for certain holders of claims by stipulation where Debtor determines that such extension is in the best interest of its estate.

19. Debtor shall serve notice of the Bar Dates to their known creditors, and such mailing shall be made to the last known mailing address for each such creditor, as reflected in Debtor's books and records at such time.

20. After the initial service of the Bar Date Notice, Debtor may, in its sole discretion, make supplemental mailings of notices, including in the event that: (a) notices are returned by the post office with forwarding addresses; (b) certain parties acting on behalf of parties in interest decline to pass along notices to these parties and instead return their names and addresses to Debtor for direct mailing; and (c) additional potential claimants become known as the result of the Bar Date mailing process. In this regard, Debtor may make supplemental mailings of the Bar Date Notice in these and similar circumstances at any time up to twenty-one (21) days in advance of the applicable Bar Date, with any such mailings being deemed timely and the Bar Date being applicable to the recipient creditors. Debtor shall not be required to mail additional notices to any entity or party, for which any notice is returned to Debtor as "return to sender" without a forwarding address.

21. The Bar Date Notice, the Publication Notice, and any supplemental notices that Debtor may send from time to time as set forth in this Order constitute adequate and sufficient notice of each of the respective Bar Dates and satisfies the requirements of the Bankruptcy Code, the Bankruptcy Rules and the Local Bankruptcy Rules.

22. Any person or entity that is required, but fails, to file a proof of claim in accordance with this Order on or before the applicable Bar Date shall be forever barred, estopped, and enjoined from asserting such claim against Debtor and its chapter 11 estate (or filing a proof of claim with respect thereto) and Debtor and its property and estate shall be forever discharged from any and all indebtedness or liability with respect to or arising from such claim. Without limiting the

foregoing sentence, any creditor asserting a claim entitled to priority pursuant to section 503(b)(9) of the Bankruptcy Code that fails to file a proof of claim in accordance with this Order shall not be entitled to any priority treatment on account of such claim pursuant to section 503(b)(9) of the Bankruptcy Code, regardless of whether such claim is identified on the Schedules as not contingent, not disputed, and liquidated. Such person or entity shall not be treated as a creditor with respect to such claim for any purpose in this Chapter 11 Case.

23. Any such person or entity that is required, but fails, to file a proof of claim in accordance with this Order on or before the applicable Bar Date shall be prohibited from voting to accept or reject any chapter 11 plan filed in this Chapter 11 Case, participating in any distribution in this Chapter 11 Case on account of such claim, or receiving further notices regarding such claim.

24. All time periods set forth in this Order shall be calculated in accordance with Bankruptcy Rule 9006(a).

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

26. Notwithstanding any Bankruptcy Rule to the contrary, the terms and conditions of this Order shall be immediately effective and enforceable upon its entry.

27. Notice of the Application as provided therein shall be deemed good and sufficient notice of such Application and the requirements of Bankruptcy Rule 6004(a) and the Local Bankruptcy Rules are satisfied by such notice.

28. The Court retains jurisdiction with respect to all matters arising from or relating to the implementation, interpretation, and enforcement of this Order.

29. Findings of fact are based on representations of counsel.

30. Debtor shall serve this Order on parties in interest appearing on the Distribution Service List in accordance with, and as such term is defined in, the *Order Authorizing Limited Notice and Establishing Notice Procedures* [Dkt. No. 9] and as further set forth in the Application.

IT IS SO ORDERED.

###

Approved for Entry:

**ONECORE**

/s/Craig M. Regens

William H. Hoch, OBA #15788

Craig M. Regens, OBA #22894

Mark A. Craige, OBA #1992

Kaleigh Ewing, OBA #35598

-Of the Firm-

CROWE & DUNLEVY

A Professional Corporation

Braniff Building

324 N. Robinson Ave., Suite 100

Oklahoma City, OK 73102-8273

(405) 235-7700

will.hoch@crowedunlevy.com

craig.regens@crowedunlevy.com

mark.craige@crowedunlevy.com

kaleigh.ewing@crowedunlevy.com

***Proposed Counsel to Debtor***

**Exhibit 1 to Proposed Bar Date Order**

**Bar Date Notice**



**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	

**NOTICE OF (I) DATE BY WHICH PARTIES MUST FILE PROOFS OF CLAIM; AND  
(II) PROCEDURES FOR FILING PROOFS OF CLAIM AGAINST DEBTOR**

The Debtor and debtor in possession in the above-captioned chapter 11 case (collectively, the “Debtor”) filed a voluntary petition for relief under chapter 11 of title 11 of the United States Code, 11 U.S.C. §§ 101-1532 (the “Bankruptcy Code”) in the United States Bankruptcy Court for the Western District of Oklahoma (the “Court”) on October 7, 2024 (the “Petition Date”).

On December 14, 2024, Debtor filed its *Motion for Entry of an Order (I) Setting Bar Dates for Filing Proofs of Claim; (II) Approving Form and Manner for Filing Proofs of Claim; and (III) Approving the Form and Manner of Notice of Bar Dates* [Dkt. No. [●]] (the “Bar Date Motion”) with the Court. On [●], the Court entered an order approving the Bar Date Motion [Dkt. No. [●]] (the “Bar Date Order”) and establishing certain dates (each, a “Bar Date,” and collectively, the “Bar Dates”) by which parties holding claims against Debtor arising prior to the Petition Date must file proofs of claim. Each date is expressly set forth below.

**YOU ARE RECEIVING THIS NOTICE BECAUSE YOU MAY BE HOLDING A CLAIM  
AGAINST DEBTOR IN THE ABOVE-CAPTIONED CHAPTER 11 CASE.  
THEREFORE, YOU SHOULD READ THIS NOTICE CAREFULLY AND DISCUSS IT  
WITH YOUR ATTORNEY. IF YOU DO NOT HAVE AN ATTORNEY, YOU MAY  
WISH TO CONSULT ONE.**

**Background to Debtor’s Chapter 11 Case**

- A. General Information About Debtor’s Case.** No request for the appointment of a trustee or examiner has been made in this chapter 11 case.
  
- B. Access to Proof of Claim Forms and Additional Information.** If you have any questions regarding the claims processing and/or if you wish to obtain a copy of the Bar Date Motion, Bar Date Order, proof of claim form, or related documents (and/or any other pleadings filed in this chapter 11 case) you may do so by: (i) visiting the website of Debtor’s claims, noticing, and solicitation agent, Kurtzman Carson Consultants LLC *dba* Verita Global (“Verita”) at: <https://www.veritaglobal.net/OneCore>, (ii) (866) 967-1781 (Toll-Free) or

(310) 751-2681 (International) and/or (iii) emailing <https://www.veritaglobal.net/OneCore/inquiry>. Please note that Verita **cannot** advise you on how to file, or whether you should file, a proof of claim.

- C. **Schedules of Assets and Liabilities.** Debtor filed its statement of financial affairs and schedules of assets and liabilities (collectively, the “Schedules”) with the Court on October 7, 2024 [Dkt. No. 1]. The Schedules are available online and free of charge at <https://www.veritaglobal.net/OneCore> or for a fee via PACER at <https://ecf.okwb.uscourts.gov>.

### **Bar Dates Approved by the Court**

The Court has established the following Bar Dates as those dates by which parties holding claims against Debtor arising prior to the Petition Date must file proofs of claims that they are **actually received** by Verita:

- a. **General Bar Date.** Debtor proposes that any entity<sup>1</sup> holding a prepetition claim against Debtor be required to file a proof of claim on or before **January 22, 2025, at 4:00 p.m., Central Time**, subject to the exceptions described herein.

This proposed General Bar Date applies to all entities holding claims against Debtor arising (or deemed to have arisen) prior to the Petition Date, and applies to all types of claims arising prior to the Petition Date, including secured claims, unsecured priority claims, and unsecured nonpriority claims, subject to the exceptions described herein. As detailed herein, Debtor proposes to provide approximately 28 days’ notice of the General Bar Date (and other Bar Dates) to all claimants that may be required to file a proof of claim.

- b. **Amended Schedule Bar Date.** Debtor proposes that any entity holding a claim adversely affected by any amendment of or supplement to Debtor’s Schedules be required to file a proof of claim on or before **4:00 p.m., Central Time, on the date that is 21 days after the date that notice of the applicable amendment or supplement to the Schedules is served on such entity.**

Debtor will provide notice of any amendment of or supplement to the Schedules to the holders of any claims affected by such amendment or supplement, and will provide such holders with notice of the applicable Amended Schedule Bar Date.

- c. **Governmental Bar Date.** In accordance with section 502(b)(9) of the Bankruptcy Code and Bankruptcy Rule 3002(c)(1), Debtor proposes that any governmental unit (as defined in section 101(27) of the Bankruptcy Code) with a claim against Debtor

---

<sup>1</sup> As used herein, the term “entity” has the meaning given to it in section 101(15) of the Bankruptcy Code and includes, among other things, “persons” as such term is defined in section 101(41) of the Bankruptcy Code.

be required to file a proof of claim on or before **April 7, 2025, at 4:00 p.m., Central Time** (180 days after the Petition Date).

**Parties Required to File Claim Forms**

- A. Definition of Claim.** Under section 101(5) of the Bankruptcy Code and as used herein, the word “claim” means: (i) a right to payment, whether or not such right is reduced to judgment, liquidated, unliquidated, fixed, contingent, matured, unmatured, disputed, undisputed, legal, equitable, secured or unsecured; or (ii) a right to an equitable remedy for breach of performance if such breach gives rise to a right to payment, whether or not such right to an equitable remedy is reduced to judgment, fixed, contingent, matured, unmatured, disputed, undisputed, secured or unsecured.
- B. Parties Who Must File Claim Forms.** The following entities holding claims against Debtor arising prior to the Petition Date are required to file a proof of claim on or before the applicable Bar Date:
- a. any entity whose claim against Debtor is not listed in Debtor’s Schedules or is listed as contingent, unliquidated, or disputed if such entity desires to participate in this Chapter 11 Case or share in any distribution in this Chapter 11 Case;
  - b. any entity who believes that its claim is improperly classified in the Schedules or is listed in an incorrect amount and who desires to have its claim allowed in a different classification or amount other than that identified in the Schedules;
  - c. any former or present full-time, part-time, salaried, or hourly employees must submit Proofs of Claim relating to any grievance, including claims for wrongful termination, discrimination, harassment, hostile work environment, retaliation, and/or unpaid severance prior to the General Bar Date to the extent grounds for such grievances arose on or prior to the Petition Date; *provided* that current employees of Debtor are not required to file a proof of claim for wages, commissions, or benefits if an order of this Court authorized Debtor to honor such claim in the ordinary course of business; and
  - d. any entity who believes that its claim against Debtor is or may be an administrative expense pursuant to section 503(b)(9) of the Bankruptcy Code.
- C. Parties Who Do Not Need to File Claim Forms.** Certain parties are not required to file a proof of claim. The Court may, however, enter one or more separate orders at a later time requiring holders of claims to file proofs of claim and setting related deadlines. If the Court does enter such an order, you will receive notice of it.

The following persons or entities holding claims that would otherwise be subject to the applicable Bar Date need **not** file proofs of claim:

- a. the U.S. Trustee, on account of claims for fees payable pursuant to 28 U.S.C. § 1930;
- b. Any entity that has already filed a proof of claim against Debtor with the Clerk of the Bankruptcy Court for the Western District of Oklahoma utilizing Official Bankruptcy Form No. B 410 adopted by the Court;
- c. Any entity whose claim is listed on the Schedules, provided that: (i) such claim is not scheduled as “disputed,” “contingent” or “unliquidated,” (ii) the claimant does not disagree with the amount, nature and priority of the claim as set forth in the Schedules, and (iii) the claimant does not dispute the description of the claim;
- d. Any entity whose claim has been allowed by order of this Court;
- e. Any person or entity whose claim has been paid in full by the Debtor;
- f. A current employee of Debtor, if an order of this Court authorized Debtor to honor such claim in the ordinary course of business as a wage, commission, or benefit; *provided* that such current employee must submit a proof of claim by the General Bar Date for all other claims arising before the Petition Date;
- g. Any entity holding an equity interest in Debtor, solely with respect to such equity interest and *provided* that such interest owner must submit a proof of claim by the General Bar Date for all claims respecting any right to payment arising before the Petition Date;
- h. Any entity whose claim arises out of or relates to the rejection of any executory contract or unexpired lease during this chapter 11 case pursuant to section 365 of the Bankruptcy Code;<sup>2</sup>
- i. Any entity whose claim is allowable under sections 503(b) and 507(a)(2) of the Bankruptcy Code as an administrative expense; *provided* that any entity asserting a Claim entitled to administrative

---

<sup>2</sup> Debtor does not through this Motion seek to establish a deadline for filing proofs of claim arising out of or relating to the rejection of any executory contract or unexpired lease during this chapter 11 case pursuant to section 365 of the Bankruptcy Code. If Debtor seeks to reject any executory contract or unexpired lease, Debtor will seek appropriate relief from the Court with respect to such rejection and the filing of proofs of claim arising out of or relating to any such rejection.

expenses status under section 503(b)(9) of the Bankruptcy Code must assert such claims by filing a request for payment or a Proof of Claim on or prior to the General Bar Date;

- j. Any entity whose claim is for the repayment of principal, interest and/or other applicable fees and charges (a “Debt Claim”) under or pursuant to that certain Business Loan Agreement by and between Hospital for Special Surgery, L.L.C., as Borrower and BOKF, NA d/b/a Bank of Oklahoma (“BOKF”), as Lender, dated as of February 10, 2023, as amended from time to time, (the “Business Loan Agreement”), that certain Commercial Security Agreement by and between Debtor and BOKF dated February 10, 2023, granting liens and security interest in certain prepetition collateral identified therein, and that certain Promissory Note made by Debtor in favor of BOKF dated February 10, 2023, in the original principal amount of \$1,500,000.00, with such amount due and payable by Debtor to BOKF as of the Petition Date constituting approximately \$765,142.41, consisting of: \$750,000.00 in respect of outstanding principal; plus \$4,882.41 in respect of accrued and unpaid interest through the Petition Date; plus \$10,260.00 in respect of fees, reasonable documented out-of-pocket costs and expenses incurred or estimated to be incurred by BOKF (including reasonable attorney fees), except to the extent that the claimant disagrees with the amount, nature or priority of the claim as set forth in the Schedules;
- k. any entity holding a claim for which a separate deadline is fixed by the Court; and
- l. holders of claims for fees and expenses of professionals retained in this Chapter 11 Case.

### **Instructions for Filing Claim Forms**

- A. ***Contents of Claim Form.*** Each proof of claim form must (i) be written in English; (ii) include a claim amount denominated in United States dollars; (iii) conform substantially to Official Form 410; and (iv) be signed by the holder of the claim or by an authorized agent of the holder of the claim (along with documentation of such authorization).
- B. ***Section 503(b)(9) Claim.*** Any proof of claim asserting a claim entitled to priority under section 503(b)(9) of the Bankruptcy Code must also: (i) include the value of the goods delivered to and received by Debtor in the twenty (20) days prior to the Petition Date; (ii) attach any documentation identifying the particular invoices for which the section 503(b)(9) claim is being asserted; and (iii) attach documentation of any reclamation demand made to Debtor under section 546(c) of the Bankruptcy Code (if applicable).

- C. **Original Signatures Required.** Only (i) original proof of claim forms signed electronically or in ink or (ii) proof of claim forms submitted and signed electronically using the electronic filing interface available at <https://www.veritaglobal.net/OneCore> will be deemed acceptable for purposes of claims administration. Proof of claim forms sent by facsimile or electronic mail will **not** be accepted.
- D. **Supporting Documentation.** Each proof of claim form must include supporting documentation in accordance with Bankruptcy Rules 3001(c) and 3001(d). Any supporting documentation that includes personally identifiable information should be redacted or hidden prior to submission.
- E. **Timely Service.** Each proof of claim form, including supporting documentation, must be filed or submitted, including supporting documentation, through any of the following methods: (i) electronic submission through PACER (Public Access to Court Electronic Records at <https://ecf.okwb.uscourts.gov/>); (ii) via the electronic filing interface available at <https://www.veritaglobal.net/OneCore> or (iii) by U.S. mail, overnight U.S. mail, or other hand delivery system, so as to be **actually received** by Verita on or before the applicable Bar Date at the following address: OneCore Claims Processing Center c/o KCC dba Verita 222 N. Pacific Coast Highway, Suite 300, El Segundo, CA 90245.
- F. **Receipt of Service.** Claimants wishing to receive acknowledgement that their proof of claim forms were received by Verita must submit (i) a copy of the proof of claim form; and (ii) a self-addressed, stamped envelope.

#### **Consequences of Failing to Timely File Your Claim Form**

Pursuant to the Bar Date Order and in accordance with Bankruptcy Rule 3003(c)(2), if you or any party or entity who is required, but fails, to file a proof of claim in accordance with the Bar Date Order on or before the applicable Bar Date, please be advised that (absent the consent of Debtor, in its sole discretion):

- **YOU WILL BE FOREVER BARRED, ESTOPPED, AND ENJOINED FROM ASSERTING SUCH CLAIM AGAINST THE DEBTOR (OR FILING A PROOF OF CLAIM WITH RESPECT THERETO);**
- **YOU WILL NOT RECEIVE ANY DISTRIBUTION IN THIS CHAPTER 11 CASE ON ACCOUNT OF THAT CLAIM; AND**
- **YOU WILL NOT BE PERMITTED TO VOTE ON ANY CHAPTER 11 PLAN OR PLANS FOR THE DEBTOR ON ACCOUNT OF THAT CLAIM OR RECEIVE FURTHER NOTICES REGARDING SUCH CLAIM.**

#### **Amendments to Debtor's Schedules**

- A. **Amendments to Schedules.** If Debtor amends its Schedules after the date of this notice, Debtor will provide holders of claims that are affected by any such amendment notice of the amendment, and such parties will be given an opportunity to file proofs of claim before a new deadline that will be specified in that future notice.
- B. **Amended Schedules Bar Date.** The Court has approved the later of (i) the General Bar Date or the Governmental Bar Date, as applicable, and (ii) twenty-one (21) days from the date on which Debtor mails notice of the amendment to the Schedules as the date by which holders of claims affected by the amendment must file proofs of claim with respect to such claims.

### **Reservation of Rights**

Nothing contained in this notice is intended to or should be construed as a waiver of Debtor's right to: (a) dispute, or assert offsets or defenses against, any filed claim or any claim listed or reflected in the Schedules as to the nature, amount, liability, or classification thereof; (b) subsequently designate any scheduled claim as disputed, contingent, or unliquidated; or (c) otherwise amend or supplement the Schedules.

Dated: December [●], 2024

Respectfully submitted,

**ONECORE**

*/s/Craig M. Regens*

William H. Hoch, OBA #15788

Craig Regens, OBA #22894

Mark A. Craige, OBA #1992

Kaleigh Ewing, OBA #35598

-Of the Firm-

CROWE & DUNLEVY

A Professional Corporation

Braniff Building

324 N. Robinson Ave., Suite 100

Oklahoma City, OK 73102-8273

(405) 235-7700

will.hoch@crowedunlevy.com

craig.regens@crowedunlevy.com

mark.craige@crowedunlevy.com

kaleigh.ewing@crowedunlevy.com

***Proposed Counsel to Debtor***

**Exhibit 2 to Proposed Bar Date Order**

**Proof of Claim Form**



Your claim can be filed electronically on Verita's website at <https://www.veritaglobal.net/OneCore>

**Fill in this information to identify the case:**

Debtor Hospital for Special Surgery, LLC dba OneCore Health

United States Bankruptcy Court for the Western District of Oklahoma

Case number 24-12862

**Modified Official Form 410  
Proof of Claim**

04/22

Read the instructions before filling out this form. This form is for making a claim for payment in a bankruptcy case. Other than a claim under 11 U.S.C. § 503(b)(9), this form should not be used to make a claim for an administrative expense arising after the commencement of the case.

Filers must leave out or redact information that is entitled to privacy on this form or on any attached documents. Attach redacted copies or any documents that support the claim, such as promissory notes, purchase orders, invoices, itemized statements of running accounts, contracts, judgments, mortgages, and security agreements. **Do not send original documents;** they may be destroyed after scanning. If the documents are not available, explain in an attachment.

A person who files a fraudulent claim could be fined up to \$500,000, imprisoned for up to 5 years, or both. 18 U.S.C. §§ 152, 157, and 3571.

Fill in all the information about the claim as of the date the case was filed.

**Part 1: Identify the Claim**

1. <b>Who is the current creditor?</b>	_____ Name of the current creditor (the person or entity to be paid for this claim)	
	Other names the creditor used with the debtor _____	
2. <b>Has this claim been acquired from someone else?</b>	<input type="checkbox"/> No <input type="checkbox"/> Yes. From whom? _____	
3. <b>Where should notices and payments to the creditor be sent?</b>	<b>Where should notices to the creditor be sent?</b> _____ Name _____ Number Street _____ City State ZIP Code _____ Country Contact phone _____ Contact email _____	<b>Where should payments to the creditor be sent? (if different)</b> _____ Name _____ Number Street _____ City State ZIP Code _____ Country Contact phone _____ Contact email _____
4. <b>Does this claim amend one already filed?</b>	<input type="checkbox"/> No <input type="checkbox"/> Yes. Claim number on court claims registry (if known) _____ Filed on _____ <span style="float: right;">MM / DD / YYYY</span>	
5. <b>Do you know if anyone else has filed a proof of claim for this claim?</b>	<input type="checkbox"/> No <input type="checkbox"/> Yes. Who made the earlier filing? _____	

**Part 2: Give Information About the Claim as of the Date the Case Was Filed**

6. Do you have any number you use to identify the debtor?  No  
 Yes. Last 4 digits of the debtor's account or any number you use to identify the debtor: \_\_\_\_\_

7. How much is the claim? \$ \_\_\_\_\_ Does this amount include interest or other charges?  
 No  
 Yes. Attach statement itemizing interest, fees, expenses, or other charges required by Bankruptcy Rule 3001(c)(2)(A).

8. What is the basis of the claim? Examples: Goods sold, money loaned, lease, services performed, personal injury or wrongful death, or credit card.  
 Attach redacted copies of any documents supporting the claim required by Bankruptcy Rule 3001(c).  
 Limit disclosing information that is entitled to privacy, such as health care information.  
 \_\_\_\_\_

9. Is all or part of the claim secured?  No  
 Yes. The claim is secured by a lien on property.  
**Nature of property:**  
 Real estate: If the claim is secured by the debtor's principal residence, file a *Mortgage Proof of Claim Attachment* (Official Form 410-A) with this *Proof of Claim*.  
 Motor vehicle  
 Other. Describe: \_\_\_\_\_  
**Basis for perfection:** \_\_\_\_\_  
 Attach redacted copies of documents, if any, that show evidence of perfection of a security interest (for example, a mortgage, lien, certificate of title, financing statement, or other document that shows the lien has been filed or recorded.)  
**Value of property:** \$ \_\_\_\_\_  
**Amount of the claim that is secured:** \$ \_\_\_\_\_  
**Amount of the claim that is unsecured:** \$ \_\_\_\_\_ (The sum of the secured and unsecured amount should match the amount in line 7.)  
**Amount necessary to cure any default as of the date of the petition:** \$ \_\_\_\_\_  
**Annual Interest Rate** (when case was filed) \_\_\_\_\_%  
 Fixed  
 Variable

10. Is this claim based on a lease?  No  
 Yes. Amount necessary to cure any default as of the date of the petition. \$ \_\_\_\_\_

11. Is this claim subject to a right of setoff?  No  
 Yes. Identify the property: \_\_\_\_\_

12. Is all or part of the claim entitled to priority under 11 U.S.C. § 507(a)?

- No  
 Yes. Check all that apply:

Amount entitled to priority

A claim may be partly priority and partly nonpriority. For example, in some categories, the law limits the amount entitled to priority.

- Domestic support obligations (including alimony and child support) under 11 U.S.C. § 507(a)(1)(A) or (a)(1)(B). \$ \_\_\_\_\_
- Up to \$3,350\* of deposits toward purchase, lease, or rental of property or services for personal, family, or household use. 11 U.S.C. § 507(a)(7). \$ \_\_\_\_\_
- Wages, salaries, or commissions (up to \$15,150\* earned within 180 days before the bankruptcy petition is filed or the debtor's business ends, whichever is earlier. 11 U.S.C. § 507(a)(4). \$ \_\_\_\_\_
- Taxes or penalties owed to governmental units. 11 U.S.C. § 507(a)(8). \$ \_\_\_\_\_
- Contributions to an employee benefit plan. 11 U.S.C. § 507(a)(5). \$ \_\_\_\_\_
- Other. Specify subsection of 11 U.S.C. § 507(a)(\_\_\_\_) that applies. \$ \_\_\_\_\_

\* Amounts are subject to adjustment on 4/01/25 and every 3 years after that for cases begun on or after the date of adjustment.

13. Is all or part of the claim entitled to administrative priority pursuant to 11 U.S.C. § 503(b)(9)?

- No  
 Yes. Indicate the amount of your claim arising from the value of any goods received by the debtor within 20 days before the date of commencement of the above case, in which the goods have been sold to the Debtor in the ordinary course of such Debtor's business. Attach documentation supporting such claim.

\$ \_\_\_\_\_

**Part 3: Sign Below**

The person completing this proof of claim must sign and date it. FRBP 9011(b).

If you file this claim electronically, FRBP 5005(a)(2) authorizes courts to establish local rules specifying what a signature is.

A person who files a fraudulent claim could be fined up to \$500,000, imprisoned for up to 5 years, or both. 18 U.S.C. §§ 152, 157, and 3571.

Check the appropriate box:

- I am the creditor.
- I am the creditor's attorney or authorized agent.
- I am the trustee, or the debtor, or their authorized agent. Bankruptcy Rule 3004.
- I am a guarantor, surety, endorser, or other codebtor. Bankruptcy Rule 3005.

I understand that an authorized signature on this *Proof of Claim* serves as an acknowledgement that when calculating the amount of the claim, the creditor gave the debtor credit for any payments received toward the debt.

I have examined the information in this *Proof of Claim* and have reasonable belief that the information is true and correct.

I declare under penalty of perjury that the foregoing is true and correct.

Executed on date \_\_\_\_\_  
 MM / DD / YYYY

\_\_\_\_\_  
 Signature

**Print the name of the person who is completing and signing this claim:**

Name \_\_\_\_\_  
 First name Middle name Last name

Title \_\_\_\_\_

Company \_\_\_\_\_  
 Identify the corporate servicer as the company if the authorized agent is a servicer.

Address \_\_\_\_\_  
 Number Street

City State ZIP Code Country

Contact phone \_\_\_\_\_ Email \_\_\_\_\_

## Modified Official Form 410

# Instructions for Proof of Claim

United States Bankruptcy Court

12/15

These instructions and definitions generally explain the law. In certain circumstances, such as bankruptcy cases that debtors do not file voluntarily, exceptions to these general rules may apply. You should consider obtaining the advice of an attorney, especially if you are unfamiliar with the bankruptcy process and privacy regulations.

A person who files a fraudulent claim could be fined up to \$500,000, imprisoned for up to 5 years, or both.  
18 U.S.C. §§ 152, 157 and 3571

### PLEASE SEND COMPLETED PROOF(S) OF CLAIM TO:

OneCore Claims Processing Center  
c/o KCC dba Verita Global  
222 N. Pacific Coast Hwy., Ste. 300  
El Segundo, CA 90245

Alternatively, your claim can be filed electronically on Verita's website at <https://www.veritaglobal.net/OneCore>

### How to fill out this form

- **Fill in all of the information about the claim as of the date the case was filed.**
  
- **Fill in the caption at the top of the form**
  
- **If the claim has been acquired from someone else, then state the identity of the last party who owned the claim or was the holder of the claim and who transferred it to you before the initial claim was filed.**
  
- **Attach any supporting documents to this form.**  
Attach redacted copies of any documents that show that the debt exists, a lien secures the debt, or both. (See the definition of *redaction* on the next page.)  
  
Also attach redacted copies of any documents that show perfection of any security interest or any assignments or transfers of the debt. In addition to the documents, a summary may be added. Federal Rule of Bankruptcy Procedure (called "Bankruptcy Rule") 3001(c) and (d).
  
- **Do not attach original documents because attachments may be destroyed after scanning.**
  
- **If the claim is based on delivery health care goods or services, do not disclose confidential health care information. Leave out or redact confidential information both in the claim and in the attached documents.**

- **A Proof of Claim form and any attached documents must show only the last 4 digits of any social security number, individual's tax identification number, or financial account number, and only the year of any person's date of birth.** See Bankruptcy Rule 9037.
  
- **For a minor child, fill in only the child's initials and the full name and address of the child's parent or guardian.**  
For example, write *A.B., a minor child (John Doe, parent, 123 Main St., City, State)*. See Bankruptcy Rule 9037.

### Confirmation that the claim has been filed

To receive confirmation that the claim has been filed, either enclose a stamped self-addressed envelope and a copy of this form or you may view a list of filed claims in this case by visiting the Claims and Noticing and Agent's website at <https://www.veritaglobal.net/OneCore>

### Understand the terms used in this form

**Administrative expense:** Generally, an expense that arises after a bankruptcy case is filed in connection with operating, liquidating, or distributing that bankruptcy estate.  
11 U.S.C. § 503

**Claim:** A creditor's right to receive payment for a debt that the debtor owed on the date the debtor filed for bankruptcy. 11 U.S.C. § 101 (5). A claim may be secured or unsecured.

**Claim Pursuant to 11 U.S.C. §503(b)(9):** A claim arising from the value of any goods received by the Debtor within 20 days before the date of commencement of the above case, in which the goods have been sold to the Debtor in the ordinary course of the Debtor's business. Attach documentation supporting such claim.

**Creditor:** A person, corporation, or other entity to whom a debtor owes a debt that was incurred on or before the date the debtor filed for bankruptcy. 11 U.S.C. §101 (10).

**Debtor:** A person, corporation, or other entity to who is in bankruptcy. Use the debtor's name and case number as shown in the bankruptcy notice you received. 11 U.S.C. §101 (13).

**Evidence of perfection:** Evidence of perfection of a security interest may include documents showing that a security interest has been filed or recorded, such as a mortgage, lien, certificate of title, or financing statement.

**Information that is entitled to privacy:** A *Proof of Claim* form and any attached documents must show only the last 4 digits of any social security number, an individual's tax identification number, or a financial account number, only the initials of a minor's name, and only the year of any person's date of birth. If a claim is based on delivering health care goods or services, limit the disclosure of the goods or services to avoid embarrassment or disclosure of confidential health care information. You may later be required to give more information if the trustee or someone else in interest objects to the claim.

**Priority claim:** A claim within a category of unsecured claims that is entitled to priority under 11 U.S.C. §507(a). These claims are paid from the available money or property in a bankruptcy case before other unsecured claims are paid. Common priority unsecured claims include alimony, child support, taxes, and certain unpaid wages.

**Proof of claim:** A form that shows the amount of debt the debtor owed to a creditor on the date of the bankruptcy filing. The form must be filed in the district where the case is pending.

**Redaction of information:** Masking, editing out, or deleting certain information to protect privacy. Filers must redact or leave out information entitled to **privacy** on the *Proof of Claim* form and any attached documents.

**Do not file these instructions with your form.**

**Secured claim under 11 U.S.C. §506(a):** A claim backed by a lien on particular property of the debtor. A claim is secured to the extent that a creditor has the right to be paid from the property before other creditors are paid. The amount of a secured claim usually cannot be more than the value of the particular property on which the creditor has a lien. Any amount owed to a creditor that is more than the value of the property normally may be an unsecured claim. But exceptions exist; for example, see 11 U.S.C. § 1322(b) and the final sentence of 1325(a).

Examples of liens on property include a mortgage on real estate a security interest in a car. A lien may be voluntarily granted by a debtor or may be obtained through a court proceeding. In states, a court judgment may be a lien.

**Setoff:** Occurs when a creditor pays itself with money belonging to the debtor that it is holding, or by canceling a debt it owes to the debtor.

**Uniform claim identifier:** An optional 24-character identifier that some creditors use to facilitate electronic payment.

**Unsecured claim:** A claim that does not meet the requirements of a secured claim. A claim may be unsecured in part to the extent that the amount of the claim is more than the value of the property on which a creditor has a lien.

### **Offers to purchase a claim**

Certain entities purchase claims for an amount that is less than the face value of the claims. These entities may contact creditors offering to purchase their claims. Some written communications from these entities may easily be confused with official court documentation or communications from the debtor. These entities do not represent the bankruptcy court, the bankruptcy trustee, or the debtor. A creditor has no obligation to sell its claim. However, if a creditor decides to sell its claim, any transfer of that claim is subject to Bankruptcy Rule 3001(e), any provisions of the Bankruptcy Code (11 U.S.C. § 101 et seq.) that apply, and any orders of the bankruptcy court that apply.

**Exhibit 3 to Proposed Bar Date Order**

**Publication Notice**

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

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

**NOTICE OF (I) DATE BY WHICH PARTIES MUST FILE PROOFS OF CLAIM; AND  
(II) PROCEDURES FOR FILING PROOFS OF CLAIM AGAINST DEBTOR**

The Debtor and debtor in possession in the above-captioned chapter 11 case (collectively, the “Debtor”) filed a voluntary petition for relief under chapter 11 of title 11 of the United States Code, 11 U.S.C. §§ 101-1532 (the “Bankruptcy Code”) in the United States Bankruptcy Court for the Western District of Oklahoma (the “Court”) on October 7, 2024 (the “Petition Date”).

The Court has established the following Bar Dates as those dates by which parties holding claims against Debtor arising prior to the Petition Date must file proofs of claim: (a) **January \_\_, 2025 at 4:00 p.m. (prevailing Central Time)** is the date by which all entities (which includes individual persons, estates, trusts, partnerships, and corporations, among others) must file proofs of claims (the “General Bar Date”); (b) **April 7, 2025 at 4:00 p.m. (prevailing Central Time)** is the date by which all governmental units holding claims (whether secured, unsecured priority, or unsecured non-priority) must file proofs of claim, including claims for unpaid taxes, if any, whether such claims arise from prepetition tax years or periods, or prepetition transactions to which the Debtor was a party (the “Governmental Bar Date”); and (c) to the extent applicable, the later of (i) the General Bar Date or the Governmental Bar Date, as applicable, and (ii) twenty-one (21) days from the date on which Debtor mails notice of an amendment to the Schedules is the date by which holders of claims affected thereby must file proofs of claims (the “Amended Schedules Bar Date”).

**THE BAR DATES ESTABLISHED BY THE BAR DATE ORDER AND REFERENCED IN THIS NOTICE SUPERSEDE ANY BAR DATES ESTABLISHED, FILED, NOTICED, OR PREVIOUSLY SERVED IN THIS CHAPTER 11 CASE.**

**ANY PERSON OR ENTITY WHO FAILS TO FILE A PROOF OF CLAIM, INCLUDING ANY REQUEST FOR PAYMENT UNDER SECTION 503(B)(9) OF THE BANKRUPTCY CODE, ON OR BEFORE THE CLAIMS BAR DATE OR THE GOVERNMENTAL BAR DATE, AS APPLICABLE, SHALL NOT BE TREATED AS A CREDITOR WITH RESPECT TO SUCH CLAIM FOR THE PURPOSES OF VOTING AND DISTRIBUTION ON ANY CHAPTER 11 PLAN.**

**Timely Service.** Each proof of claim form, including supporting documentation, must be filed or submitted, including supporting documentation, through any of the following methods: (i) electronic submission through PACER (Public Access to Court Electronic Records at <https://ecf.okwb.uscourts.gov/>); (ii) via the electronic filing interface available at <https://www.veritaglobal.net/OneCore> or (iii) by U.S. mail, overnight U.S. mail, or other hand delivery system, so as to be **actually received** by Verita on or before the applicable Bar Date at the following address:

For First-Class Mail or Overnight Mail to:

OneCore Claims Processing Center  
c/o Kurtzman Carson Consultants LLC *dba* Verita Global  
222 N. Pacific Coast Highway, Suite 300  
El Segundo, CA 90245

**PROOFS OF CLAIM SUBMITTED BY FACSIMILE OR ELECTRONIC MAIL  
WILL NOT BE ACCEPTED.**

**Contents of Claim Form.** Each proof of claim form must (i) be written in English; (ii) include a claim amount denominated in United States dollars; (iii) conform substantially to Official Form 410; and (iv) be signed by the holder of the claim or by an authorized agent of the holder of the claim (along with documentation of such authorization).

**Section 503(b)(9) Claim.** Any proof of claim asserting a claim entitled to priority under section 503(b)(9) of the Bankruptcy Code must also: (i) include the value of the goods delivered to and received by Debtor in the twenty (20) days prior to the Petition Date; (ii) attach any documentation identifying the particular invoices for which the section 503(b)(9) claim is being asserted; and (iii) attach documentation of any reclamation demand made to Debtor under section 546(c) of the Bankruptcy Code (if applicable).

**Original Signatures Required.** Only (i) original proof of claim forms signed electronically or in ink or (ii) proof of claim forms submitted and signed electronically using the electronic filing interface available at <https://www.veritaglobal.net/OneCore> will be deemed acceptable for purposes of claims administration. Proof of claim forms sent by facsimile or electronic mail will **not** be accepted.

**Supporting Documentation.** Each proof of claim form must include supporting documentation in accordance with Bankruptcy Rules 3001(c) and 3001(d). Any supporting documentation that includes personally identifiable information should be redacted or hidden prior to submission.

**Additional Information.** If you have any questions regarding the claims processing and/or if you wish to obtain a copy of the Bar Date Motion, Bar Date Order, proof of claim form, or related documents (and/or any other pleadings filed in this chapter 11 case) you may do so by: (i) visiting the website of Debtor's claims, noticing, and solicitation agent, Kurtzman Carson Consultants LLC



*dba* Verita Global (“Verita”) at: <https://www.veritaglobal.net/OneCore>, (ii) (866) 967-1781 (Toll-Free) or (310) 751-2681 (International) and/or (iii) emailing <https://www.veritaglobal.net/OneCore/inquiry>. Please note that Verita **cannot** advise you on how to file, or whether you should file, a proof of claim.