

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

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

**DECLARATION
OF ANGELA NGUYEN WITH RESPECT TO THE TABULATION
OF VOTES ON THE CHAPTER 11 PLAN OF REORGANIZATION OF HOSPITAL
FOR SPECIAL SURGERY, LLC DBA ONECORE HEALTH**

I, Angela Nguyen, depose and say under the penalty of perjury:

1. I am a Managing Director of Corporate Restructuring Services, employed by Kurtzman Carson Consultants LLC, dba Verita Global (“**Verita**”), located at 222 N. Pacific Coast Highway, 3rd Floor, El Segundo, California 90245. I am over the age of 18 and not a party to this action.

2. I submit this declaration (this “**Declaration**”) regarding the solicitation and tabulation of Ballots cast on the *Chapter 11 Plan of Reorganization of Hospital for Special Surgery, LLC dba OneCore Health* [Docket No. 254] (as has been and may further be revised, supplemented, modified, or amended from time to time, the “**Plan**”).¹ Except as otherwise noted, all facts set forth herein are based on my personal knowledge, knowledge that I acquired from individuals under my supervision, and my review of relevant documents. I am authorized to

¹ Capitalized terms used but not defined herein have the meanings ascribed to them in the Plan, or if not defined therein, in the Disclosure Statement Order (as defined below).



submit this Declaration on behalf of Verita. If I were called to testify, I could and would testify competently as to the facts set forth herein.

3. The Court authorized Verita's retention as claims, noticing and solicitation agent to the Debtor on October 10, 2024 pursuant to the *Emergency Ex Parte Order Authorizing the Employment and Retention of Kurtzman Carson Consultants, LLC dba Verita Global as Claims, Noticing, and Solicitation Agent* [Docket No. 41] (the "**Retention Order**"). The Retention Order authorizes Verita to assist the Debtor with, among other things, the service of solicitation materials and tabulation of votes cast to accept or reject the Plan. Verita and its employees have considerable experience in soliciting and tabulating votes to accept or reject chapter 11 plans.

4. On April 16, 2025, the Court entered the *Order (I) Approving the Disclosure Statement, (II) Establishing a Voting Record Date, (III) Approving Solicitation Packages and Solicitation Procedures, (IV) Approving the Forms of Ballots, (V) Establishing Voting and Tabulation Procedures, and (VI) Establishing Notice and Objection Procedures for the Confirmation of the Plan* [Docket No. 252] (the "**Disclosure Statement Order**") establishing, among other things, certain solicitation and voting tabulation procedures. Verita adhered to the procedures outlined in the Disclosure Statement Order and caused the Ballots to be distributed to parties entitled to vote on the Plan. I supervised the solicitation and tabulation performed by Verita's employees.

I. Service and Transmittal of Solicitation Packages and Related Information

5. Pursuant to the Disclosure Statement Order, on April 23, 2025, Verita caused the Solicitation Packages to be served on all known Holders of Claims in Classes 2, 3 and 4 (collectively the "**Voting Classes**") entitled to vote as of April 12, 2025 (the "**Voting Record Date**"). In lieu of a Solicitation Package, all known Holders of Claims and Interests in Classes 1 and 5 (collectively, the "**Non-Voting Classes**") received the Confirmation Hearing Notice,

applicable Non-Voting Status Notice, and applicable Election Form. Furthermore, Verita caused the Confirmation Hearing Notice to be served on the creditor matrix and all other parties required to receive such notice pursuant to the Disclosure Statement Order. A certificate of service evidencing the foregoing was filed with the Court on April 28, 2025 [Docket No. 270] (the “**Solicitation Certificate of Service**”).

6. On April 19, 2025, Verita posted links to the electronic versions of the Plan, Disclosure Statement, Disclosure Statement Order, and Confirmation Hearing Notice on the public access website at <https://www.veritaglobal.net/onecore>.

7. On April 28, 2025, Verita served the *Notice of Filing of Plan Supplement* [Docket No. 266] and the *Notice of Filing of Supplement to Plan Supplement* [Docket No. 271]. A certificate of service evidencing the foregoing was filed with the Court on May 2, 2025 [Docket No. 280] (the “**Plan Supplement Certificate of Service**”).

II. The Tabulation Process

8. The Disclosure Statement Order established April 12, 2025 as the Voting Record Date to determine which Holders of Claims and Interests were entitled to receive the Solicitation Package or the Non-Voting Package, as applicable. Pursuant to the Disclosure Statement Order, Holders of Claims in Class 2, Class 3 and Class 4 were entitled to vote to accept or reject the Plan. No other Classes were entitled to vote on the Plan.

9. In accordance with the Disclosure Statement Order, Verita worked closely with the Debtor’s advisors and counsel to identify the Holders of Claims in the Voting Classes entitled to vote as of the Voting Record Date, and to coordinate the distribution of Solicitation Packages to such Holders. A detailed description of Verita’s distribution of Solicitation Packages is set forth in the Solicitation Certificate of Service.

10. In accordance with the Disclosure Statement Order, Verita received, reviewed, determined the validity of, and tabulated the Ballots submitted to vote on the Plan. Each Ballot submitted to Verita was date-stamped, scanned, assigned a Ballot number, entered into Verita's voting database, and processed. To be included in the tabulation results as valid, a Ballot must have been (a) properly completed pursuant to the Disclosure Statement Order, (b) executed by the relevant Holder entitled to vote on the Plan (or such Holder's representative), (c) returned to Verita via an approved method of delivery set forth in the Disclosure Statement Order unless the delivery method requirement was waived by the Debtor, and (d) received by Verita on or before the Voting Deadline (*i.e.*, 5:00 p.m., prevailing Central Time, on May 5, 2025 unless extended in writing by the Debtor), which was established by the Disclosure Statement Order.

11. The final tabulation of votes cast by timely and properly completed Ballots received by Verita is attached hereto as **Exhibit A**. The detailed Ballot reports on a consolidated basis for Class 2, Class 3 and Class 4 are attached hereto as **Exhibit A-1**, **Exhibit A-2** and **Exhibit A-3**, respectively. A summary of the votes cast is set forth below as follows:

CLASS	TOTAL BALLOTS RECEIVED			
	Accept		Reject	
	NUMBER (% of Number Voted)	AMOUNT (% of Amount voted)	NUMBER (% of Number Voted)	AMOUNT (% of Amount Voted)
Class 2 (Critical Vendors Claims)	9 (100.00%)	\$ 277,717.04 (100.00%)	0 (00.00%)	\$ 0.00 (00.00%)
Class 3 (GUC Claims)	11 (78.57%)	\$ 68,980.99 (99.26 %)	3 (21.43%)	\$ 511.92 (00.74%)
Class 4 (Emma Base Claim)	1 (100.00%)	\$ 15,265,541.26 (100.00%)	0 (00.00%)	\$ 0.00 (00.00%)

III. Ballots That Were Not Counted

12. A report of any Ballots excluded from the final tabulation, and the reasons for exclusion, is attached hereto as **Exhibit B**. These Ballots were not counted because the Ballots did not indicate an acceptance or rejection of the Plan (*i.e.*, an “abstained” vote).

IV. Opt-Out Election

13. Verita also reviewed and documented which parties submitted a Ballot or Election Form and checked the box on such Ballot or Election Form to opt out of the voluntary release in Article 10.6 of the Plan.

14. A report of all parties who opted out of the voluntary release in Article 10.6 of the Plan by checking the box is attached hereto as **Exhibit C**. For the avoidance of doubt, this Declaration does not certify the validity or enforceability of any opt-out elections received, including those reported on **Exhibit C**, but rather is providing these opt-out election results for reporting and informational purposes only.

Pursuant to 28 U.S.C. § 1746, I declare under penalty of perjury that the foregoing is true and correct.

Dated: May 8, 2025

/s/ Angela Nguyen
Angela Nguyen
Managing Director
Verita Global

Exhibit A

Final Tabulation of Votes

Exhibit A
Ballot Tabulation Summary

Class Name	Class Description	Members Voted	Members Accepted	Members Rejected	Members Abstained	% Members Accepted	% Members Rejected	Total \$ Voted	\$ Accepted	\$ Rejected	\$ Abstained	% \$ Accepted	% \$ Rejected
2	Critical Vendors Claims	9	9	0	0	100.00	0.00	\$277,717.04	\$277,717.04	\$0.00	\$0.00	100.00	0.00
3	GUC Claims	14	11	3	1	78.57	21.43	\$69,492.91	\$68,980.99	\$511.92	\$1,585.90	99.26	0.74
4	Emma Base Claim	1	1	0	0	100.00	0.00	\$15,265,541.26	\$15,265,541.26	\$0.00	\$0.00	100.00	0.00

Exhibit A-1

Class 2 Ballot Report

Exhibit A-1
Class 2 Ballot Detail
Critical Vendors Claims

Creditor Name	Date Filed	Ballot No.	Voting Amount	Vote	Opt-Out of Voluntary Release
ALCON VISION LLC	05/05/2025	22	\$9,640.30	Accept	
FLOSPINE LLC	05/01/2025	12	\$12,706.25	Accept	
Glaukos Corporation	05/05/2025	20	\$217,635.00	Accept	
M&M Insulation	05/05/2025	24	\$914.78	Accept	
MEDI-SOL	05/05/2025	25	\$1,581.07	Accept	
National Neuromonitoring Services, LLC	05/02/2025	15	\$2,700.00	Accept	
Parcus Medical LLC	04/26/2025	6	\$2,539.48	Accept	Yes
SI-BONE INC	04/28/2025	8	\$27,060.16	Accept	
SIGNATURE ORTHOPAEDICS USA LLC	05/05/2025	18	\$2,940.00	Accept	

Exhibit A-2

Class 3 Ballot Report

Exhibit A-2
Class 3 Ballot Details
GUC Claims

Creditor Name	Date Filed	Ballot No.	Voting Amount	Vote	Opt-Out of Voluntary Release
ADMIRAL EXPRESS	04/29/2025	9	\$1,895.85	Accept	
CARBOFIX ORTHOPEDIC, INC	04/24/2025	4	\$5,606.50	Accept	
Christina J Wilson	05/04/2025	16	\$180.92	Reject	Yes
DEPT OF ENVIRONMENTAL QUALITY	04/30/2025	11	\$1,445.60	Accept	Yes
Eureka Water Company	04/24/2025	2	\$87.14	Accept	
GlobalHealth Inc.	05/05/2025	19	\$15,125.94	Accept	Yes
HAYES 405 REFRESHMENTS	04/28/2025	7	\$1,447.03	Accept	
Johnny L Colvin	05/05/2025	23	\$1.00	Accept	
Mastermed LLC	04/24/2025	1	\$330.00	Reject	Yes
Micro Aire	05/02/2025	13	\$671.31	Accept	
OKLAHOMA DEPARTMENT OF ENVIRONMENTAL QUALITY	04/25/2025	5	\$1,528.00	Accept	Yes
REGINA LAWSON	05/05/2025	17	\$132.62	Accept	
St. Jude Division of Abbott Laboratories Inc.	04/24/2025	3	\$41,040.00	Accept	
Timothy Fox	05/02/2025	14	\$1.00	Reject	Yes

Exhibit A-3

Class 4 Ballot Report

Exhibit A-3
Class 4 Ballot Details
Emma Base Claim

Opt-Out of					
Creditor Name	Date Filed	Ballot No.	Voting Amount	Vote	Voluntary Release
Emma Base	05/05/2025	21	\$15,265,541.26	Accept	

Exhibit B

Excluded Ballot Report

Exhibit B
Ballots Excluded from Tabulation

Creditor Name	Date Filed	Ballot No.	Class	Voting Amount	Vote	Reason Excluded
TAKEFORM	04/30/2025	10	3 GUC Claims	\$1,585.90	Abstain	Abstained

Exhibit C

Opt-Out Report

Exhibit C
Opt-Out Summary

Creditor Name	Date Filed	Ballot No.	Class	Opt-Out of Voluntary Release
Parcus Medical LLC	04/26/2025	6	2 Critical Vendors Claims	Yes
Christina J Wilson	05/04/2025	16	3 GUC Claims	Yes
DEPT OF ENVIRONMENTAL QUALITY	04/30/2025	11	3 GUC Claims	Yes
GlobalHealth Inc.	05/05/2025	19	3 GUC Claims	Yes
Mastermed LLC	04/24/2025	1	3 GUC Claims	Yes
OKLAHOMA DEPARTMENT OF ENVIRONMENTAL QUALITY	04/25/2025	5	3 GUC Claims	Yes
TAKEFORM	04/30/2025	10	3 GUC Claims	Yes
Timothy Fox	05/02/2025	14	3 GUC Claims	Yes