

IN THE UNITED STATES BANKRUPTCY COURT
FOR THE DISTRICT OF DELAWARE

In re

SC HEALTHCARE HOLDING, LLC *et al.*,

Debtors.¹

Chapter 11

Case No. 24-10443 (TMH)

(Jointly Administered)

Obj. Deadline: June 20, 2024 at 4:00 pm (ET)

Hearing Date: June 27, 2024 at 10:00 am (ET)

**MOTION OF THE OFFICIAL COMMITTEE OF UNSECURED CREDITORS
FOR DISCOVERY AND EXAMINATION OF THE PETERSEN NON-DEBTOR
ENTITIES PURSUANT TO BANKRUPTCY RULE 2004**

The Official Committee of Unsecured Creditors (the “Committee”) in the cases for the above-captioned debtors and debtors in possession (the “Debtors”) files this motion (the “Motion”) pursuant to sections 105 and 1103 of title 11 of the United States Code, 11 U.S.C. §§ 101-1532, (the “Bankruptcy Code”), Rule 2004 of the Federal Rules of Bankruptcy Procedure (the “Bankruptcy Rules”), and Rule 2004-1 of the Local Rules of Bankruptcy Practice and Procedure of the United States Bankruptcy Court for the District Court of Delaware (the “Local Rules”), for entry of an order, substantially in the form attached hereto as **Exhibit A** (the “Proposed Order”), (i) authorizing the Committee to issue discovery to, and conduct examination of Mark Petersen, Chief Executive Officer and ultimate owner of the Debtors (“Petersen”) and various entities affiliated with the Debtors and Petersen (as described more fully below), and (ii) directing them to comply with, and respond to the Committee’s discovery requests.

In support of this Motion, the Committee respectfully states as follows:

¹ The last four digits of SC Healthcare Holding, LLC’s tax identification number are 2584. The mailing address for SC Healthcare Holding, LLC is c/o Petersen Health Care Management, LLC 830 West Trailcreek Dr., Peoria, IL 61614. Due to the large number of debtors in these Cases, whose Cases are being jointly administered, a complete list of the Debtors and the last four digits of their federal tax identification numbers is not provided herein. A complete list of such information is available on a website of the Debtors’ claims and noticing agent at www.kcellc.net/Petersen.



PRELIMINARY STATEMENT AND BACKGROUND

Petersen Enterprise

1. Mark Petersen is the Chief Executive Officer and ultimate owner of the Debtors. The Debtors operate over 90 healthcare facilities.

2. The Debtors are part of a larger enterprise (“Petersen Enterprise”) comprised of the Debtors and several other affiliated and other entities and businesses. Indeed, the Debtors’ bankruptcy filings identified at least twenty-seven “non-debtor affiliates”, noting that “[t]he Petersen enterprise contains other dormant entities that constitute affiliates of the Debtors.” *Declaration of David R. Campbell in Support of Debtors’ Chapter 11 Petitions* [Docket No. 44] (the “Campbell Declaration”), Ex. A n.22.

3. The Petersen Enterprise operates in the healthcare and hospitality industries, among others. “Mark Petersen launched a separate hotel business in or around 2007” by “[p]artnering with larger hotel chains such as the Candlewood Suites, Holiday Inn & Suites and Country Inn & Suites.” *Id* at ¶ 19. The Petersen Enterprise “owns and operates hotels across the United States, including locations in Monmouth, New Jersey and Peoria, Illinois.” *Id*.

4. For purposes of this Motion, all such “non-debtor affiliates” and other entities and businesses affiliated with Debtors or Petersen, comprising the Petersen Enterprise and/or operated or owned by Petersen (directly or indirectly), are referred to as “Petersen Non-Debtor Entities.”

Bankruptcy Filing

5. On March 20, 2024 (the “Petition Date”), each of the Debtors filed a voluntary petition for relief in the United States Bankruptcy Court for the District Court of Delaware (this “Court”) under chapter 11 of the Bankruptcy Code. On April 9, 2024, the United States

Trustee appointed the Committee pursuant to section 1102(a)(1) of the Bankruptcy Code [Docket No. 131].

6. The bankruptcy filing excluded Petersen and the Petersen Non-Debtor Entities.

The Committee's Investigation and Efforts to Obtain Relevant Records and Information

7. Since its appointment, the Committee has been investigating and analyzing potential claims of the bankruptcy estates arising from prepetition transfers and transactions between the Debtors, Petersen, and Petersen Non-Debtor Entities.

8. On April 12, 2024, the Committee sent to the Debtors an initial diligence list, which included requests for information relating to the Debtors and the Petersen Non-Debtor Entities. After further discussions, the Debtors agreed to an examination pursuant to Bankruptcy Rule 2004 as reflected by the *Notice of Agreed Rule 2004 Examination of the Debtors by the Official Committee of Unsecured Creditors* [Docket No. 509] (the "Rule 2004 Notice"), including to voluntarily accept *The Official Committee of Unsecured Creditors' First Request for Production of Documents Directed to the Debtors* [Docket No. 509-2] (the "RFPs").

9. In the RFPs, the Committee seeks certain information relating to both the Debtors and the Petersen Non-Debtor Entities, including information concerning their corporate governance, insurance, prior marketing and sale processes, financial information and, most importantly, transactions between the Debtors and Petersen and/or the Petersen Non-Debtor Entities.

10. The Committee has been informed that at least some of such records relating to the Petersen Non-Debtor Entities are in the Debtors' possession, custody or control as they were shared with or made accessible by the Debtors' counsel. The Committee has requested such records from the Debtors. The Debtors have informed the Committee that they have access to the

relevant information, but the Debtors are uncertain whether they have “possession” allowing production of the information.²

11. The Committee has separately contacted the Petersen Non-Debtor Entities in an effort to obtain relevant records. The Petersen Non-Debtor Entities initially rejected the Committee’s request for a Rule 2004 examination, suggesting that the Committee should delay such discovery until the sale process is completed. This position is untenable for several reasons.

12. *First*, the Committee has a statutory obligation to unsecured creditors to investigate, among other things, the prepetition acts, conduct, assets, liabilities, and financial condition of the Debtors and anything else relevant to these cases, and this investigation is not substantively or procedurally constrained by a pending sale process, especially as the investigation relates to non-Debtors. Indeed, the relief in this Motion will allow the Committee to investigate whether the bankruptcy estates hold claims and causes of action against Petersen and the Petersen Non-Debtor Entities, which will serve an integral function during the sale process and the subsequent formulation of a liquidating plan. *Second*, upon the consummation of a sale of substantially all of the Debtors’ assets, the Debtors’ DIP financing will mature, leaving the Committee with limited funds to investigate the claims and causes of action against Petersen and the Petersen Non-Debtor Entities. In all, the desire for delay only demonstrates the desire to impede and constrict the Committee’s ability to adequately fulfill its statutory obligation to unsecured creditors.

13. The Committee’s counsel met and conferred again with the counsel for Petersen and the Petersen Non-Debtor Entities before filing this Motion. During that meeting, counsel for Petersen and the Petersen Non-Debtor Entities expressed a willingness to cooperate with the

² The Committee disagrees with the Debtors’ position and reserves all rights to compel the Debtors to produce the documents relating to the Petersen Non-Debtor Entities.

Committee and try to come to an agreement with respect to the scope of discovery. Those conversations are ongoing. Should the Committee and Petersen and the Petersen Non-Debtor Entities come to an agreement, they will promptly advise the Court.

14. Thus far, the Committee's ability to conduct a thorough investigation of the prepetition transactions and transfers involving Petersen and the Petersen Non-Debtor Entities has been hampered due to lack of access to relevant documents and information. Authorization to conduct discovery under Bankruptcy Rule 2004 will assist the Committee's investigation into the extent that the Petersen Non-Debtor Entities, *inter alia* (i) received transfers which may constitute fraudulent transfers or preferences; (ii) conspired to receive payments at the expense of the Debtors' trade and other unsecured creditors; (iii) breached their fiduciary duties; and/or (iv) are *alter egos* of the Debtors.

15. Moreover, the Committee has received conflicting information about the availability of historical financial information related to the Petersen Enterprise. The Committee has been previously informed that at least some historical data had been lost as a result of the ransomware attack that occurred in the fall of 2023. However, Michael F. Flanagan, who was appointed as a receiver over some of the Debtors and affiliated entities before the filing of this bankruptcy proceeding, recently filed the Receiver's Second Report indicating that "Receiver and Midwest Health Alliance were recently informed by Peterson that Petersen's financial data was maintained in Sage, which is a cloud-based software platform, and was not subject to the ransomware attack and that historical financial information is available" *Periodic Report Pursuant to Bankruptcy Rule 2015.3* [Docket No. 371], Ex. G ¶ 12. Petersen and the Petersen Non-Debtor Entities clearly have first-hand knowledge of and/or possession, custody, or control of the historical financial information of the Petersen Enterprise.

TRANSACTIONS WITH PETERSEN AND THE PETERSEN NON-DEBTOR ENTITIES

16. As explained more fully above, the Debtors and the Petersen Non-Debtor Entities are part of the Petersen Enterprise, with Mark Petersen being the ultimate owner. The Committee has been informed of many intercompany transactions and transfers between the Debtors and Petersen and the Petersen Non-Debtor Entities, which the Committee has a duty and right to investigate.

17. For example, the Committee has been informed that one or more of the Debtors made a **\$45 million** prepetition loan or transfer to certain of the Petersen Non-Debtor Entities to acquire a sports complex and several hotels—facilitating Petersen’s personal efforts to venture into new industries outside of skilled nursing.

18. Petersen and many of the Petersen Non-Debtor Entities received disbursements from the Debtors in the year leading up to the Petition Date based on documents made available to the Committee. The Debtors’ recently filed schedules and statement of financial affairs reflect that Petersen alone received at least **\$5.4 million** in transfers from the Debtors.

19. Likewise, the same records reflect that the Debtors made at least **\$2.1 million** in disbursements to the following Non-Debtor Affiliates in the year leading up to the Petition Date:

Non-Debtor Affiliates	Amount
Petersen Health Operations, LLC	\$975,000
Twenty Four Corp, LLC	\$349,000
Petersen Hotels, LLC	\$258,000
Plaza West Development, LLC	\$258,000
Petersen Hospitality, LLC	\$103,000
Candle Hospitality, LLC	\$55,000
JLP Systems, Inc.	\$34,000
Petersen Companies, LLC	\$25,000
Petersen Health Junction, LLC	\$21,000
Totals:	\$2,078,000.00

20. Moreover, the Committee has been informed of several other transactions and transfers relating to the Petersen Non-Debtor Entities, including:

- A negative **\$22.3 million** note payable listed as an outstanding liability attributable to Petersen;
- An uncollected **\$15.9 million** receivable, titled “Due from MBP” as of December 31, 2023;
- A negative **\$3.9 million** dividend payable listed as an outstanding liability;
- The acquisition and use of a **private plane**; and
- The acquisition of various vehicles currently owned and/or operated by the Debtors.

21. Further, “Global Notes and Statements of Limitations” filed by the Debtors include the following cryptic statements implicating transfers between Petersen and Petersen Non-Debtor Entities:

- Mark Petersen, as the owner and Chief Executive Officer of the Debtors and their affiliates since 2002, has overseen the expansion of the Debtors’ enterprise over the last twenty plus years. For a large portion of that time, and for at least the past ten years, Mr. Petersen has not taken a salary for his role as Chief Executive Officer. **In lieu of a salary, Mr. Petersen occasionally paid certain of his personal expenses out of the Debtors’ accounts.** Such payments were, at all times, accurately recorded as dividends and have been listed in Question 4.
- In certain instances, **Mr. Petersen acted as an intermediary between certain Debtors wherein he would receive a disbursement from one Debtor entity and then immediately deposited such disbursement with another Debtor entity or non-Debtor affiliate as a method of intercompany cash management.** Those disbursements to Mr. Petersen are reflected in Question 4, but due in part to the Data Breach, the records of the corresponding deposits back into the enterprise are not readily available in the Debtors books at this time and, thus, are not represented in these Schedules and Statements. The Debtors are in the process of engaging a third-party accounting firm to review and locate the appropriate matching transactions. In certain instances, **payments were made to Mr. Petersen to pay down credit cards that were used for business expenses in the ordinary course.** Those payments have been marked with an asterisk in Question 4.

- The Debtors routinely made intercompany disbursements from Debtor to Debtor and from Debtor to non-Debtor affiliate.
- Until 2021, certain Debtors were members of a consolidated group for tax purposes wherein such **Debtors did not file tax returns and were accounted for within the personal tax returns of Mark Petersen.**

Schedules Of Assets and Liabilities for Petersen Management Company, LLC (Case No. 24-10583); filed May 31, 2024 [Docket No. 505], at p. 10-12 (emphasis added).

22. These transactions and transfers, and any others involving Petersen and the Petersen Non-Debtor Entities, may constitute material assets of the bankruptcy estates. The Court should grant the Motion to afford the Committee a fair opportunity to investigate and understand whether these transactions and potential causes of action are viable sources of recovery as these cases move quickly towards a sale closing and plan process thereafter.

JURISDICTION AND VENUE

23. This Court has jurisdiction to consider this Motion under 28 U.S.C. §§ 157 and 1334. This is a core proceeding pursuant to 28 U.S.C. § 157(b). Venue of these cases and this Motion is proper in this Court pursuant to 28 U.S.C. §§ 1408 and 1409.

24. The statutory bases for the relief requested herein are sections 105 and 1103 of the Bankruptcy Code, Bankruptcy Rule 2004, and Local Rule 2004-1.

REQUESTED RELIEF

25. By this Motion, the Committee seeks entry of an Order (i) authorizing the Committee to issue discovery to, and conduct a Rule 2004 examination of Petersen, the Petersen Non-Debtor Entities, and/or other persons in possession, custody or control of documents and information relating to the Debtors and the Petersen Non-Debtor Entities³, (ii) directing Petersen,

³ Insofar as Mark Petersen is not available to personally appear for the examination, the Committee is amenable to taking the examination of other individuals who possess relevant knowledge and information, including, among others, Marikay Snyder.

the Petersen Non-Debtor Entities, and other persons in possession, custody or control of documents or information relating to the Debtors and the Petersen Non-Debtor Entities to produce documents and communications that are responsive to the categories set forth in the document requests (“Document Requests”) attached hereto as **Exhibit B**, by no later than July 18, 2024 at 4:00 p.m. (Prevailing Eastern Time); and (iii) authorizing the issuance of subpoenas for deposition testimony and/or documents.

BASIS FOR RELIEF

I. Legal Standard.

26. Pursuant to section 1103(c)(2) of the Bankruptcy Code, the Committee is charged with a duty to:

investigate the acts, conduct, assets, liabilities, and financial condition of the debtor, the operation of the debtor’s business and the desirability of the continuance of such businesses, and any other matter relevant to the case and formulation of a plan.

11 U.S.C. § 1103(c)(2); *see In re Yellowstone Mountain Club, LLC*, 841 F.3d 1090, 1095 (9th Cir. 2016) (“UCC members are statutorily obliged to perform tasks related to the administration of the estate”).

27. “On motion of any party in interest, the court may order the examination of any entity.” Fed. R. Bankr. P. 2004(a). A Rule 2004 examination may be made of a debtor or any other entity with knowledge of the Debtor’s acts, property, liabilities, and financial condition. *See In re Summit Glob. Logistics*, No. 08-11566, 2008 WL 1446722, at *2–*3 (Bankr. D.N.J. Apr. 9, 2008); *In re Valley Forge Plaza Assocs.*, 109 B.R. 669, 674 (Bankr. E.D. Pa. 1990).

28. Such an examination “allows parties with an interest in the bankruptcy estate to conduct discovery into matters affecting the estate.” *Teleglobe USA Inc. v. BCE Inc. (In re Teleglobe Commc’ns Corp.)*, 493 F.3d 345, 354 n.6 (3d Cir. 2007). “Legitimate goals of Rule 2004 examinations include discovering assets, examining transactions and determining whether

wrongdoing has occurred.” *In re Millennium Lab Holdings II, LLC*, 562 B.R. 614, 626 (Bankr. D. Del. 2016) (quoting *In re Washington Mut., Inc.*, 408 B.R. 45, 50 (Bankr. D. Del 2009)).

29. “The purpose of such a broad discovery tool is to assist the trustee in revealing the nature and extent of the estate, and to discover assets of the debtor which may have been intentionally or unintentionally concealed.” *In re Bennett Funding Grp., Inc.*, 203 B.R. 24, 28 (Bankr. N.D.N.Y. 1996); *see also* Fed. R. Bankr. P. 2004(b) (examination may relate to, among other things, “the acts, conduct, or property or to the liabilities and financial condition of the debtor, or to any matter which may affect the administration of the Debtors’ estate”).

30. Rule 2004(c) provides that “the attendance of an entity for examination and for the production of documents . . . may be compelled as provided in Rule 9016,” which permits the issuance of a subpoena. *See* Fed. R. Bankr. P. 2004, 9016.

II. Scope of Rule 2004 Examination.

31. Any third party who can be shown to have a relationship with, or information about the debtor may be made subject to a Rule 2004 examination. *In re Valley Forge Plaza Assocs.*, 109 B.R. at 674 (“Third parties having knowledge of the debtor’s affairs, as well as a debtor itself, are subject to examination.”); *In re Cinderella Clothing Indus., Inc.*, 93 B.R. 373, 378–79 (Bankr. E.D. Pa. 1988) (granting creditor’s request to conduct a Rule 2004 examination on third party after noting that “third parties as well as the debtor can be examined under Rule 2004” where those third parties are shown to have “knowledge of a debtors’ acts, conduct or financial affairs so far as this relates to a debtors’ proceeding in bankruptcy”) (citation and quotations omitted).

32. Moreover, the scope of a Rule 2004 examination is “unfettered and broad,” as the plain language of the rule indicates. *In re Wash. Mut., Inc.*, 408 B.R. 45, 49–50 (Bankr. D. Del. 2009) (noting that “[a] Rule 2004 examination is commonly recognized as more in the nature of a

fishing expedition”) (citation and quotations omitted); *see also In re Drexel Burnham Lambert Grp., Inc.*, 123 B.R. 702, 711 (Bankr. S.D.N.Y. 1991) (“The understanding generally acceptable today is that the scope of a Rule 2004 examination is very broad.”).

33. It is well-settled that the scope of examination allowed under Rule 2004 is broader than discovery allowed under the Federal Rules of Civil Procedure. *See In re Countrywide Home Loans, Inc.*, 384 B.R. 373, 404 (Bankr. W.D. Pa. 2008) (“[T]he scope of the examination is so much broader for Rule 2004 (*i.e.*, a ‘fishing expedition’) discovery that falls within the traditional scope of litigation discovery and is not otherwise offensive to the Federal Rules of Civil Procedure, is appropriate in this case.”).

34. “Moreover, it is well settled that the scope of examination allowed under Rule 2004 is broader than discovery allowed under the Federal Rules of Civil Procedure and may be in the nature of a ‘fishing expedition.’” *In re Hughes*, 281 B.R. 224, 226 (Bankr. S.D.N.Y. 2002) (citation omitted) (noting that Rule 2004 discovery may be used for “the investigation of potential claims on behalf of a debtor.”) Rule 2004 discovery may be also used to investigate potential claims against the party from whom the discovery is sought. *See In re Recoton Corp.*, 307 B.R. 751, 755–56 (Bankr. S.D.N.Y. 2004) (“It has long been held proper to examine a debtor’s former officers to investigate potential causes of action against them).

III. Petersen and the Petersen Non-Debtor Entities Possess Relevant Information.

35. The Committee is investigating assets, claims and causes of action of the Debtors’ estates and the potential targets of such litigation. These claims and causes of action likely constitute the primary – if not sole – assets of the Debtors’ estates to satisfy claims of the Debtors’ unsecured creditors.

36. Petersen and the Petersen Non-Debtor Entities do not and cannot dispute that they possess relevant information and documents necessary to locate the assets of the Debtors and to investigate claims and causes of action of the Debtors' estates. Petersen is the ultimate owner of, and has been the Chief Executive Officer of the Petersen Enterprise since 2002. Campbell Declaration, ¶ 14. He led the acquisition of a number of facilities and properties and launched a separate hotel business in or around 2007, which is operated as part of the Petersen Enterprise. *Id.* All those various facilities and entities comprise the Petersen Enterprise, which is ultimately controlled and operated by Petersen.

37. Petersen and the Petersen Non-Debtor Entities have no valid basis to resist the Committee's request for discovery and Rule 2004 examination. As explained more fully above, the Debtors and the Petersen Non-Debtor Entities are part of one Petersen Enterprise, with Mark Petersen being the ultimate owner. The Committee has been informed of many intercompany transactions and transfers between the Debtors, Petersen, and the Petersen Non-Debtor Entities and numerous instances in which Petersen and the Petersen Non-Debtor Entities benefitted from substantial prepetition transfers/transactions made by the Debtors.

38. Moreover, the Debtors' Schedules of Assets and Liabilities include various statements implicating transfers and relationship between the Debtors and Petersen and Petersen Non-Debtor Entities, including, for example:

- In lieu of a salary, Mr. Petersen occasionally paid certain of his **personal expenses out of the Debtors' accounts.**
- Mr. Petersen acted as an intermediary between certain Debtors wherein he would **receive a disbursement from one Debtor entity and then immediately deposited such disbursement with another Debtor entity or non-Debtor affiliate as a method of intercompany cash management.**
- In certain instances, **payments were made to Mr. Petersen to pay down credit cards** that were used for business expenses in the ordinary course.

- Until 2021, certain Debtors were members of a consolidated group for tax purposes wherein such Debtors did not file tax returns and **were accounted for within the personal tax returns of Mark Petersen.**

Schedules Of Assets and Liabilities for Petersen Management Company, LLC (Case No. 24-10583); filed May 31, 2024 [Docket No. 505], at p. 10-12 (emphasis added).

39. Petersen and the Petersen Non-Debtor Entities clearly have first-hand knowledge of and/or possession, custody or control of records relating to these transactions, disbursements, and “method of intercompany cash management”, as well as the historical financial information of the Petersen Enterprise.

40. For the unsecured creditors, it is critical to understand whether these transactions, dealings and disbursements may support potential claims and causes of action, and whether they are viable sources of recovery, as these cases move quickly towards a sale closing and plan process thereafter.

41. Accordingly, the Committee’s inquiry falls squarely within the permissible scope of discovery under Bankruptcy Rule 2004, and entry of an order pursuant to Bankruptcy Rule 2004 permitting the Committee to take discovery from Petersen and the Petersen Non-Debtor Entities is appropriate and necessary.

CERTIFICATION OF COUNSEL

42. Pursuant to Local Rule 2004-1(b), the undersigned certifies that, prior to filing this Motion, the Committee, through counsel, conferred with counsel for Petersen and the Petersen Non-Debtor Entities on multiple occasions. While Counsel for Petersen and the Petersen Non-Debtor Entities expressed a willingness to cooperate with the Committee, Petersen and the Petersen Non-Debtor Entities have not, as of the time of filing this Motion, agreed to accept the Committee’s request for Rule 2004 examination and discovery.

CONCLUSION

WHEREFORE, the Committee respectfully requests this Court enter the Proposed Order, substantially in the form attached hereto, and grant such other and further relief as this Court deems appropriate.

Dated: June 13, 2024

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EXHIBIT A

Proposed Order

**IN THE UNITED STATES BANKRUPTCY COURT
FOR THE DISTRICT OF DELAWARE**

In re

SC HEALTHCARE HOLDING, LLC *et al.*,

Debtors.¹

Chapter 11

Case No. 24-10443 (TMH)

(Jointly Administered)

Ref. Docket No. ____

**ORDER GRANTING THE MOTION OF THE OFFICIAL COMMITTEE OF
UNSECURED CREDITORS FOR DISCOVERY AND EXAMINATION OF THE
PETERSEN NON-DEBTOR ENTITIES PURSUANT TO BANKRUPTCY RULE 2004**

Upon consideration of the *Motion of the Official Committee of Unsecured Creditors for Discovery and Examination of The Petersen Non-Debtor Entities Pursuant to Bankruptcy Rule 2004* (the "Motion");² and the record of these cases; and the Court having determined that the relief requested in the Motion is appropriate; and adequate and sufficient notice of the Motion having been given; and good cause having been shown;

NOW, THEREFORE, IT IS HEREBY ORDERED THAT:

1. The Motion is GRANTED as set forth herein.
2. The Committee is authorized to issue discovery to, and conduct a Rule 2004 examination of Petersen, the Petersen Non-Debtor Entities, and/or other persons in possession, custody or control of documents and information relating to the Debtors and the Petersen Non-Debtor Entities (including to, but not limited to Marikay Snyder).

¹ The last four digits of SC Healthcare Holding, LLC's tax identification number are 2584. The mailing address for SC Healthcare Holding, LLC is c/o Petersen Health Care Management, LLC 830 West Trailcreek Dr., Peoria, IL 61614. Due to the large number of debtors in these Cases, whose Cases are being jointly administered, a complete list of the Debtors and the last four digits of their federal tax identification numbers is not provided herein. A complete list of such information is available on a website of the Debtors' claims and noticing agent at www.kcellc.net/Petersen.

² Capitalized terms used herein but not defined shall have the meaning given to them in the Motion.

3. Mark Petersen and each of the Petersen Non-Debtor Entities or other recipients are hereby ordered and directed to produce to the Committee all documents within their respective possession, custody, or control that are responsive to the categories set forth in the Document Requests on a rolling basis following the entry of this Order so as to be completed no later than July 18, 2024 at 4:00 p.m. (Prevailing Eastern Time).

4. The Committee is authorized to issue subpoenas for deposition testimony and/or documents.

5. This Order is without prejudice to the rights of the Committee or other parties in interest to seek further discovery, including but not limited to additional documents and communications.

6. This Order shall become effective immediately upon its entry notwithstanding anything in the Federal Rules of Bankruptcy Procedure or otherwise to the contrary

7. This Court shall retain jurisdiction over any matter related to the Motion and this Order.

Exhibit B

(Document Requests)

**IN THE UNITED STATES BANKRUPTCY COURT
FOR THE DISTRICT OF DELAWARE**

In re

SC HEALTHCARE HOLDING, LLC *et al.*,

Debtors.¹

Chapter 11

Case No. 24-10443 (TMH)

Jointly Administered

DOCUMENT REQUESTS

Pursuant to the Court's _____, 2024 Order Granting the *Motion of the Official Committee of Unsecured Creditors for Discovery and Examination of The Petersen Non-Debtor Entities Pursuant to Bankruptcy Rule 2004* ("Order"), Rule 2004 of the Federal Rules of Bankruptcy Procedure (the "Bankruptcy Rules") and Rule 2004-1 of the Local Rules of Bankruptcy Practice and Procedure of the United States Bankruptcy Court for the District of Delaware (the "Local Rules"), or any other applicable law or rule, the Official Committee of Unsecured Creditors (the "Committee") hereby requests that Mark Petersen and each of the Petersen Non-Debtor Entities, as that term is defined below, serve a written response and produce documents responsive to the requests set forth below (the "Requests") on a rolling basis following the entry of this Order so as to be completed no later than July 18, 2024 at 4:00 p.m. (Prevailing Eastern Time), by electronic means to counsel for the Committee (Dennis Meloro at Dennis.Meloro@gtlaw.com, Danielle Kemp at kempd@gtlaw.com and Martin Kedziora at kedzioram@gtlaw.com).

¹ The last four digits of SC Healthcare Holding, LLC's tax identification number are 2584. The mailing address for SC Healthcare Holding, LLC is c/o Petersen Health Care Management, LLC 830 West Trailcreek Dr., Peoria, IL 61614. Due to the large number of debtors in these Chapter 11 Cases, whose cases are being jointly administered, a complete list of the Debtors and the last four digits of their federal tax identification numbers is not provided herein. A complete list of such information is available on a website of the Debtors' claims and noticing agent at www.kccllc.net/Petersen.

DEFINITIONS

The Requests, as well as the instructions provided below, are subject to and incorporate the following definitions and instructions as used herein, regardless of whether upper- or lower-case letters are used:

1. “Affiliate” shall have the same definition as set forth under section 101(2) of the Bankruptcy Code.

2. “Bank Account” as used in the requests shall mean checking account(s), savings account(s), deposit account(s), money market account(s), wire transfer account(s), loan account(s), retirement account(s), or other account(s) or any other depository arrangement(s) with a financial institution, savings association or credit union.

3. “Bank Account Records” includes any and all records associated with a given Bank Account, including without limitation bank statements, loan statements, cancelled checks (fronts and backs), items of deposit, items of withdraw, any financial instruments created from the account (e.g., money orders), wire transfer documents, loan documents and any record showing the source of funds or assets transferred into the account or the location of funds or assets transferred out of the account.

4. “Communication” shall mean and refer to any oral, written, or electronic transmittal of information or request for information made from one person to another person, whether made in person, electronically, by telephone, or by any other means and includes any document(s) made for the purpose of recording a communication, a fact, an idea, a statement, an inquiry, an opinion, a belief, or otherwise.

5. “Document” and “Documents” are used herein in their customary broad sense allowed by Federal Rule of Civil Procedure 34(a) and Federal Rule of Evidence 1001, and include,

without limitation, any kind of printed, recorded, written, graphic, or photographic matter (including tape recordings), however printed, produced, reproduced, coded, or stored, of any kind or description, whether sent or received or not, including originals, copies, drafts, and both sides thereof, and including papers, books, charts, graphs, photographs, drawings, correspondence, telegrams, cables, telex messages, memoranda, notes, notations, work papers, routing slips, intra- and inter-office communications, electronic mail, affidavits, statements, opinions, court pleadings, reports, indices, studies, analyses, forecasts, evaluations, contracts, computer printouts, data processing input and output, computer programs, microfilms, microfiche, all other records kept by electronic, photographic, or mechanical means, and things similar to any of the foregoing, regardless of their author or origin, of any kind.

6. “Debtors” shall mean: the Receivership Entities; Aledo HCO, LLC (d/b/a Aledo Rehabilitation & Health Care Center); Aledo RE, LLC (d/b/a Aledo Rehabilitation & Health Care Center); Arcola HCO, LLC (d/b/a Arcola Health Care); Arcola RE, LLC (d/b/a Arcola Health Care); Aspen HCO, LLC (d/b/a Aspen Rehab & Health Care); Aspen RE, LLC (d/b/a Aspen Rehab & Health Care); Bement HCO, LLC (d/b/a Bement Health Care Center); Bement RE, LLC (d/b/a Bement Health Care Center); Betty’s Garden HCO, LLC (d/b/a Betty’s Garden Memory Care of Kewanee); Betty’s Garden RE, LLC (d/b/a Betty’s Garden Memory Care of Kewanee); Bradford AL RE, LLC (d/b/a Courtyard Estates of Bradford); Bushnell AL RE, LLC (d/b/a Courtyard Estates of Bushnell); Casey HCO, LLC (d/b/a Casey Health Care Center); Collinsville HCO, LLC (d/b/a Collinsville Rehabilitation & Health Care Center); Collinsville RE, LLC (d/b/a Collinsville Rehabilitation & Health Care Center); CYE Bradford HCO, LLC (d/b/a Courtyard Estates of Bradford); CYE Bushnell HCO, LLC (d/b/a Courtyard Estates of Bushnell); CYE Girard HCO, LLC (d/b/a Courtyard Estates of Girard); CYE Kewanee- PHC,

Inc. (d/b/a Courtyard Estates of Kewanee); CYE Knoxville - PHC, Inc (d/b/a Courtyard Estates of Knoxville); CYE Monmouth - PHC, Inc (d/b/a Courtyard Estates of Monmouth); CYE Sullivan HCO, LLC (d/b/a Courtyard Estates of Sullivan); CYE Walcott HCO, LLC (d/b/a Courtyard Estates of Walcott); CYV Kewanee AL RE, LLC (d/b/a Courtyard Village of Kewanee); Decatur HCO, LLC (d/b/a Decatur Rehabilitation & Health Care Center); Decatur RE, LLC (d/b/a Decatur Rehabilitation & Health Care Center); Eastview HCO, LLC (d/b/a Eastview Terrace); Eastview RE, LLC (d/b/a Eastview Terrace); Effingham HCO, LLC (d/b/a Effingham Rehabilitation & Health Care Center); Effingham RE, LLC (d/b/a Effingham Rehabilitation & Health Care Center); El Paso - PHC, Inc (d/b/a El Paso Health Care Center); Flanagan - PHC, Inc. (d/b/a Flanagan Rehabilitation & Health Care Center); Havana HCO, LLC (d/b/a Havana Health Care Center); Havana RE, LLC (d/b/a Havana Health Care Center); Jonesboro, LLC (d/b/a Jonesboro Rehabilitation & Health Care Center); Kewanee HCO, LLC (d/b/a Kewanee Care Home); Kewanee, LLC (d/b/a Kewanee Care Home); Knoxville & Pennsylvania, LLC; Lebanon HCO, LLC (d/b/a Lebanon Care Center); Lebanon RE, LLC (d/b/a Lebanon Care Center); Legacy PHC, Inc. (d/b/a Legacy Estates of Monmouth); Macomb, LLC (d/b/a Countryview Care Center of Macomb); Marigold – PHC, Inc. (d/b/a Marigold Rehabilitation & Health Care Center); MBP Partner, LLC; McLeansboro HCO, LLC (d/b/a McLeansboro Rehabilitation & Health Care Center); McLeansboro RE, LLC (d/b/a McLeansboro Rehabilitation & Health Care Center); Midwest Health Operations, LLC (d/b/a Cornerstone Rehabilitation & Health Care Center; Sauk Valley Senior Living & Rehabilitation Center; Shawanee Rose Care; and CenterRock River Gardens); Midwest Health Properties, LLC (d/b/a Cornerstone Rehabilitation & Health Care Center; Sauk Valley Senior Living & Rehabilitation Center; Shawanee Rose Care; and CenterRock River Gardens); North Aurora

HCO, LLC (d/b/a North Aurora Care Center); North Aurora, LLC (d/b/a North Aurora Care Center); Petersen 23, LLC (d/b/a Palm Terrace of Mattoon); Petersen 25, LLC (d/b/a Casey Health Care Center); Petersen 26, LLC (d/b/a Flora Rehabilitation & Health Care Center); Petersen 27, LLC (d/b/a Toulon Rehabilitation & Health Care Center); Petersen 29, LLC (d/b/a Mt. Vernon Health Care Center); Petersen 30, LLC (d/b/a White Oak Rehabilitation & Health Care Center); Petersen Farmer City, LLC (d/b/a Farmer City Rehab & Health Care); Petersen Health & Wellness, LLC (d/b/a Enfield Rehabilitation & Health Care Center; Rock Falls Rehabilitation & Health Care Center; and Newman Rehabilitation & Health Care Center); Petersen Health Business, LLC (d/b/a Sandwich Rehabilitation & Health Care Center); Petersen Health Care - Farmer City, LLC (d/b/a Farmer City Rehab & Health Care); Petersen Health Care - Illini, LLC (d/b/a Illini Heritage Rehab & Health Care); Petersen Health Care - Roseville, LLC (d/b/a Roseville Rehabilitation & Health Care); Petersen Health Care II, Inc. (d/b/a Simple Blessings); Petersen Health Care III, LLC; Petersen Health Care Management, LLC; Petersen Health Care V, LLC; Petersen Health Care VII, LLC; Petersen Health Care VIII, LLC; Petersen Health Care X, LLC (d/b/a Flora Gardens Care Center; Nokomis Rehabilitation & Health Care Center; Rochelle Gardens Care Center; Rochelle Rehabilitation & Health Care Center; Whispering Oaks Care Center; and Willow Rose Rehab & Health Care); Petersen Health Care XI, LLC (d/b/a Sandwich Rehabilitation & Health Care Center); Petersen Health Care XIII, LLC (d/b/a Rock Falls Rehabilitation & Health Care Center) Petersen Health Care, Inc. (d/b/a Countryview Terrace; Courtyard Estates of Canton; and Riverview Estates of Havana); Petersen Health Enterprises, LLC (d/b/a Sheldon Health Care Center); Petersen Health Group, LLC; Petersen Health Network, LLC (d/b/a Flora Gardens Care Center; Nokomis Rehabilitation & Health Care Center; Rochelle Gardens Care Center; Rochelle Rehabilitation & Health Care

Center; Whispering Oaks Care Center; and Willow Rose Rehab & Health Care); Petersen Health Properties, LLC (d/b/a Countryview Care of Macomb; Jonesboro Rehabilitation & Health Care Center; and South Elgin Rehabilitation & Health Care Center); Petersen Health Quality, LLC (d/b/a Countryview Terrace); Petersen Health Systems, Inc. (d/b/a Courtyard Estates of Herscher; Courtyard Estates of Farmington; Courtyard Estates of Galva; and Courtyard Estates of Green Valley); Petersen Management Company, LLC (d/b/a Flora Rehabilitation & Health Care Center; Palm Terrace of Mattoon; Flora Rehabilitation & Health Care Center; Toulon Rehabilitation & Health Care Center; Mt. Vernon Health Care Center; and White Oak Rehabilitation & Health Care Center); Petersen MT, LLC; Petersen MT3, LLC; Petersen Roseville, LLC (d/b/a Roseville Rehabilitation & Health Care Center); Piper HCO, LLC (d/b/a Piper City Rehab & Living Center and Courtyard Estates of Piper City); Piper RE, LLC (d/b/a Piper City Rehab & Living Center and Courtyard Estates of Piper City); Pleasant View HCO, LLC (d/b/a Pleasant View Rehabilitation & Health Care Center); Pleasant View RE, LLC (d/b/a Pleasant View Rehabilitation & Health Care Center); Polo - PHC, Inc. (d/b/a Polo Rehabilitation & Health Care); Polo, LLC (d/b/a Polo Rehabilitation & Health Care); Prairie City HCO, LLC (d/b/a Prairie City Rehabilitation & Health Care Center); Prairie City RE, LLC (d/b/a Prairie City Rehabilitation & Health Care Center); Robings HCO, LLC (d/b/a Robings Manor Rehabilitation & Health Care); Robings, LLC (d/b/a Robings Manor Rehabilitation & Health Care and Courtyard Estates of Brighton); Rosiclare HCO, LLC (d/b/a Rosiclare Rehabilitation & Health Care Center); Rosiclare RE, LLC (d/b/a Rosiclare Rehabilitation & Health Care Center); Royal HCO, LLC (d/b/a Royal Oaks Care Center); Royal RE, LLC (d/b/a Royal Oaks Care Center); SABL, LLC; SC Healthcare Holding, LLC; Shangri La HCO, LLC (d/b/a Shangri La Rehab & Living Center); Shangri La RE, LLC (d/b/a Shangri La Rehab & Living Center);

Shelbyville HCO, LLC (d/b/a Shelbyville Rehabilitation & Health Care Center); Shelbyville RE, LLC (d/b/a Shelbyville Rehabilitation & Health Care Center); SJL Health Systems, Inc. (d/b/a Prairie Rose Health Care Center); South Elgin, LLC (d/b/a South Elgin Rehabilitation & Health Care Center); Sullivan AL RE, LLC (d/b/a Courtyard Estates of Sullivan); Sullivan HCO, LLC (d/b/a Sullivan Rehabilitation & Health Care Center); Sullivan RE, LLC (d/b/a Sullivan Rehabilitation & Health Care Center); Swansea HCO, LLC (d/b/a Swansea Rehabilitation & Health Care Center); Swansea RE, LLC (d/b/a Swansea Rehabilitation & Health Care Center); Tarkio HCO, LLC (d/b/a Tarkio Rehabilitation & Health Care); Tarkio RE, LLC (d/b/a Tarkio Rehabilitation & Health Care); Tuscola HCO, LLC (d/b/a Tuscola Health Care Center); Tuscola RE, LLC (d/b/a Tuscola Health Care Center); Twin HCO, LLC (d/b/a Twin Lakes Rehab & Health Care); Twin RE, LLC (d/b/a Twin Lakes Rehab & Health Care); Vandalia HCO, LLC (d/b/a Vandalia Rehabilitation & Health Care Center); Vandalia RE, LLC (d/b/a Vandalia Rehabilitation & Health Care Center); Village Kewanee HCO, LLC (d/b/a Courtyard Village of Kewanee); Walcott AL RE, LLC (Courtyard Estates of Walcott); War Drive, LLC; Watseka HCO, LLC (d/b/a Watseka Rehabilitation & Health Care Center); Watseka RE, LLC (d/b/a Watseka Rehabilitation & Health Care Center); Westside HCO, LLC (d/b/a Westside Rehabilitation & Care Center); Westside RE, LLC; and XCH, LLC, including their predecessors or successors, assigns, prior or current parents, partners, subsidiaries, affiliates or controlled companies, and each of their prior or current officers, directors, employees, agents, and attorneys.

7. “ESI” means electronically stored information.
8. “Insider” shall mean “insider” as defined by 11 U.S. Code § 101(31).

9. “Mark Petersen” means an individual, who is the Chief Executive Officer and ultimate owner of the Debtors.

10. “Petersen Non-Debtor Entities” or “You” shall mean: Mark Petersen, Candle Hospitality, LLC; Charleston - PHC, Inc.; Charleston HCC, LLC; Charter Bus Company, LLC; Cumberland - PHC, Inc.; Cumberland HCC, LLC; Neeley, LLC; Neeley Incorporated Cell; Ozark HCC, LLC; Petersen Companies, LLC; Petersen Health Junction, LLC; Petersen Health Operations, LLC; Petersen Hospitality, LLC; Petersen Hotels, LLC; Petersen MT2, LLC; Plaza West Development, LLC; Twenty Four Corp, LLC and any other entity or business operated, or owned (directly or indirectly) by Mark Petersen, or in which Mark Petersen owns or owned (directly or indirectly) any interest, whether legal or equitable, including but not limited to the entities that own or owned or operate or operated any hotels (as referenced in Paragraph 19 of *Declaration of David R. Campbell in Support of Debtors’ Chapter 11 Petitions and First Day Pleadings* [Docket No. 44]), or any other entity within the Petersen enterprise, and including their predecessors or successors, assigns, prior or current parents, partners, subsidiaries, affiliates or controlled companies, and each of their prior or current officers, directors, employees, agents, and attorneys.

11. “Receivership Entities” shall mean: El Paso HCC, LLC; Flanagan HCC, LLC; Kewanee AL, LLC; Knoxville AL, LLC; Legacy Estates AL, LLC; Marigold HCC, LLC; Monmouth AL, LLC; Polo LLC; El Paso HCO, LLC; Flanagan HCO, LLC; CYE Kewanee HCO, LLC; CYE Knoxville HCO, LLC; Legacy HCO, LLC; Marigold HCO, LLC; CYE Monmouth HCO LLC; Polo HCO, LLC; Batavia, LLC; Timbercreek HCC, LLC; Fodulac, LLC; Bloomington, LLC; Sunset HCC, LLC; Eastside, LLC; Cisne, LLC; Benton HCC, LLC; Charleston HCO, LLC; Cumberland HCO LLC; and Petersen MT4, LLC.

INSTRUCTIONS

1. Unless otherwise indicated, all documents shall be produced for the relevant time period, including any documents having an earlier origin and in use during the relevant time period.

2. Each request solicits all Documents in Your possession, custody, or control, including, but not limited to, all information available to You or obtainable by You, including but not limited to, all Documents in any database or data room.

3. The obligation to produce documents responsive to these Requests shall be continuing in nature, and You are required promptly to produce any document requested herein that You locate or obtain after responding to these Requests, up to the conclusion of the proceedings herein.

4. All responsive documents are to be produced in the same file or other organizational environment in which they are maintained, with a clear indication of where each document ends and the next begins. For example, a document that is part of a file, docket, or other grouping should be physically produced together with all other responsive documents from said file, docket, or grouping, in the same order or manner of arrangement as the original.

5. The response to each and every one of the requests should be separately identified in such a manner as would readily permit determination of the request, or sub-portion thereof, to which they purport to be responsive, including identifying the request for production in response to which the document or thing is being produced.

6. Electronic records and computerized information must be produced in an intelligible format or together with a description of the system from which it was derived sufficient to permit rendering the materials intelligible.

7. Each item produced should bear unique identifying control numbers (e.g., Bates labels) on each item or page if the item is a document, and other documents maintained in electronic form should be produced in machine-readable electronic form.

8. In the event a document is withheld or redacted on a claim of attorney-client or work-product privilege, You shall provide a detailed privilege log that describes the privilege being claimed and the information withheld in a manner that is sufficient to disclose facts upon which You rely in asserting Your claim.

9. The Committee specifically requests production of electronic or magnetic data and ESI. All Documents and image files shall be produced in their native formats, such as Microsoft Word, Word Perfect, Microsoft Excel, PowerPoint, TIF, GIF, JPEG, or PDF. With respect to all other electronic or magnetic data and ESI, produce in ASCII format and for any file-based data, produce in an ASCII delimited text format, identifying the delimiters.

10. Any and all electronically stored documents being produced in response to these requests shall be produced in load file which includes Natives, Text (Doc-Level) and a .dat file with at least the following metadata fields: BEGDOC; ENDDOC; ATTACHMENT RANGE; PARENTID; ATTACHIDS; CUSTODIAN; AUTHOR; TO; FROM; CC; BCC; SUBJECT; TITLE; DOCDATE; DOCTIME; SENTDATE; SENTTIME; RECEIVEDDATE; RECEIVEDTIME; LASTMODDATE; LASTMODTIME; CREATEDATE; CREATETIME; SORTDATE; SORTTIME; FILEPATH; FOLDER; FILENAME; FILEEXT; FULLFILE; DOCTYPE; FILESIZE; MD5HASH; MSGID; CONVINDX; NATIVELINK; TEXTLINK.

11. In the event that any document called for has been lost, destroyed, discarded, or otherwise disposed of, identify the document by identifying: (i) its author or preparer; (ii) all persons to whom distributed or shown; (iii) date; (iv) subject matter; (v) attachments or

appendices; (vi) date, manner, and reason for destruction or other disposition; (vii) person authorizing destruction or other disposition; (viii) the document request or requests to which the document is responsive.

12. Produce all responsive documents as they are kept in the usual course of business, or organize and label them to correspond with the Request to which they are responsive.

13. Unless otherwise indicated in a particular request, these discovery requests seek all Documents and Communications from January 1, 2018 to the present.

DOCUMENT REQUESTS

1. All Documents reflecting the ownership interests in or of the Petersen Non-Debtor Entities.
2. All Documents and Communications concerning all financial and valuation reports of the Petersen Non-Debtor Entities.
3. All Documents and Communications relating to the Petersen Non-Debtor Entities' financial information or condition.
4. All Documents and Communications concerning any off-balance sheet commitments, transactions and/or contingent liabilities of the Petersen Non-Debtor Entities.
5. All Documents evidencing credit agreements, forbearance agreements, amendments, pledges, guarantees, promissory notes, waivers, intercreditor or subordination agreements and/or fee letters relating to any debt of the Petersen Non-Debtor Entities.
6. All audited and unaudited financial statements of the Petersen Non-Debtor Entities.
7. All income statements, balance sheets, and cash flows of the Petersen Non-Debtor Entities with details of any adjusting journal entries and associated working papers.
8. All Documents and Communications concerning the Debtors' and Petersen Non-Debtor Entities' intercompany debt and/or obligations (including intercompany notes and guarantees), and the calculations thereof.
9. All Documents and Communications relating to any intercompany agreements, including, without limitation, any Documents supporting the methodology adopted to allocate costs and expenses between the Debtors, Petersen Non-Debtor Entities, Insiders, and Affiliates.
10. All Documents and Communications relating to the calculation of all expenses allocated to each of the Debtors, Petersen Non-Debtor Entities, Insiders, and Affiliates, and support for expenses attributed to each.
11. All Documents and Communications relating to transactions and/or services provided by the Debtors to any Petersen Non-Debtor Entities, Insiders, and/or Affiliates.
12. All Documents and Communications relating to transactions and/or services provided to the Debtors by Petersen Non-Debtor Entities, Insiders, and/or Affiliates.
13. All Documents and Communications relating to any transactions between the Debtors and Petersen Non-Debtor Entities, Insiders, and/or Affiliates.
14. All Documents and Communications, including any contracts and agreements, concerning cash receipts and disbursements to, and/or transactions, receivable/payable balances or write-offs with any of the Debtors, Petersen Non-Debtor Entities, Insiders, and/or Affiliates.

15. All Documents reflecting any payments, disbursements and/or transfer of monies and/or assets from the Debtors to any Petersen Non-Debtor Entities, Insiders, and/or Affiliates.

16. All Documents reflecting any payments, disbursements and/or transfer of monies and/or assets to the Debtors from any Petersen Non-Debtor Entities, Insiders, and/or Affiliates.

17. All Documents and Communications relating to receivable/payable balances and/or write-offs with any Debtors, Insiders, and/or Affiliates.

18. All Documents that reflect distributions and/or payments to Debtors' and Petersen Non-Debtor Entities' owner(s), shareholders, officers, directors, members, partners, Insiders or the like, including but not limited to salaries, draws, and commissions.

19. All Documents, including Bank Account Records, from each and every financial institution relating to any Bank Account of the Petersen Non-Debtor Entities, Insiders, and/or Affiliates.

20. All Documents relating to any property conveyed by Debtors to Petersen Non-Debtor Entities, Insiders, and/or Affiliates.

21. All Documents sufficient to identify any assets or property (whether real property or personal property) in which Petersen Non-Debtor Entities may have or had an interest.

Dated: June 13, 2024

GREENBERG TRAURIG, LLP

/s/ Dennis A. Meloro

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-and-

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*Counsel for the Official Committee
of Unsecured Creditors*

**IN THE UNITED STATES BANKRUPTCY COURT
FOR THE DISTRICT OF DELAWARE**

In re

SC HEALTHCARE HOLDING, LLC *et al.*,

Debtors.¹

Chapter 11

Case No. 24-10443 (TMH)

(Jointly Administered)

Obj. Deadline: June 20, 2024 at 4:00 pm (ET)

Hearing Date: June 27, 2024 at 10:00 am (ET)

NOTICE OF MOTION

PLEASE TAKE NOTICE that the Official Committee of Unsecured Creditors appointed in the above-captioned cases has filed the *Motion of the Official Committee of Unsecured Creditors for Discovery and Examination of The Petersen Non-Debtor Entities Pursuant to Bankruptcy Rule 2004* (the “Motion”) with the United States Bankruptcy Court for the District of Delaware (the “Court”).

PLEASE TAKE FURTHER NOTICE that any responses or objections to the Motion must be in writing, filed with the Clerk of the United States Bankruptcy Court for the District of Delaware, 824 North Market Street, 3rd Floor, Wilmington, Delaware 19801, and served upon the undersigned counsel and received **ON OR BEFORE JUNE 20, 2024, AT 4:00 P.M. (EST)**.

PLEASE TAKE FURTHER NOTICE THAT A HEARING ON THE APPLICATION WILL BE HELD ON **JUNE 27, 2024, AT 10:00 A.M. (EST)** BEFORE THE HONORABLE THOMAS M. HORAN, UNITED STATES BANKRUPTCY COURT JUDGE FOR THE DISTRICT OF DELAWARE, UNITED STATES BANKRUPTCY COURT, 824 NORTH

¹ The last four digits of SC Healthcare Holding, LLC’s tax identification number are 2584. The mailing address for SC Healthcare Holding, LLC is c/o Petersen Health Care Management, LLC 830 West Trailcreek Dr., Peoria, IL 61614. Due to the large number of debtors in these Cases, whose Cases are being jointly administered, a complete list of the Debtors and the last four digits of their federal tax identification numbers is not provided herein. A complete list of such information is available on a website of the Debtors’ claims and noticing agent at www.kcellc.net/Petersen.

MARKET STREET, 3RD FLOOR, COURTROOM NO. 7, WILMINGTON, DELAWARE
19801.

Dated: June 13, 2024

GREENBERG TRAURIG, LLP

/s/ Dennis A. Meloro

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-and-

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*Counsel for the Official Committee
of Unsecured Creditors*

**IN THE UNITED STATES BANKRUPTCY COURT
FOR THE DISTRICT OF DELAWARE**

In re

SC HEALTHCARE HOLDING, LLC *et al.*,

Debtors.¹

Chapter 11

Case No. 24-10443 (TMH)

(Jointly Administered)

CERTIFICATE OF SERVICE

The undersigned hereby certifies that on the 13th day of June 2024, he caused a true and correct copy of the *Motion of the Official Committee of Unsecured Creditors for Discovery and Examination of The Petersen Non-Debtor Entities Pursuant to Bankruptcy Rule 2004* (the "Motion") to be served via the Court's CM-ECF Electronic Notification System. In addition, a true and correct copy of the Motion was served via electronic mail and United States Mail Postage Prepaid on counsel for the Petersen Non-Debtor Entities at the following address:

Saul Ewing, LLP
161 North Clark Street
Chicago, IL 60601

Attn: Barry Chatz and George Apostolides

Emails: barry.chatz@saul.com
George.Apostolides@saul.com

Dated: June 13, 2024

GREENBERG TRAURIG, LLP

/s/ Dennis A. Meloro

Dennis A. Meloro

¹ The last four digits of SC Healthcare Holding, LLC's tax identification number are 2584. The mailing address for SC Healthcare Holding, LLC is c/o Petersen Health Care Management, LLC 830 West Trailcreek Dr., Peoria, IL 61614. Due to the large number of debtors in these Cases, whose Cases are being jointly administered, a complete list of the Debtors and the last four digits of their federal tax identification numbers is not provided herein. A complete list of such information is available on a website of the Debtors' claims and noticing agent at www.kcellc.net/Petersen.