

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 Nos. 339 & 344

AMENDED NOTICE OF ENTRY OF BAR DATE ORDER
ESTABLISHING DEADLINE FOR FILING PROOFS OF
CLAIM (INCLUDING FOR CLAIMS ASSERTED UNDER SECTION
503(B)(9) OF THE BANKRUPTCY CODE) AGAINST THE DEBTORS

TO: ALL HOLDERS OF POTENTIAL CLAIMS AGAINST THE DEBTORS

PLEASE TAKE NOTICE THAT:

On March 20, 2024 (the “Petition Date”), the above-captioned debtors and debtors in possession (each, a “Debtor” and collectively, the “Debtors”) filed voluntary petitions 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 District of Delaware (the “Court”).

On May 21, 2024, the Court entered an order (the “Bar Date Order”)² establishing deadlines to file proofs of claim for all potential claims (as defined below), *including* claims arising pursuant to section 503(b)(9) (each, a “503(b)(9) Claim”) of the Bankruptcy Code against the Debtors that arose prior to the Petition Date.

Pursuant to the Bar Date Order, the General Bar Date was established as July 15, 2024 at 5:00 p.m. (Prevailing Central Time). However, upon further discussions with, and the consent of, counsel to the Official Committee of Unsecured Creditors, **the Debtors have extended the General Bar Date by seven calendar days, to July 22, 2024 at 5:00 p.m. (Prevailing Central Time), in accordance with paragraph 3 of the Bar Date Order. Accordingly, the General Bar Date set forth below supersedes the General Bar Date otherwise identified in that certain *Notice of Entry of Bar Date Order Establishing Deadline for Filing Proofs of Claim (Including for Claims Asserted Under Section 503(B)(9) of the Bankruptcy Code) Against the Debtors***

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.

² Capitalized terms used but not otherwise defined herein have meanings ascribed to them in the Bar Date Order.

[Docket No. 344].

The following deadlines shall apply, in accordance with the Bar Date Order:

| <u>Bar Dates</u> | |
|-----------------------------------|--|
| <i>General Bar Date</i> | July 22, 2024 at 5:00 p.m. (Prevailing Central Time) |
| <i>Governmental Unit Bar Date</i> | September 16, 2024 at 5:00 p.m. (Prevailing Central Time) |
| <i>Amended Schedules Bar Date</i> | The later of (i) the General Bar Date or the Governmental Bar Date, and (ii) 5:00 p.m. (Prevailing Central Time) on the date that is thirty (30) days after the claimant served with notice of the applicable amendment or supplement to the Schedules |
| <i>Rejection Bar Date</i> | The later of (a) the General Bar Date or (b) thirty (30) days after the date of service of the Court order authorizing such rejection. |

ANY PERSON OR ENTITY THAT IS REQUIRED TO FILE A TIMELY PROOF OF CLAIM IN THE FORM AND MANNER SPECIFIED BY THE BAR DATE ORDER—AS MODIFIED HEREBY—AND WHO FAILS TO DO SO ON OR BEFORE THE APPLICABLE BAR DATE: (A) SHALL BE FOREVER BARRED, ESTOPPED, AND ENJOINED FROM ASSERTING SUCH CLAIM AGAINST THE DEBTORS, THEIR ESTATES, OR PROPERTY OF THE DEBTORS, OR THEREAFTER FILING A PROOF OF CLAIM WITH RESPECT THERETO IN THESE CHAPTER 11 CASES; (B) SHALL NOT, WITH RESPECT TO SUCH CLAIM, BE TREATED AS A CREDITOR OF THE DEBTORS FOR THE PURPOSES OF VOTING UPON ANY PLAN OF REORGANIZATION OR LIQUIDATION IN THESE CHAPTER 11 CASES; AND (C) SHALL NOT RECEIVE OR BE ENTITLED TO RECEIVE ANY PAYMENT OR DISTRIBUTION OF PROPERTY FROM THE DEBTORS OR THEIR SUCCESSORS OR ASSIGNS WITH RESPECT TO SUCH CLAIM; *PROVIDED, HOWEVER*, THAT A CLAIMANT SHALL BE ABLE TO VOTE UPON, AND RECEIVE DISTRIBUTIONS UNDER, ANY PLAN OF REORGANIZATION OR LIQUIDATION IN THESE CHAPTER 11 CASES TO THE EXTENT, AND IN SUCH AMOUNT, AS ANY UNDISPUTED, NON-CONTINGENT, AND LIQUIDATED CLAIMS IDENTIFIED IN THE SCHEDULES ON BEHALF OF THE CLAIMANT.

You should not file a Proof of Claim if you do not have a claim against the Debtors. Your receipt of this notice (this “Notice”) does not necessarily mean that you have a claim or that either the Debtors or the Court believe you have a claim.

Pursuant to the terms of the Bar Date Order, and except as otherwise provided herein, each person or entity³ (including, without limitation, each individual, partnership, joint venture,

³ “Entity” has the meaning given to it in section 101(15) of the Bankruptcy Code.

corporation, limited liability company, estate, trust, or Governmental Unit⁴) that holds or asserts a claim against one or more of the Debtors (including 503(b)(9) Claims) must file a Proof of Claim. The following procedures with respect to preparing and filing of Proofs of Claim will apply:

Except as otherwise set forth herein, each entity that asserts a claim against the Debtors that arose before the Petition Date shall be required to file a Proof of Claim. The following Procedures with respect to preparing and filing of Proofs of Claim are hereby established:

- a. Proofs of Claim must substantially conform to the Proof of Claim Form attached as Exhibit A to the Bar Date Order or Official Form 410;
- b. Proofs of Claim must (i) be written in the English language; (ii) be denominated in lawful currency of the United States as of the Petition Date (using the exchange rate, if applicable, as of the Petition Date); (iii) by using the appendix to the Proof of Claim Form, specify by name and case number the Debtor against which the claim is filed; (iv) set forth with specificity the legal and factual basis for the alleged claim; (v) include supporting documentation for the claim or an explanation as to why such documentation is not available; and (vi) be signed by the claimant or, if the claimant is not an individual, by an authorized agent of the claimant under penalty of perjury;
- c. To be properly filed, a Proof of Claim must be filed against the specific Debtor against which the claimant holds or asserts a claim. For example, if a claimant holds or asserts a claim against SC Healthcare Holding, LLC, the Proof of Claim must specify SC Healthcare Holding, LLC;
- d. Proofs of Claim must be filed (i) electronically through the website of the Debtors' claims and noticing agent, KCC, using the interface available on such website located at <https://www.kccllc.net/petersen> under the link entitled "Submit Electronic Proof of Claim (ePOC)" (the "Electronic Filing System") or (ii) by delivering the original Proof of Claim form by hand, or mailing the original Proof of Claim form, on or before the applicable Bar Date as follows, if by mail:

**SC Healthcare Holding, LLC et al., Claims Processing Center
c/o Kurtzman Carson Consultants LLC
222 N. Pacific Coast Highway, Suite 300
El Segundo, California 90245**

- e. A Proof of Claim shall be deemed timely filed only if it **actually is received** by KCC as set forth in subparagraph (d) above, in each case, on or before the applicable Bar Date; and
- f. Except with respect to the electronic filing system described above, KCC will not accept Proofs of Claim sent by facsimile, telecopy, email, or other electronic submission, and such claims will not be deemed to be properly or timely filed claims.

⁴ "Governmental Unit" has the meaning given to it in section 101(27) of the Bankruptcy Code.

General Bar Date. Except as otherwise provided herein, each person or entity holding or asserting a claim (including a 503(b)(9) Claim) against the Debtors that arose prior to the Petition Date must file a Proof of Claim so that it is actually received by KCC on or before July 22, 2024 at 5:00 p.m. (Prevailing Central Time) (the “General Bar Date”).

Governmental Unit Bar Date. Each governmental unit holding or asserting a claim against the Debtors that arose prior to the Petition Date must file a Proof of Claim so that it is actually received by KCC on or before September 16, 2024 at 5:00 p.m. (Prevailing Central Time) (the “Governmental Bar Date,” and, together with the General Bar Date, the “Bar Dates”).

Amended Schedules Bar Date. If, on or after the date on which the Debtors serve this Notice, the Debtors amend or supplement their schedules of assets and liabilities or statements of financial affairs (collectively, the “Schedules”) (a) to change the amount, nature, classification, or characterization of a claim, or (b) to add a new claim to the Schedules and the affected claimant does not agree with the amount, nature, classification, or characterization of such claim, the affected claimant is required to file a Proof of Claim or amend any previously filed Proof of Claim in respect of the amended scheduled claim so that the Proof of Claim is actually received by KCC on or before the later of (i) the General Bar Date or the Governmental Bar Date and (ii) thirty (30) days after the claimant is served with notice of the applicable amendment or supplement to the Schedules.

Rejection Bar Date. A Proof of Claim relating to the Debtors’ rejection of an executory contract or unexpired lease pursuant to a Court order must be filed so that it is actually received by KCC on or before the later of (i) the General Bar Date or (ii) thirty (30) days after the date of service of the Court order authorizing such rejection.

For purposes of the Bar Date Order and this Notice, and pursuant to section 101(5) of the Bankruptcy Code, the term “claim” means: (a) any 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 (b) any 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 as of the Petition Date.

For purposes of the Bar Date Order and this Notice, a “503(b)(9) Claim” is a claim for the value of any goods received by the Debtors within twenty (20) days prior to the Petition Date in which the goods have been sold to the Debtors in the ordinary course of the Debtors’ business.

The following persons and entities need NOT file a Proof of Claim:

- a) any person or entity that has already properly filed a Proof of Claim against the correct Debtor(s) with either KCC or the Clerk of the Court for the United States Bankruptcy Court for the District of Delaware;

- b) any person or entity (i) whose claim is listed in the Schedules or any amendments thereto; (ii) whose claim is not described therein as “disputed,” “contingent,” or “unliquidated”; (iii) who does not dispute the amount or characterization of its claim as set forth in the Schedules; and (iv) who agrees that the claim is an obligation of the specific Debtor that listed the claim on its Schedules;
- c) professionals retained by the Debtors or the Official Committee of Unsecured Creditors pursuant to orders of this Court that assert administrative claims for fees and expenses subject to this Court’s approval pursuant to sections 330, 331, and 503(b) of the Bankruptcy Code;
- d) any claim asserting administrative priority and arising in the ordinary course of business after the Petition Date (but not, for the avoidance of doubt, claims asserting priority pursuant to section 503(b)(9) of the Bankruptcy Code);
- e) any Debtor asserting a claim against another Debtor;
- f) any person or entity whose claim against the Debtor(s) has been allowed by an order of the Court, entered on or before the Bar Dates;
- g) any person or entity who has been exempted from the requirement to file a proof of claim by another order entered in the chapter 11 cases;
- h) any person or entity whose claim has been satisfied in full prior to the applicable Bar Date;
- i) any person or entity holding a claim payable to the Office of the United States Trustee for the District of Delaware pursuant to 28 U.S.C. § 1930; and
- j) any claim held by the DIP Lender⁵ on account of claims arising under the DIP Documents; *provided* that (x) the relevant administrative agent, registrar, paying agent, loan or collateral agent, or any other entity serving in a similar capacity however designated (each, a “Debt Agent”) under the applicable DIP Documents shall file a single master Proof of Claim, on or before the applicable Bar Date, against each Debtor obligated under the applicable DIP Documents on account of all applicable Debt Claims,⁶ and (y) any holder of a Debt Claim under the DIP Documents shall file a single

⁵ Capitalized terms used by not defined in this Paragraph 18(k) shall have the meanings set forth in the *Debtors Motion for Entry of Interim and Final Orders (I) Authorizing the Debtors to Obtain Postpetition Financing, (II) Granting Security Interests and Superpriority Administrative Expense Status, (III) Granting Adequate Protection to Certain Prepetition Secured Credit Parties, (IV) Modifying the Automatic Stay, (V) Authorizing the Debtors to Enter into Agreements with JMB Capital Partners Lending, LLC, (VI) Authorizing Non-Consensual Use of Cash Collateral, (VII) Scheduling a Final Hearing, and (VIII) Granting Related Relief* [Docket No. 38] (the “DIP Motion”).

⁶ “Debt Claims” means any claims limited exclusively to the repayment of principal, interest, fees, expenses, and any other amounts arising under or in connection with the DIP Documents.

master Proof of Claim on account of its Debt Claims against each Debtor obligated under the applicable DIP Documents, in each case, which shall be filed against the debtor in the lead case, *In SC Healthcare Holding, LLC., et al.*, No. 24-10443 (TMH), without the need for further designation by such party, and shall be deemed filed as against each such Debtor identified therein; *provided, however*, that any holder of a Debt Claim wishing to assert a claim arising out of or relating to the DIP Documents other than a Debt Claim must file a Proof of Claim (which shall be filed as a master Proof of Claim against each Debtor obligated under the applicable DIP Document as described in the preceding proviso) with respect to such claim on or before the applicable Bar Date, unless another exception identified herein applies; *provided, further*, that in lieu of attaching voluminous documentation, including documentation for compliance with Bankruptcy Rule 3001(d), such parties may include a summary of the operative documents with respect to the Debt Claims.

Master Proof of Claim. For ease of administrative convenience only, any holder of a general unsecured claim may file a single master Proof of Claim (a “Master Proof of Claim”), substantially in the form attached to the Bar Date Order as Exhibit A, on or before the applicable Bar Date, against each Debtor obligated under such claim, which shall be filed against the Debtor in the lead case, *In SC Healthcare Holding, LLC., et al.*, No. 24-10443 (TMH), without the need for further designation by such party and shall be deemed filed as against each such Debtor identified therein; *provided, that*, such holder shall summarize and substantiate all of its claims against all of the applicable Debtors, subject to the right to amend or supplement the Master Proof of Claim. For the avoidance of doubt, the filing of a Master Proof of Claim does not effectuate an aggregation of claims against each Debtor or otherwise affect distributions, and such distributions, if any, subject to parties-in-interest’s right to object to a Master Proofs of Claim, will be made on a pro rata basis as if such holder had filed individual Proofs of Claim.

Any person or entity (including, without limitation, any individual, partnership, joint venture, corporation, limited liability company, estate, trust, or governmental unit) holding an interest in the Debtors (an “Interest Holder”), which interest is based exclusively upon the ownership of common or preferred stock in the corporation or other equity security (as defined in section 101(16) of the Bankruptcy Code), or warrants or rights to purchase, sell, or subscribe to such a security (any such security being referred to in this Notice as an “Interest”) need not file a proof of interest on or before the General Bar Date; *provided, however*, that Interest Holders who wish to assert claims against the Debtors that arise out of or relate to the ownership or purchase of an Interest, including claims arising out of or relating to the sale, issuance, or distribution of such Interest, must file Proofs of Claim on or before the General Bar Date (or, in the case of a Governmental Unit, the Governmental Unit Bar Date), unless another exception identified in the Bar Date Order applies.

The Debtors reserve the right to: (a) dispute or assert offsets or defenses against any claim filed or any claim listed or reflected in the Schedules as to nature, amount, liability, classification, or otherwise; and (b) subsequently designate any claim as disputed, contingent, or unliquidated. Nothing contained in this Notice shall preclude the Debtors from objecting to any claim on any grounds.

Acts or omissions of the Debtors, if any, that occurred prior to the Petition Date, including acts or omissions related to any indemnity agreements, guarantees, or services provided to or rendered by the Debtors, may give rise to claims against the Debtors notwithstanding that such claims (or any injuries on which they are based) may be contingent or may not have matured or become fixed or liquidated prior to the Petition Date. Therefore, any person or entity that holds or asserts a claim or a potential claim against the Debtors, no matter how remote or contingent, must file a Proof of Claim on or before the applicable Bar Date.

You may be listed as the holder of a claim against the Debtors in the Schedules, as the same may be amended from time to time. If you hold or assert a claim that is not listed in the Schedules or if you disagree with the amount or priority of your claim as listed in the Schedules, or your claim is listed in the Schedules as “contingent,” “unliquidated,” or “disputed,” you must file a Proof of Claim. Copies of the Schedules and the Bar Date Order are available for inspection during regular business hours at the office of the Clerk of the Bankruptcy Court, United States Bankruptcy Court for the District of Delaware, 3rd Floor, 824 Market Street, Wilmington, Delaware 19801. In addition, copies of the Debtors’ Schedules and Bar Date Order may be viewed and downloaded free of charge at KCC’s dedicated website for the Debtors’ chapter 11 cases (www.kccllc.net/petersen); or viewed and downloaded for a fee at the Bankruptcy Court’s website (<http://www.deb.uscourts.gov/>) by following the directions for accessing the ECF system on such website.

Questions concerning the contents of this Notice, the Bar Date Order, and requests for Proofs of Claim should be directed to KCC’s toll-free lines at 888-830-4662 (USA or Canada); 310-751-2646 (International), or by submitting an inquiry at www.kccllc.net/petersen/inquiry. Please note that KCC’s staff is not permitted to give legal advice. You should consult your own attorney for assistance regarding any other inquiries, such as questions concerning the completion or filing of a Proof of Claim. Nothing contained in this Notice shall preclude the Debtors from objecting to any filed claim on any grounds.

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Dated: May 31, 2024
Wilmington, Delaware

Respectfully submitted,

**YOUNG CONAWAY STARGATT &
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