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10 **UNITED STATES BANKRUPTCY COURT**  
11 **FOR THE CENTRAL DISTRICT OF CALIFORNIA**

12 In re:  
13 VERITY HEALTH SYSTEM OF  
14 CALIFORNIA, INC., *et al.*,  
15 Debtors and Debtors In Possession.

16 Lead Case No. 18-20151

17 Jointly Administered With:  
18 CASE NO.: 2:18-bk-20162-ER  
19 CASE NO.: 2:18-bk-20163-ER  
20 CASE NO.: 2:18-bk-20164-ER  
21 CASE NO.: 2:18-bk-20165-ER  
22 CASE NO.: 2:18-bk-20167-ER  
23 CASE NO.: 2:18-bk-20168-ER  
24 CASE NO.: 2:18-bk-20169-ER  
25 CASE NO.: 2:18-bk-20171-ER  
26 CASE NO.: 2:18-bk-20172-ER  
27 CASE NO.: 2:18-bk-20173-ER  
28 CASE NO.: 2:18-bk-20175-ER  
CASE NO.: 2:18-bk-20176-ER  
CASE NO.: 2:18-bk-20178-ER  
CASE NO.: 2:18-bk-20179-ER  
CASE NO.: 2:18-bk-20180-ER  
CASE NO.: 2:18-bk-20171-ER  
Chapter 11 Cases

- 12  Affects all Debtors.
- 13  **Affects Verity Health System of California,**  
14  **Affects O’Connor Hospital**  
15  **Affects Saint Louise Regional Hospital**  
16  **Affects St. Francis Medical Center**  
17  **Affects St. Vincent Medical Center**  
18  **Affects Seton Medical Center**  
19  **Affects O’Connor Hospital Foundation**  
20  **Affects Saint Louise Regional Hospital**  
21 **Foundation**  
22  **Affects St. Francis Medical Center of Lynwood**  
23 **Foundation**  
24  **Affects St. Vincent Foundation**  
25  **Affects St. Vincent Dialysis Center, Inc.**  
26  **Affects Seton Medical Center Foundation**  
27  **Affects Verity Business Services**  
28  **Affects Verity Medical Foundation**  
 **Affects Verity Holdings, LLC**  
 **Affects De Paul Ventures, LLC**  
 **Affects De Paul Ventures - San Jose Dialysis,**  
**LLC**  
Debtors and Debtors In Possession.

**EXPRESSION OF CONCERN**



1 The Medical Staff of Seton Medical Center hereby expresses its profound concern over the delay  
2 in the closing of the sale. Attached hereto is a true and correct copy of a letter sent by the President of  
3 the Medical Staff to the Chief Executive Officers of VHS and SGM presenting its concerns.

4 DATED: December 10, 2019 Respectfully submitted,

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6 ST. JAMES LAW, P.C.

7 By: /s/ Michael St. James .

8 Michael St. James

9 Counsel for the Medical Staff of Seton Medical Center  
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Rich Adcock, CEO  
Verity Health System of California, Inc.  
2040 East Mariposa St.  
El Segundo, CA 90245

Peter Baronoff, CEO  
Strategic Global Management, Inc.  
9 KPC Parkway, Suite 301  
Corona, CA 92879

Gentlemen:

The medical staff, nurses and personnel of Seton Medical Center are deeply committed to its mission to provide excellent medical care to its community. I write, following up my conversations with each of you, to express our deep concern that our commitment will not suffice to enable Seton to sustain ongoing operations and that Seton will fail unless the sale closes quickly.

At its core, Seton is its people. Maintaining morale and commitment in the face of the cutbacks and uncertainty of the Chapter 11 process has been difficult. Attempting to do so in the traumatic circumstances associated with the sale, however, has become impossible.

On or about November 15th, 2019, VHS sent the attached letter to approximately 1,000 nurses and ancillary staff at Seton, terminating them and inviting them to retrieve their severance packages on December 2, 2019 (the "Severance Letter"). It was originally assumed that the Severance Letter would be coupled with an employment offer from SGM, but SGM has been very slow to make just a few offers, and so the only definitive statement that has been received by the vast majority of Seton's 1,000 nurses is VHS's Severance Letter, terminating them as of December 2, 2019.

The effect has been devastating. I have personally attempted to console more than three dozen nurses in tears over the termination, many of whom had worked at Seton for more than 20 years. Most are now looking for new jobs, since they cannot afford to be unemployed in the Bay Area.

This has disabled key medical functions at Seton. For example, Seton has about 100 cancer patients who must receive periodic infusions of blood and chemicals. Since the chemicals can be lethal, the nurses who operate Seton's Infusion Center are certified to possess this specific skillset. All of the three certified nurses at the Infusion Center are gone: two have already left, the third will leave effective

December 13<sup>th</sup> and has been reassigned to even more critical duties until she departs. The Infusion Center no longer takes new patients, and all of the current patients have been reassigned to St. Mary's, although it is unknown whether St. Mary's can capably cover this substantial increase in its workload. How unfortunate for these poor cancer patients!

The *uncertainty* about whether the Buyer will perform has caused 6 nurses to leave the Emergency Room, severely reducing its ability to function. The majority of the nurses in the Intensive Care Unit have accepted jobs elsewhere over the last three weeks. There are not enough Intensive Care Physicians now, leaving gaps in coverage for the intensive care patients. The Operating Room was already reliant on a skeleton staff and routinely approved overtime before the problems associated with the sale arose. Following issuance of the Severance Letter, we lost at least 4 nurses. Just this week, a critical gallbladder surgery I was scheduled to perform on Thursday afternoon was rescheduled to Friday morning because appropriate nursing staff was not available.

The situation at Seton is truly dire. Seton loses key personnel and critical functions as each day goes by. In my last conversation with Mr. Baronoff, he said that the closing may be delayed to "January or February." It seems unlikely that Seton will be an operating hospital by then. If anything is to be salvaged from Seton and its mission, the sale must close immediately.

Gratefully,

A handwritten signature in cursive script, appearing to read "Robert Perez".

Robert Perez, M.D.  
President, Medical Staff

Notice to RN:

Strategic Global Management, the Buyer, has provided notice that upon the close of the purchase transaction it will not hire the following number of FTEs in the following departments.

Department	Job Classification	FTEs Not Hired
Infusion	RN	3.3

The date of the purchase transaction closing has not yet been determined. Based on the application of the CBA between the Hospital and NUHW you have been selected as an impacted employee. The Buyer, the Hospital, and the Union agree that impacted employees shall have bumping rights afforded under the parties CBA.

You may volunteer for separation and to waive your bumping rights. If you are a regular full-time or regular part-time employee and meet the eligibility requirements for severance under the CBA (based on years of severance), you will receive it should you volunteer.

If you voluntarily accept a separation and are waiving your bumping rights, please indicate below by Tuesday, December 3, 2019, and return this notice to Jeanette Corbett [jeanettecorbett@verity.org](mailto:jeanettecorbett@verity.org) in Human Resources with a copy to Steven Sharrer [SteveSharrer@verity.org](mailto:SteveSharrer@verity.org) and labor representative Julie Tran at [JTran@CalNurses.org](mailto:JTran@CalNurses.org)

If you wish to exercise bumping rights, please so indicate and return the notice to these same persons listed above by Tuesday, December 3, 2019. If you take no action, then you'll be separated by the Hospital upon the close of the transaction and you will not be hired by the Buyer and receive a letter from the Buyer to that effect.

Your labor representative will contact you concerning your bumping rights.

Jeanette Corbett  
Seton Medical Center  
Interim Director, Human Resources

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Please initial one of the two below:

\_\_\_\_\_ (Initial if Accepted): I, \_\_\_\_\_, accept my separation from employment and waive bumping rights.

\_\_\_\_\_ (Initial if Requested): I, \_\_\_\_\_, wish to assert my bumping rights.

## PROOF OF SERVICE OF DOCUMENT

I am over the age of 18 and not a party to this bankruptcy case or adversary proceeding. My business address is:  
22 Battery Street, Suite 888, San Francisco, CA. 94111

A true and correct copy of the foregoing document entitled (*specify*): \_\_\_\_\_  
Expression of Concern \_\_\_\_\_

will be served or was served **(a)** on the judge in chambers in the form and manner required by LBR 5005-2(d); and **(b)** in the manner stated below:

**1. TO BE SERVED BY THE COURT VIA NOTICE OF ELECTRONIC FILING (NEF):** Pursuant to controlling General Orders and LBR, the foregoing document will be served by the court via NEF and hyperlink to the document. On (*date*) 12/07/2019, I checked the CM/ECF docket for this bankruptcy case or adversary proceeding and determined that the following persons are on the Electronic Mail Notice List to receive NEF transmission at the email addresses stated below:

See Attached

Service information continued on attached page

**2. SERVED BY UNITED STATES MAIL:**

On (*date*) \_\_\_\_\_, I served the following persons and/or entities at the last known addresses in this bankruptcy case or adversary proceeding by placing a true and correct copy thereof in a sealed envelope in the United States mail, first class, postage prepaid, and addressed as follows. Listing the judge here constitutes a declaration that mailing to the judge will be completed no later than 24 hours after the document is filed.

Service information continued on attached page

**3. SERVED BY PERSONAL DELIVERY, OVERNIGHT MAIL, FACSIMILE TRANSMISSION OR EMAIL (state method for each person or entity served):** Pursuant to F.R.Civ.P. 5 and/or controlling LBR, on (*date*) \_\_\_\_\_, I served the following persons and/or entities by personal delivery, overnight mail service, or (for those who consented in writing to such service method), by facsimile transmission and/or email as follows. Listing the judge here constitutes a declaration that personal delivery on, or overnight mail to, the judge will be completed no later than 24 hours after the document is filed.

The Honorable Ernest Robles  
United States Bankruptcy Judge  
255 E. Temple Street, Suite 1560 / Courtroom 1568  
Los Angeles, CA 90012

Service information continued on attached page

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

12/10/2019 Michael St. James  
*Date Printed Name*

/s/ Michael St. James  
*Signature*

## Mailing Information for Case 2:18-bk-20151-ER

### Electronic Mail Notice List

The following is the list of **parties** who are currently on the list to receive email notice/service for this case.

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