Docket #0028 Date Filed: 6/12/2019

Attorney or Party Name, Address, Telephone & FAX Nos., State Bar No. & Email Address

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Attorney for Plaintiffs

FOR COURT USE ONLY

FILED & ENTERED

JUN 12 2019

CLERK U.S. BANKRUPTCY COURT
Central District of California
BY llewis DEPUTY CLERK

UNITED STATES BANKRUPTCY COURT
CENTRAL DISTRICT OF CALIFORNIA – LOS ANGELES DIVISION

In re:

VERITY HEALTH SYSTEM OF CALIFORNIA, INC., *et al.*,

Debtors.

VERITY HEALTH SYSTEM OF CALIFORNIA, INC., a California nonprofit public benefit corporation, ST. VINCENT MEDICAL CENTER, a California nonprofit public benefit corporation and ST. FRANCIS MEDICAL CENTER, a California nonprofit public benefit corporation

Plaintiffs,

vs.

HERITAGE PROVIDER NETWORK, INC., a California corporation

Defendant.

CASE NO.: 2:18-bk-20151-ER
CHAPTER: 11
ADVERSARY NO.: 2:19-ap-01042-ER

ORDER ASSIGNING MATTER TO MEDIATION PROGRAM AND APPOINTING MEDIATOR AND ALTERNATE MEDIATOR

☒ **EXHIBIT ATTACHED**

(PARTIES' SIGNATURE PAGE)

[NO HEARING REQUIRED]

This adversary proceeding
(Adversary proceeding/name of dispute in main case)
is assigned to the Bankruptcy Mediation Program of this district, and the following are appointed as Mediator and Alternate Mediator:

Mediator:
Allan H. Ickowitz
Name
Nossaman LLP
Firm name

Alternate mediator:
Douglas M. Neistat
Name
Greenberg & Bass LLP
Firm name

777 S. Figueroa Street, 34th Floor
Address
Los Angeles, CA 90017
City, state, zip code
(213) 612-7849
Telephone
(213) 612-7801
Facsimile
aickowitz@nossaman.com
Email address

16000 Ventura Blvd., Suite 1000
Address
Encino, CA 91436
City, state, zip code
(818) 382-6200
Telephone
(818) 986-6534
Facsimile
dneistat@greenbass.com
Email address

The attorneys for the parties are:

Attorney for Plaintiffs:

Steven J. Kahn
Name
PACHULSKI STANG ZIEHL & JONES LLP
Firm name
10100 Santa Monica Blvd., 13th Floor
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Los Angeles, CA 90067
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Attorney for Defendant:

Leslie A. Cohen
Name
LESLIE COHEN LAW, PC
Firm name
506 Santa Monica Bl., Suite 200
Address
Santa Monica, CA 90402
City, state, zip code
(310) 394-5900
Telephone
(310) 394-9280
Facsimile
leslie@lesliecohenlaw.com
Email address

[Attach additional page(s) if necessary.]

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Description of the Matter:

1. ☐ Objection to claim/claim resolution
2. ☐ Plan
   - ☐ Objection to plan confirmation
   - ☐ Plan formulation/negotiation
3. ☐ Valuation
4. ☐ Preference
5. ☐ Fraudulent transfer
6. ☐ Lien avoidance
7. ☐ Dischargeability

   Specify grounds: _____
8. ☒ Other. Please specify: Alleged breach of contract, wrongful setoff, turnover and violation of automatic stay

Amount of money at issue in Matter:

1. ☐ $0 to $1,000
2. ☐ $1,001 to $10,000
3. ☐ $10,001 to $50,000
4. ☐ $50,001 to $100,000
5. ☐ $100,001 to $500,000
6. ☐ $500,001 to $1,000,000
7. ☐ $1,000,001 to $5,000,000
8. ☒ $5,000,001 to $10,000,000
9. ☐ If more than $10,000,000,

   state amount: $ _____

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10. ☐ Money not at issue.

Instructions from the Court:

1. Re: filing and service of this Order:

a. If Order is submitted to court by party(ies)

(1) For electronic submission of orders, refer to Section 4 of the Court Manual.

(2) The party(ies) submitting this Order must file the following with the court: (a) the original and one (1) copy of this Order, and (b) a Proof of Service of Document which reflects service of this Order on the mediator, the alternate mediator, the mediation program administrator (Hon. Barry Russell) and any individual(s) and/or entity(ies) and/or other interested party(ies) as may be designated by the judge.

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b. If Order is prepared by the judge:

(1) The following individual must serve a copy of this Order on the mediator, the alternate mediator, and the mediation program administrator (Hon. Barry Russell):

(2) The following additional individual(s) and/or entity(ies) and/or other interested party(ies) must be served by the individual designated in note (b)(1) above with a copy of this Order: [Attach additional page(s) if necessary.]

(3) The individual designated in note (b)(1) above must file an original Proof of Service which reflects service of this Order on the mediator, the alternate mediator, the mediation program administrator, and the individual(s) and/or entity(ies) and/or interested party(ies) listed in note 1(b) above.

2. Other: [Attach additional page(s) if necessary.]

The parties are to comply with the provisions of Third Amended General Order No. 95-01.

IT IS SO ORDERED:

###

Date: June 12, 2019

Ernest M. Robles
United States Bankruptcy Judge

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EXHIBIT

[EXHIBIT – PARTIES' SIGNATURE PAGE]

SUBMITTED JOINTLY BY:

Date: June 5, 2019

Verity Health System of California, Inc., on behalf of itself and St. Vincent Medical Center and St. Francis Medical Center
Printed name of party
By: ANITA CHOU
Signature of party

Date: June 5, 2019

PACHULSKI STANG ZIEHL & JONES LLP
By: Steven J. Kahn
Printed name of party's attorney

/s/ Steven J. Kahn
(Signature of party's counsel)

Date: June ___, 2019

Heritage Provider Network, Inc.
(Name of party)
By: _____
(Signature of party)

Date: June ___, 2019

LESLIE COHEN LAW, PC
By: Leslie A. Cohen
(Name of party's counsel)

(Signature of party's counsel)

[EXHIBIT – PARTIES' SIGNATURE PAGE]

SUBMITTED JOINTLY BY:

Date: June ___, 2019

Verity Health System of California, Inc., on behalf of itself and St. Vincent Medical Center and St. Francis Medical Center
Printed name of party
By: _____
Signature of party

Date: June 5, 2019

PACHULSKI STANG ZIEHL & JONES LLP
By: Steven J. Kahn
Printed name of party's attorney

/s/ Steven J. Kahn
(Signature of party's counsel)

Date: June 11, 2019

Heritage Provider Network, Inc.
(Name of party)
By: _____
(Signature of party)

Date: June ___, 2019

LESLIE COHEN LAW, PC
By: Leslie A. Cohen
(Name of party's counsel)
(Signature of party's counsel)

[EXHIBIT – PARTIES' SIGNATURE PAGE]

SUBMITTED JOINTLY BY:

Date: June ___, 2019

Verity Health System of California, Inc., on behalf of itself and St. Vincent Medical Center and St. Francis Medical Center
Printed name of party
By: _____
Signature of party

Date: June 5, 2019

PACHULSKI STANG ZIEHL & JONES LLP
By: Steven J. Kahn
Printed name of party's attorney

/s/ Steven J. Kahn
(Signature of party's counsel)

Date: June ___, 2019

Heritage Provider Network, Inc.
(Name of party)
By: _____
(Signature of party)

Date: June ___, 2019

LESLIE COHEN LAW, PC
By: Leslie A. Cohen
(Name of party's counsel)

(Signature of party's counsel)

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:
10100 Santa Monica Blvd., 13th Floor
Los Angeles, CA 90067

A true and correct copy of the foregoing document entitled **ORDER ASSIGNING MATTER TO MEDIATION PROGRAM AND APPOINTING MEDIATOR AND ALTERNATE MEDIATOR** 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 Order(s) and LBR, the foregoing document will be served by the court via NEF and hyperlink to the document. On *(date)*

June 12, 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 address(es) stated below:

- Leslie A Cohen leslie@lesliecohenlaw.com, jaime@lesliecohenlaw.com;odalys@lesliecohenlaw.com
- Steven J Kahn skahn@pszyjw.com
- United States Trustee (LA) ustpregion16.la.ecf@usdoj.gov

☐ Service information continued on attached page

2. SERVED BY UNITED STATES MAIL (indicate method for each person or entity served):
On *(date)* June 12, 2019, 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.

Mediator: Allan H. Ickowitz, Nossaman LLP, 777 S. Figueroa Street, 34th Floor, Los Angeles, CA 90017
Alternate Mediator: Douglas M. Neistat, Greenberg & Bass LLP, 16000 Ventura Blvd., Suite 1000, Encino, CA 91436
Honorable Barry Russell, Mediation Program Administrator - 255 E. Temple, Room 1660, Los Angeles, CA 90012

☐ Service information continued on attached page

3. SERVED BY PERSONAL DELIVERY, OVERNIGHT MAIL, FACSIMILE TRANSMISSION OR EMAIL (indicate method for each person or entity served): Pursuant to F.R.Civ.P. 5 and/or controlling LBR, on (*date*) June 12, 2019, I served the following person(s) and/or entity(ies) by personal delivery, 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 the judge will be completed no later than 24 hours after the document is filed.

VIA HAND DELIVERY	**VIA HAND DELIVERY**
Honorable Ernest M. Robles U.S. Bankruptcy Court 255 E. Temple Street, Suite 1560 / Courtroom 1568 Los Angeles, CA 90012	Attn: Daniel Koontz, Law Clerk to the Honorable Ernest M. Robles U.S. Bankruptcy Court 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.

June 12, 2019	MARY DE LEON	*/s/ Mary de Leon*
Date	*Printed Name*	*Signature*