**2:19-cv-10352-DSF**

**UNITED STATES DISTRICT COURT**
**FOR THE CENTRAL DISTRICT OF CALIFORNIA**
**LOS ANGELES DIVISION**

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| In re: VERITY HEALTH SYSTEM OF CALIFORNIA, INC., *et al.*,<br><br>Debtors and Debtors In Possession | On Appeal from the United States Bankruptcy Court for the Central District of California |
| STRATEGIC GLOBAL MANAGEMENT, INC.[1]<br><br>Appellant<br><br>v.<br><br>STATE OF CALIFORNIA; VERITY HEALTH SYSTEM OF CALIFORNIA, INC., *et al.*<br><br>Appellees | Bankruptcy Court Lead Case No.: 2:18-bk-20151-ER<br>Chapter 11<br><br>Date: [TBD]<br>Time: [TBD]<br>Courtroom: 7D<br>Location: 350 W. First Street<br>Los Angeles, CA 90012 |

**NOTICE OF LODGMENT OF ORDER GRANTING DEBTORS' EMERGENCY MOTION TO DISMISS APPEAL**

[1] The other Debtors in the chapter 11 cases, being jointly administered under Lead Case No. 2:18-bk-20151-ER, are O'Connor Hospital 2:18-bk-20168-ER, Saint Louise Regional Hospital 2:18-bk-20162-ER, St. Francis Medical Center 2:18-cv-20165-ER, St. Vincent Medical Center 2:18-bk-20164-ER, Seton Medical Center 2:18-cv-20167-ER, O'Connor Hospital Foundation 2:18-bk-20179-ER, Saint Louise Regional Hospital Foundation 2:18-cv-20172-ER, St. Francis Medical Center of Lynwood Foundation 2:18-cv-20178-ER, St. Vincent Foundation 2:18-cv-20180-ER, St. Vincent Dialysis Center, Inc. 2:18-cv-20171- ER Seton Medical Center Foundation 12:8-cv-20175-ER, Verity Business Services 2:18-cv-20173-ER, Verity Medical Foundation 2:18-cv-20169-ER, Verity Holdings, LLC 2:18-cv-20163-ER, DePaul Ventures, LLC 2:18-cv-20176-ER, and DePaul Ventures - San Jose Dialysis, LLC 2:18-cv-20181-ER.

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**PLEASE TAKE NOTICE** that, on December 10, 2019, Verity Health System of California, Inc. ("VHS"), and the above-referenced affiliated debtors and debtors-in-possession (the "Debtors") in the above-captioned chapter 11 cases (the "Bankruptcy Cases") pending in the United States Bankruptcy Court for the Central District of California (the "Bankruptcy Court") and the appellees herein, lodged the proposed order titled *Order Granting Debtors' Emergency Motion to Dismiss Appeal* (the "Proposed Order"). A true and correct copy of the Proposed Order is attached hereto as Exhibit "A."

Dated: December 10, 2019

DENTONS US LLP
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NICHOLAS A. KOFFROTH

By: */s/ Tania M. Moyron*
Tania M. Moyron

Attorneys for Appellees
Verity Health Systems of California, Inc., *et al.*

## CERTIFICATE OF SERVICE

I hereby certify that on December 10, 2019, I electronically filed the foregoing document with the Clerk of the Court for the United States District Court for the Central District of California by using the CM/ECF system.

I further certify that parties of record to this appeal who either are registered CM/ECF users, or who have registered for electronic notice, or who have consented in writing to electronic service, will be served through the CM/ECF system.

I further certify that some of the parties of record to this appeal have not consented to electronic service. I have served the foregoing document by the means set forth below:

**Courtesy Copies via Personal Delivery**

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| STRATEGIC GLOBAL MANAGEMENT, INC.[1]<br><br>Appellant<br><br>v.<br><br>STATE OF CALIFORNIA; VERITY HEALTH SYSTEM OF CALIFORNIA, INC., *et al.*<br><br>Appellees | Bankruptcy Court Lead Case No.: 2:18-bk-20151-ER<br>Chapter 11<br><br>Date: [TBD]<br>Time: [TBD]<br>Courtroom: 7D<br>Location: 350 W. First Street<br>Los Angeles, CA 90012 |

**ORDER GRANTING DEBTORS' EMERGENCY MOTION TO DISMISS APPEAL**

[1] The other Debtors in the chapter 11 cases, being jointly administered under Lead Case No. 2:18-bk-20151-ER, are O'Connor Hospital 2:18-bk-20168-ER, Saint Louise Regional Hospital 2:18-bk-20162-ER, St. Francis Medical Center 2:18-cv-20165-ER, St. Vincent Medical Center 2:18-bk-20164-ER, Seton Medical Center 2:18-cv-20167-ER, O'Connor Hospital Foundation 2:18-bk-20179-ER, Saint Louise Regional Hospital Foundation 2:18-cv-20172-ER, St. Francis Medical Center of Lynwood Foundation 2:18-cv-20178-ER, St. Vincent Foundation 2:18-cv-20180-ER, St. Vincent Dialysis Center, Inc. 2:18-cv-20171- ER Seton Medical Center Foundation 12:8-cv-20175-ER, Verity Business Services 2:18-cv-20173-ER, Verity Medical Foundation 2:18-cv-20169-ER, Verity Holdings, LLC 2:18-cv-20163-ER, DePaul Ventures, LLC 2:18-cv-20176-ER, and DePaul Ventures - San Jose Dialysis, LLC 2:18-cv-20181-ER.

On November 10, 2019, pursuant to Rule 8013(d) of the Federal Rules of Bankruptcy Procedure, Rule 5.1 of Chapter IV of the Local Rules of the United States District Court for the Central District of California, and Rule 7-19 of Chapter I of the Local Rules of the United States District Court for the Central District of California, Verity Health System of California, Inc. ("VHS"), and the above-referenced affiliated debtors and debtors-in-possession (the "Debtors") in the above-captioned chapter 11 cases (the "Bankruptcy Cases") pending in the United States Bankruptcy Court for the Central District of California (the "Bankruptcy Court") and the appellees herein, filed the *Debtor's Emergency Motion to Dismiss Appeal* (the "Motion")[2] requesting, *inter alia*, entry of an order dismissing the above-captioned appeal (the "Appeal") from an order (the "Enforcement Order") of the Bankruptcy Court entered November 14, 2019 by Strategic Global Management, Inc. ("SGM"). The Motion is accompanied by a Notice of Motion, the *Declaration of Richard G. Adcock* (the "Adcock Declaration") and *Declaration of Tania M. Moyron* (the "Moyron Declaration") attached to the Motion, and the concurrently-filed *Appendix in Support of the Debtors' Motion to Dismiss the Appeal* (the "Debtors' Appendix").

The Court, having reviewed the Motion, any oppositions or responses thereto, and any replies in support of the motion; having considered the Adcock Declaration, the Moyron Declaration, the attachments to the Debtors' Appendix, and any other admissible evidence properly brought before the Court; having considered the arguments of counsel at a hearing, if held;

**HEREBY FINDS AS FOLLOWS:**

A. The Court has jurisdiction to consider the Motion and the relief requested therein,

B. Notice of the Motion is proper,

C. SGM waived its right to appeal the Enforcement Order,

D. SGM does not have standing to appeal the Enforcement Order, and

E. Good cause exists for the relief requested in the Motion; and

[2] Unless otherwise noted herein, all capitalized terms have the definitions set forth in the Motion.

**HEREBY ORDERS AS FOLLOWS:**

1. The Motion is GRANTED in its entirety, and

2. The Appeal is hereby DISMISSED.

**IT IS SO ORDERED.**

Dated:

Dale S. Fischer
United States District Judge