

**IN THE UNITED STATES BANKRUPTCY COURT  
FOR THE SOUTHERN DISTRICT OF TEXAS  
HOUSTON DIVISION**

----- X  
In re: : Chapter 11  
MODIVCARE INC., *et al.*, : Case No. 25-90309 (ARP)  
Reorganized Debtors.<sup>1</sup> : (Jointly Administered)  
----- X

**REORGANIZED DEBTORS' OBJECTION  
TO PROOFS OF CLAIM NOS. 1678 AND 1679 (ALEA KENNEDY)**

**THIS IS AN OBJECTION TO YOUR CLAIM. THIS OBJECTION ASKS THE COURT TO DISALLOW THE CLAIM THAT YOU FILED IN THE BANKRUPTCY CASE. IF YOU DO NOT FILE A RESPONSE WITHIN 30 DAYS AFTER THE OBJECTION WAS SERVED ON YOU, YOUR CLAIM MAY BE DISALLOWED WITHOUT A HEARING.**

**TO THE CLAIMANT WHOSE CLAIMS ARE SUBJECT TO THIS OBJECTION:**

**YOUR SUBSTANTIVE RIGHTS MAY BE AFFECTED BY THIS OBJECTION AND ANY FURTHER OBJECTIONS THAT MAY BE FILED IN THE CHAPTER 11 CASES.**

**THE RELIEF SOUGHT IN THIS OBJECTION IS WITHOUT PREJUDICE TO THE RIGHTS OF THE REORGANIZED DEBTORS AND THEIR ESTATES OR OTHER PARTIES IN INTEREST TO PURSUE FURTHER OBJECTIONS AGAINST THE CLAIMS LISTED HEREIN AND OTHER CLAIMS FILED IN THE CHAPTER 11 CASES.**

<sup>1</sup> A complete list of each of the Reorganized Debtors in these chapter 11 cases (the "Chapter 11 Cases") and the last four digits of each Reorganized Debtor's taxpayer identification number (if applicable) may be obtained on the website of the Reorganized Debtors' claims and noticing agent at <https://www.veritaglobal.net/ModivCare>. Reorganized Debtor ModivCare Inc.'s principal place of business and the Reorganized Debtors' service address in these Chapter 11 Cases is 6900 E. Layton Avenue, Suite 1200, Denver, Colorado 80237.



The above-captioned reorganized debtors (prior to the Effective Date,<sup>2</sup> collectively, the “*Debtors*” and after the Effective Date, collectively, the “*Reorganized Debtors*”) respectfully state the following in support of this omnibus claims objection (this “*Objection*”).

### **RELIEF REQUESTED**

1. By this Objection, the Reorganized Debtors seek entry of an order substantially in the form attached hereto (the “*Proposed Order*”) disallowing the proofs of claim filed by claimant Alea Kennedy (the “*Claimant*”) in Case No. 25-90309 at Claim Nos. 1678 and 1679 (collectively, the “*Disputed Claims*”) because (i) the Disputed Claims are wholly unsupported by documentation; (ii) Claim No. 1679 is duplicative of Claim No. 1678; and (iii) the Reorganized Debtors have no liability for the Disputed Claims. Furthermore, the Reorganized Debtors request that, as a result of this Objection, the Court deny the Motion to Compel (defined below) as moot. The Reorganized Debtors reserve their rights related thereto, including the right to object to the Disputed Claims on any additionally applicable grounds.

2. In support hereof, the Reorganized Debtors submit the declaration of Kenneth Sheppard, a senior vice president of finance for the Reorganized Debtors (the “*Sheppard Declaration*”), attached hereto as **Exhibit A**

### **JURISDICTION AND VENUE**

3. The United States Bankruptcy Court for the Southern District of Texas (the “*Court*”) has jurisdiction over this matter pursuant to 28 U.S.C. § 1334. This is a core proceeding pursuant to 28 U.S.C. § 157(b)(2), and the Court may enter a final order consistent with Article III of the United States Constitution.

---

<sup>2</sup> Capitalized terms used but not defined herein shall have the meanings ascribed to them in the *Second Amended Joint Chapter 11 Plan of Reorganization of ModivCare Inc. and its Debtor Affiliates* [Docket No. 1055, Ex. A] (together with all supplemental or supporting documentation related thereto, the “*Plan*”), as applicable.

4. Each of the Disputed Claims were asserted on proof of claim forms (each a “***Proof of Claim***”) filed with the Claims and Noticing Agent (as defined below). By seeking recovery from the Reorganized Debtors’ estates based on the filing of a Proof of Claim, the Claimant has submitted to the Court’s jurisdiction over this matter.

5. Venue of these cases and this Objection in this district is proper under 28 U.S.C. §§ 1408 and 1409.

6. The statutory and legal predicates for the relief requested herein are sections 105(a) and 502 of title 11 of the United States Code, 11 U.S.C. §§ 101–1532 (the “***Bankruptcy Code***”), Rule 3007 of the Federal Rules of Bankruptcy Procedure (the “***Bankruptcy Rules***”), Rule 3007-1 of the Bankruptcy Local Rules for the Southern District of Texas, and the Procedures for Complex Cases in the Southern District of Texas.

### **BACKGROUND**

7. On August 20, 2025, the Debtors each filed a voluntary petition for relief under chapter 11 of the Bankruptcy Code. The Chapter 11 Cases are jointly administered for procedural purposes only pursuant to Rule 1015(b) of the Bankruptcy Rules and Rule 1015-1 of the Bankruptcy Local Rules. The factual background regarding the Debtors, including their business, their capital structure, and the events leading to the commencement of the Chapter 11 Cases is set forth in the *Declaration of Chad J. Shandler in Support of Chapter 11 Petitions and First-Day Relief* [Docket No. 14].

8. On December 15, 2025, the Court entered an order [Docket No. 1055] which, among other things, confirmed the Plan. The Effective Date occurred on December 29, 2025.

### **CLAIMS RECONCILIATION PROCESS**

9. On August 21, 2025, the Court entered the *Order Establishing (A) Bar Dates and Related Procedures for Filing Proofs of Claim; (B) Approving the Form and Manner of Notice*

*Thereof; and (C) Granting Related Relief* [Docket No. 66] (the “**Bar Date Order**”) setting, among other things, October 1, 2025 as the deadline for non-governmental creditors and interest holders to file claims in the Chapter 11 Cases (the “**Claims Bar Date**”).

10. The Bar Date Order establishes certain requirements that a filed claim must satisfy to be considered valid. A filed claim must, among other things, “set forth with specificity the legal and factual basis for the alleged claim,” and “include supporting documentation or an explanation as to why such documentation is not available.” Bar Date Order, ¶ 7. If such filed claims are not properly submitted prior to the Claims Bar Date, the Bar Date Order provides that the relevant claimant will not “share in the Debtors’ estates,” and the filed claim not be a valid claim against the Reorganized Debtors. *Id.* at ¶ 5.

11. On August 23, 2025, the Reorganized Debtors’ claims and noticing agent, Kurtzman Carson Consultants, LLC d/b/a Verita Global (the “**Claims and Noticing Agent**”), mailed notice of the Bar Dates (the “**Bar Date Notice**”) to potential claimants in accordance with the procedures set forth in the Bar Date Order. *See Affidavit of Service* [Docket No. 98]. Also, as certified at Docket No. 142, in accordance with the Bar Date Order, the Reorganized Debtors published the Bar Date Notice in *The New York Times* on August 26, 2025.

12. The Reorganized Debtors also listed numerous claims in their Schedules<sup>3</sup> (such claims, along with the claims asserted in each proof of claim filed in the Chapter 11 Cases, the “**Claims**”), some of which have been satisfied under the authority granted to the Reorganized Debtors pursuant to certain “first day” orders and other orders entered in these Chapter 11 Cases. A database of all Claims is being maintained by the Reorganized Debtors’ Claims and Noticing

---

<sup>3</sup> On September 7, 2025, the Reorganized Debtors filed their respective schedules of assets and liabilities (the “Schedules”) and statements of financial affairs [Docket Nos. 177–322], pursuant to Bankruptcy Rule 1007.

Agent (the “**Claims Register**”).<sup>4</sup> The Plan establishes the date that is ninety (90) days after the Effective Date as the “Claims Objection Deadline.”<sup>5</sup>

### **THE DISPUTED CLAIMS**

13. On October 1, 2025, the Claimant filed Claim No. 1678 against ModivCare Inc., asserting an unsecured claim in the amount of \$7,500,000.00. Claim No. 1678 asserts priority claim amounts of \$17,150.00 under 11 U.S.C. § 507(a)(4) and \$200,000.00 under 11 U.S.C. § 507(a)(5). A copy of Claim No. 1678 is attached hereto as **Exhibit B**.

14. Claim No. 1678 states that the basis of the claim is “personal injury in employment claim.” The sole document attached to Claim No. 1678 is a document purporting to be a letter addressed to the Claimant from an employee at the Denver Field Office of the Equal Employment Opportunity Commission (the “**Letter**”). The Letter does not identify the basis of an allowable claim against the Reorganized Debtors.

15. Also on October 1, 2025, the Claimant filed Claim No. 1679 against ModivCare Inc., asserting an unsecured claim in the amount of \$7,500,000.00. A copy of Claim No. 1679 is attached hereto as **Exhibit C**.

16. Claim No. 1679 also states that it is based on “personal injury.” No documentation is attached to Claim No. 1679. Claim No. 1679 does not assert any entitlement to priority status under the Bankruptcy Code.

17. On November 6, 2025, the Debtors filed the *Debtors’ Omnibus Objection to Certain Proofs of Claim* (the “**Omnibus Objection**”) [Docket No. 670]. Through the Omnibus

---

<sup>4</sup> Under section 1111(a) of the Bankruptcy Code, scheduled claims are treated as proofs of claim. *See* 11 U.S.C. § 1111(a) (“A proof of claim . . . is deemed filed under section 501 of this title for any claim . . . that appears in the schedules . . . except a claim . . . that is scheduled as disputed, contingent, or unliquidated.”).

<sup>5</sup> The Plan reserves the Reorganized Debtors rights to file motions in the Chapter 11 Cases to seek extensions of the Claims Objection Deadline.

Objection, the Debtors objected to the Disputed Claims, amongst other claims, on the grounds that the Disputed Claims are wholly unsupported by any documentation or evidence.

18. On December 2, 2025, the Claimant filed the *Reply to Debtors' Objection to Claim Nos. 1678 and 1679* (the "**Reply**") [Docket No. 884]. On January 5, 2026, the Claimant filed the *Notice of Clarification Regarding Reply to Omnibus Objection and Secured Claim Treatment of Claim Nos. 1678 and 1679* (the "**Clarification**", and together with the Reply, the "**Response**") [Docket No. 1155].

19. On January 13, 2026, the Reorganized Debtors filed the *Certificate of Counsel Regarding Debtors' Omnibus Objection to Certain Proofs of Claim* [Docket No. 1168]. In light of the Response, the Reorganized Debtors removed the Disputed Claims from the schedule of claims related to the Omnibus Objection. The Reorganized Debtors expressly reserved all rights to further contest the Disputed Claims.

20. On January 29, 2026, the Claimant filed the *Motion to Compel Debtors to Prosecute or Resolve Claim Objection* (the "**Motion to Compel**") [Docket No. 1209].

21. The Reorganized Debtors file this Objection to disallow the Disputed Claims and to resolve the Motion to Compel.

### **BASIS FOR RELIEF**

22. Section 502 of the Bankruptcy Code provides, in pertinent part, that: "[a] claim or interest, proof of which is filed under section 501 of [the Bankruptcy Code], is deemed allowed, unless a party in interest . . . objects." 11 U.S.C. § 502. Moreover, section 502(b)(1) of the Bankruptcy Code provides, in relevant part, that a claim may not be allowed if "such claim is unenforceable against the debtor and property of the debtor, under any agreement or applicable law . . . ." 11 U.S.C. § 502(b)(1). Bankruptcy Rule 3007 provides certain grounds upon which

“objections to more than one claim may be joined in a single objection.” FED. R. BANKR. P. 3007(d). This includes objections on the grounds that claims should be disallowed because they “duplicate other claims.” FED. R. BANKR. P. 3007(d)(1).

23. As set forth in Bankruptcy Rule 3001(f), a properly executed and filed proof of claim constitutes *prima facie* evidence of the validity and the amount of the claim under section 502(a) of the Bankruptcy Code. *See, e.g., In re Jack Kline Co., Inc.*, 440 B.R. 712, 742 (Bankr. S.D. Tex. 2010). A proof of claim loses the presumption of *prima facie* validity under Bankruptcy Rule 3001(f) if an objecting party refutes at least one of the allegations that are essential to the claim’s legal sufficiency. *See In re Fidelity Holding Co., Ltd.*, 837 F.2d 696, 698 (5th Cir. 1988). Once such an allegation is refuted, the burden reverts to the claimant to prove the validity of its claim by a preponderance of the evidence. *Id.* Despite this shifting burden during the claim objection process, “the ultimate burden of proof always lies with the claimant.” *In re Armstrong*, 347 B.R. 581, 583 (Bankr. N.D. Tex. 2006) (citing *Raleigh v. Ill. Dep’t of Revenue*, 530 U.S. 15 (2000)). Moreover, “[i]f ... an unsecured creditor files a proof of claim that fails to comply with Bankruptcy Rule 3001, the Debtor has no evidentiary burden to overcome when lodging a claim objection pursuant to § 502(b), at which point the burden shifts back to the claimant to prove the underlying validity of its claim by a preponderance of the evidence.” *In re DePugh*, 409 B.R. 84, 97-98 (Bankr. S.D. Tex. 2009) (internal citations omitted).

A. The Disputed Claims Should Be Disallowed for Failure to Include or Attach Supporting Documentation or Otherwise Substantiate Their Contents.

24. The Disputed Claims should be disallowed in their entirety because they fail to satisfy the fundamental documentation and specificity requirements imposed by the Bar Date Order, the Proof of Claim Form (as defined by the Bar Date Order), and Bankruptcy Rule 3001.

25. The Bar Date Order sets forth various requirements that a filed proof of claim must satisfy to be considered properly and timely filed. The Bar Date Order states in relevant part that a proof of claim must:

- g. set forth with specificity the legal and factual basis for the alleged claim; and
- h. include supporting documentation or an explanation as to why such documentation is not available.

26. Furthermore, the Proof of Claim Form instructs filers to “***attach*** redacted copies of ***any documents that support the claim***, such as promissory notes, purchase orders, invoices, itemized statements of running accounts, contracts, judgments, mortgages, and security agreements.” Proof of Claim Form (emphases added).

27. These requirements mirror the obligations imposed by Bankruptcy Rule 3001, which conditions a claim’s prima facie validity on a claimant’s provision of sufficient information and documentation to substantiate a claim. Claims filed without the requisite factual detail and documentary support fail to comply with the Bar Date Order and do not attain prima facie evidentiary status under the Bankruptcy Rules. Furthermore, the Bar Date Order provides that claims not properly filed in accordance with its terms will not constitute valid claims against the Debtors.

28. Despite assertions to the contrary in the Response, the Disputed Claims do not attach or include any supporting documentation that articulate any specific legal and factual bases for the asserted indebtedness or claims.

29. Claim No. 1678 does not include any attachment that supports, explains, or otherwise identifies a valid basis for the asserted \$7,500,000.00 claim nor the \$217,150.00 priority amount.

30. Claim No. 1679 is similarly deficient. It states “Personal Injury” as the sole basis for the \$7,500,000.00 claim, but includes no attachments, no factual allegations, and no documentary support.

31. As this Court has recognized when analyzing substantially identical language, “[i]t is difficult to understand how a creditor could substantially comply with this instruction by filing a proof of claim without documentation or any explanation.” *In re Gilbreath*, 395 B.R. 356, 362 (Bankr. S.D. Tex. 2008), as amended (Nov. 19, 2008) (noting that language requiring documentation “could not be more clear—creditors *must attach documents* (or copies thereof) to their proof of claim or explain why they have not.”) (emphasis added).

32. Similarly, although the Reply filed by the Claimant contains an extensive number of attachments, upon the Reorganized Debtors’ review of these materials, none of the attachments set forth a valid legal or factual basis for the allowance of the Disputed Claims. The attachments consist primarily of general correspondence and extraneous documents, but fail to articulate any valid theory of liability against the Reorganized Debtors or to provide substantiating documentation demonstrating entitlement to the amounts asserted.

33. Additionally, the only attachment included with the Clarification is a barely legible spreadsheet that appears to be an outdated version of the Claims Register. This attachment also fails to articulate any valid basis of liability against the Reorganized Debtors or to provide any substantiating documentation.

34. As a result, neither the Reply nor the Clarification cure the deficiencies of the Disputed Claims or satisfy the requirements set forth in the Bar Date Order and Bankruptcy Rule 3001.

35. Further, claimants must provide some basis or documentation to “substantiate the amount of the debt claimed.” *PHH Mortg. Corp. v. Johnson*, 563 F. Supp. 3d 627, 631 (S.D. Tex. 2021). In this case, there are no documents or other explanations provided for the amounts claimed—specifically, a total of \$7,500,000.00 in Claim No. 1678, and \$7,500,000.00 in Claim No. 1679. Similarly, there is no support or explanation for the \$217,150.00 priority amount asserted in Claim No. 1678. While the Reply suggests the existence of a letter “stating that the agency expect[s] Claimant’s recovery,” the Reorganized Debtors have not received any such documentation, nor any document that sets forth a valid factual or legal basis for the amounts identified in the Disputed Claims.

36. In sum, the Disputed Claims fall far short of the requirements set forth by the Bar Date Order, the Proof of Claim Form, and Bankruptcy Rule 3001. The Disputed Claims lack both the specificity and the documentary support necessary to establish an allowable claim against the estate. The Claimant has failed to provide a valid factual or legal basis for the amounts asserted, and has failed to attach documentation substantiating the Disputed Claims. For these reasons, the Reorganized Debtors respectfully request that the Court disallow and expunge the Disputed Claims in their entirety.

B. Claim No. 1678 is Duplicative and Therefore Should Be Disallowed.

37. In addition to the deficiencies outlined above, Claim No. 1678 should be disallowed in its entirety because it is duplicative of Claim No. 1679. Both claims assert the same basis—“Personal Injury”—and seek identical amounts of \$7,500,000.00, with no supporting documentation or explanation to distinguish separate liabilities.

38. The Reply attaches what appears to be a copy of Claim No. 1679 (Reply at 17). Accordingly, if Claim No. 1679 is the Disputed Claim that the Claimant wishes to pursue, Claim No. 1678 should be disallowed in its entirety as duplicative.

C. The Reorganized Debtors Do Not Owe Any Amounts on Account of the Disputed Claims.

39. Based on the Reorganized Debtors' review of their books and records and the Disputed Claims, the Reorganized Debtors also object to the Disputed Claims because the Reorganized Debtors have determined, based on a thorough review of their books and records, that the Reorganized Debtors do not owe any amounts to the Claimant on account of the Disputed Claims. Specifically, the Disputed Claims assert personal injury claims. The Reorganized Debtors are not aware of any such claims that would trigger any obligations owed to the Claimant, and the Claimant has not identified any such claims. Accordingly, the Reorganized Debtors request that the Court disallow the Disputed Claims in their entirety.

D. The Motion to Compel Should be Denied as Moot.

40. The Reorganized Debtors submit that the Motion to Compel should be denied as moot based on the filing of this Objection.

**CONCLUSION**

41. For the reasons set forth above, as supported by the Sheppard Declaration, the Reorganized Debtors respectfully request that the Court enter an Order sustaining this Objection and disallowing the Disputed Claims in their entirety.

**RESERVATION OF RIGHTS**

42. The Reorganized Debtors reserve the right to amend, modify, or supplement this Objection, and to file additional objections to any other Claims (filed or not) that may be asserted against the Reorganized Debtors and their estates. Should one or more of the grounds of objection stated in the Objection be dismissed or overruled, the Reorganized Debtors reserve the right to object to each of the Disputed Claims or any other Claims on any other grounds that the Reorganized Debtors discover or elect to pursue.

43. Nothing contained herein shall be deemed: (a) an admission as to the amount of, basis for, or validity of any Claim against the Reorganized Debtors under the Bankruptcy Code or other applicable non-bankruptcy law; (b) an impairment or waiver of the Reorganized Debtors' or any other party in interest's right to dispute any Claim against, or interest in, the Reorganized Debtors, or their property or estates; (c) a promise or requirement to pay any prepetition Claim; (d) an implication or admission that any particular Claim is of a type specified or defined in this Objection, or any order granting the relief requested by this Objection; (e) an implication, admission, or finding as to (i) the validity, enforceability, or perfection of any interest or encumbrance on the property of the Reorganized Debtors or their estates or (ii) the applicability of any exception or exclusion from property of the estate under section 541 of the Bankruptcy Code or other applicable law; (f) an impairment or waiver of any claims or causes of action which may exist against any entity; or (g) a waiver of the Reorganized Debtors' or any other party in interest's rights under the Bankruptcy Code or any other applicable law.

**NOTICE**

44. Notice of this Objection will be given to the Claimant, the parties on the Reorganized Debtors' Master Service List, and all parties that have requested or that are required to receive notice pursuant to Bankruptcy Rule 2002. The Reorganized Debtors submit that, under the circumstances, no other or further notice is required.

45. A copy of this Objection is available on (a) the Court's website, at [www.txs.uscourts.gov](http://www.txs.uscourts.gov) and (b) the website maintained by the Claims and Noticing Agent at <https://www.veritaglobal.net/ModivCare>.

**WHEREFORE**, the Reorganized Debtors respectfully request that the Court enter the Proposed Order sustaining the Objection and granting such other and further relief as may be just and proper.

Dated: February 6, 2026

Respectfully submitted,

*/s/ Timothy A. ("Tad") Davidson II*

---

**HUNTON ANDREWS KURTH LLP**

Timothy A. ("Tad") Davidson II (Texas Bar No. 24012503)

Catherine A. Rankin (Texas Bar No. 24109810)

Brandon Bell (Texas Bar No. 24127019)

600 Travis Street, Suite 4200

Houston, TX 77002

Telephone: (713) 220-4200

Email: [taddavidson@hunton.com](mailto:taddavidson@hunton.com)

[catherinerankin@hunton.com](mailto:catherinerankin@hunton.com)

[bbell@hunton.com](mailto:bbell@hunton.com)

-and-

**LATHAM & WATKINS LLP**

Ray C. Schrock (NY Bar No. 4860631)

Keith A. Simon (NY Bar No. 4636007)

George Klidonas (NY Bar No. 4549432)

Jonathan J. Weichselbaum (NY Bar No. 5676143)

1271 Avenue of the Americas

New York, NY 10020

Telephone: (212) 906-1200

Email: [ray.schrock@lw.com](mailto:ray.schrock@lw.com)

[keith.simon@lw.com](mailto:keith.simon@lw.com)

[george.klidonas@lw.com](mailto:george.klidonas@lw.com)

[jon.weichselbaum@lw.com](mailto:jon.weichselbaum@lw.com)

*Co-Counsel for the Reorganized Debtors*

**CERTIFICATE OF SERVICE**

I certify that on February 6, 2026, a true and correct copy of the foregoing document was served by the Electronic Case Filing System for the United States Bankruptcy Court for the Southern District of Texas on those parties registered to receive electronic notices.

/s/ Timothy A. ("Tad") Davidson II  
Timothy A. ("Tad") Davidson II

**Exhibit A**

**Sheppard Declaration**

**IN THE UNITED STATES BANKRUPTCY COURT  
FOR THE SOUTHERN DISTRICT OF TEXAS  
HOUSTON DIVISION**

	x	
	:	
In re:	:	Chapter 11
	:	
MODIVCARE INC., <i>et al.</i> ,	:	Case No. 25-90309 (ARP)
	:	
Reorganized Debtors. <sup>1</sup>	:	(Jointly Administered)
	:	
	x	

**AFFIDAVIT OF KENNETH SHEPPARD  
IN SUPPORT OF REORGANIZED DEBTORS’ OBJECTION  
TO PROOFS OF CLAIM NOS. 1678 AND 1679 (ALEA KENNEDY)**

I, Kenneth Sheppard, hereby declare as follows:

1. I submit this affidavit (this “*Affidavit*”) in support of the *Reorganized Debtors’ Objection to Proofs of Claim Nos. 1678 and 1679 (Alea Kennedy)* (the “*Objection*”)² pursuant to Rule 3007-1 of the Local Bankruptcy Rules for the Southern District of Texas.

2. I am a senior vice president of finance for the Reorganized Debtors a role that I have served in for approximately two years. I have worked for the Reorganized Debtors for over ten years and in finance for approximately 20 years.

3. I am knowledgeable about, and familiar with, the Reorganized Debtors’ day-to-day operations, business and financial affairs, books and records, and the circumstances that led to the commencement of the Chapter 11 Cases. The facts set forth in this Declaration are based upon

---

<sup>1</sup> A complete list of each of the Reorganized Debtors in these chapter 11 cases (the “*Chapter 11 Cases*”) and the last four digits of each Debtor’s taxpayer identification number (if applicable) may be obtained on the website of the Reorganized Debtors’ claims and noticing agent at <https://www.veritaglobal.net/ModivCare>. Debtor ModivCare Inc.’s principal place of business and the Reorganized Debtors’ service address in these Chapter 11 Cases is 6900 E. Layton Avenue, Suite 1200, Denver, Colorado 80237.

<sup>2</sup> Capitalized terms used but not otherwise defined herein have the meanings ascribed to them in the Objection.

my personal knowledge, my review of relevant documents, information provided to me by employees working under my supervision, my own reasonable inquiry, and/or my discussions with the Reorganized Debtors' other officers, directors, and restructuring advisors, including professionals at Latham & Watkins LLP, Hunton Andrews Kurth LLP, Moelis & Company, FTI Consulting, Inc., and Kurtzman Carson Consultants, LLC d/b/a Verita Global. If called upon to testify, I would testify to the facts set forth in this Affidavit. I am authorized to submit this Affidavit.

**OBJECTION TO DISPUTED CLAIMS**

4. In evaluating the Disputed Claims, the Reorganized Debtors and their advisors thoroughly reviewed the Reorganized Debtors' books and records and the Disputed Claims (as well as any supporting documentation) and have determined that the Disputed Claims should be disallowed in their entirety for the reasons set forth in the Objection.

5. Failure to do so could result in the claimant receiving an unwarranted recovery—to the detriment of similarly situated creditors with legitimate claims. Thus, I believe that disallowance of the Disputed Claims in their entirety is appropriate.

Pursuant to 28 U.S.C. § 1746, I declare under penalty of perjury that the foregoing is true and correct to the best of my knowledge and belief.

Dated: February 6, 2026

/s/ Kenneth Sheppard

Name: Kenneth Sheppard

Title: Senior Vice President – Finance  
ModivCare Solutions, LLC and its  
Reorganized Debtor Affiliates

**Exhibit B**

**Claim No. 1678**

**Fill in this information to identify the case:**

Debtor ModivCare Inc.

United States Bankruptcy Court for the: Southern District of Texas  
(State)

Case number 25-90309

Modified Official Form 410  
**Proof of Claim**

04/25

Read the instructions before filling out this form. This form is for making a claim for payment in a bankruptcy case. Do not use this form to make a request for payment of an administrative expense. Make such a request according to 11 U.S.C. § 503.

Filers must leave out or redact information that is entitled to privacy on this form or on any attached documents. Attach redacted copies or any documents that support the claim, such as promissory notes, purchase orders, invoices, itemized statements of running accounts, contracts, judgments, mortgages, and security agreements. Do not send original documents; they may be destroyed after scanning. If the documents are not available, explain in an attachment.

A person who files a fraudulent claim could be fined up to \$500,000, imprisoned for up to 5 years, or both. 18 U.S.C. §§ 152, 157, and 3571.

Fill in all the information about the claim as of the date the case was filed. That date is on the notice of bankruptcy (Form 309) that you received.

**Part 1: Identify the Claim**

1. **Who is the current creditor?** Alea Kennedy  
Name of the current creditor (the person or entity to be paid for this claim)  
Other names the creditor used with the debtor \_\_\_\_\_

2. **Has this claim been acquired from someone else?**  No  
 Yes. From whom? \_\_\_\_\_

3. **Where should notices and payments to the creditor be sent?**  
Federal Rule of Bankruptcy Procedure (FRBP) 2002(g)

Where should notices to the creditor be sent?	Where should payments to the creditor be sent? (if different)
<u>Alea Kennedy</u> <u>c/o Susie Plumaj, EEOC</u> <u>1101 Tropicana Ave</u> <u>#2121</u> <u>Las Vegas, NV 89119, USA</u>	
Contact phone <u>2346501977</u>	Contact phone _____
Contact email <u>aleamoore@gmail.com</u>	Contact email _____

(see summary page for notice party information)  
Uniform claim identifier (if you use one):  
\_\_\_\_\_

4. **Does this claim amend one already filed?**  No  
 Yes. Claim number on court claims registry (if known) \_\_\_\_\_ Filed on \_\_\_\_\_  
MM / DD / YYYY

5. **Do you know if anyone else has filed a proof of claim for this claim?**  No  
 Yes. Who made the earlier filing? \_\_\_\_\_



**Part 2: Give Information About the Claim as of the Date the Case Was Filed**

6. Do you have any number you use to identify the debtor?  No  
 Yes. Last 4 digits of the debtor's account or any number you use to identify the debtor: \_\_\_\_\_

---

7. How much is the claim? \$ 7,500,000. Does this amount include interest or other charges?  
 No  
 Yes. Attach statement itemizing interest, fees, expenses, or other charges required by Bankruptcy Rule 3001(c)(2)(A).

---

8. What is the basis of the claim? Examples: Goods sold, money loaned, lease, services performed, personal injury or wrongful death, or credit card.  
 Attach redacted copies of any documents supporting the claim required by Bankruptcy Rule 3001(c).  
 Limit disclosing information that is entitled to privacy, such as health care information.  
  
See summary page

---

9. Is all or part of the claim secured?  No  
 Yes. The claim is secured by a lien on property.  
**Nature or property:**  
 Real estate: If the claim is secured by the debtor's principle residence, file a *Mortgage Proof of Claim Attachment* (Official Form 410-A) with this *Proof of Claim*.  
 Motor vehicle  
 Other. Describe: \_\_\_\_\_  
  
**Basis for perfection:** \_\_\_\_\_  
 Attach redacted copies of documents, if any, that show evidence of perfection of a security interest (for example, a mortgage, lien, certificate of title, financing statement, or other document that shows the lien has been filed or recorded.)  
  
**Value of property:** \$ \_\_\_\_\_  
**Amount of the claim that is secured:** \$ \_\_\_\_\_  
**Amount of the claim that is unsecured:** \$ \_\_\_\_\_ (The sum of the secured and unsecured amount should match the amount in line 7.)  
  
**Amount necessary to cure any default as of the date of the petition:** \$ \_\_\_\_\_  
  
**Annual Interest Rate** (when case was filed) \_\_\_\_\_%  
 Fixed  
 Variable

---

10. Is this claim based on a lease?  No  
 Yes. **Amount necessary to cure any default as of the date of the petition.** \$ \_\_\_\_\_

---

11. Is this claim subject to a right of setoff?  No  
 Yes. Identify the property: \_\_\_\_\_



12. Is all or part of the claim entitled to priority under 11 U.S.C. § 507(a)?

No

Yes. Check all that apply:

	Amount entitled to priority
<input type="checkbox"/> Domestic support obligations (including alimony and child support) under 11 U.S.C. § 507(a)(1)(A) or (a)(1)(B).	\$ _____
<input type="checkbox"/> Up to \$3,800* of deposits toward purchase, lease, or rental of property or services for personal, family, or household use. 11 U.S.C. § 507(a)(7).	\$ _____
<input checked="" type="checkbox"/> Wages, salaries, or commissions (up to \$17,150* earned within 180 days before the bankruptcy petition is filed or the debtor's business ends, whichever is earlier. 11 U.S.C. § 507(a)(4).	\$ <u>17150</u>
<input type="checkbox"/> Taxes or penalties owed to governmental units. 11 U.S.C. § 507(a)(8).	\$ _____
<input checked="" type="checkbox"/> Contributions to an employee benefit plan. 11 U.S.C. § 507(a)(5).	\$ <u>200000</u>
<input type="checkbox"/> Other. Specify subsection of 11 U.S.C. § 507(a)( ) that applies.	\$ _____

\* Amounts are subject to adjustment on 4/01/28 and every 3 years after that for cases begun on or after the date of adjustment.

13. Is all or part of the claim entitled to administrative priority pursuant to 11 U.S.C. § 503(b)(9)?

No

Yes. Indicate the amount of your claim arising from the value of any goods received by the debtor within 20 days before the date of commencement of the above case, in which the goods have been sold to the Debtor in the ordinary course of such Debtor's business. Attach documentation supporting such claim.

\$ \_\_\_\_\_

**Part 3: Sign Below**

The person completing this proof of claim must sign and date it. FRBP 9011(b).

If you file this claim electronically, FRBP 5005(a)(3) authorizes courts to establish local rules specifying what a signature is.

A person who files a fraudulent claim could be fined up to \$500,000, imprisoned for up to 5 years, or both. 18 U.S.C. §§ 152, 157, and 3571.

Check the appropriate box:

- I am the creditor.
- I am the creditor's attorney or authorized agent.
- I am the trustee, or the debtor, or their authorized agent. Bankruptcy Rule 3004.
- I am a guarantor, surety, endorser, or other codebtor. Bankruptcy Rule 3005.

I understand that an authorized signature on this *Proof of Claim* serves as an acknowledgement that when calculating the amount of the claim, the creditor gave the debtor credit for any payments received toward the debt.

I have examined the information in this *Proof of Claim* and have reasonable belief that the information is true and correct.

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

Executed on date 10/01/2025  
MM / DD / YYYY

/s/Alea Rachel Kennedy  
Signature

Print the name of the person who is completing and signing this claim:

Name Alea Rachel Kennedy  
First name Middle name Last name

Title \_\_\_\_\_

Company \_\_\_\_\_  
Identify the corporate servicer as the company if the authorized agent is a servicer.

Address \_\_\_\_\_

Contact phone \_\_\_\_\_ Email \_\_\_\_\_



For phone assistance: Domestic (888) 733-1521 | International (310) 751-2636

<b>Debtor:</b> 25-90309 - ModivCare Inc. <b>District:</b> Southern District of Texas, Houston Division	
<b>Creditor:</b> Alea Kennedy c/o Susie Plumaj, EEOC 1101 Tropicana Ave #2121 Las Vegas , NV, 89119 USA <b>Phone:</b> 2346501977 <b>Phone 2:</b>  <b>Fax:</b>  <b>Email:</b> aleamoore@gmail.com	<b>Has Supporting Documentation:</b> Yes, supporting documentation successfully uploaded <b>Related Document Statement:</b>
	<b>Has Related Claim:</b> No <b>Related Claim Filed By:</b>
	<b>Filing Party:</b> Guarantor, surety, indorser, or other codebtor
<b>Disbursement/Notice Parties:</b> Susie Plumaj EEOC 3300 North Central Avenue, Suite 690  Phoenix, AZ, 85012 USA <b>Phone:</b>  <b>Phone 2:</b>  <b>Fax:</b>  <b>E-mail:</b> SHERRIE.HAYASHI@eeoc.gov	
<b>Other Names Used with Debtor:</b>	<b>Amends Claim:</b> No <b>Acquired Claim:</b> No
<b>Basis of Claim:</b> Personal Injury in Employment Claim, see <a href="https://tinyurl.com/ModivcareRedux">https://tinyurl.com/ModivcareRedux</a> EEOC case#541-2025-04554	<b>Last 4 Digits:</b> No <b>Uniform Claim Identifier:</b>
<b>Total Amount of Claim:</b> 7,500,000	<b>Includes Interest or Charges:</b> No
<b>Has Priority Claim:</b> Yes	<b>Priority Under:</b> 11 U.S.C. §507(a)(4): 17150 11 U.S.C. §507(a)(5): 200000
<b>Has Secured Claim:</b> No <b>Amount of 503(b)(9):</b> No <b>Based on Lease:</b> No <b>Subject to Right of Setoff:</b> No	<b>Nature of Secured Amount:</b> <b>Value of Property:</b> <b>Annual Interest Rate:</b> <b>Arrearage Amount:</b> <b>Basis for Perfection:</b> <b>Amount Unsecured:</b>
<b>Submitted By:</b> Alea Rachel Kennedy on 01-Oct-2025 10:47:51 a.m. Pacific Time <b>Title:</b> <b>Company:</b>	



**U.S. EQUAL EMPLOYMENT OPPORTUNITY COMMISSION**  
**Denver Field Office**

950 17<sup>th</sup> Street, Suite 300  
Denver, CO 80202  
Intake Information Group: (800) 669-4000  
Intake Information Group TTY: (800) 669-6820  
Denver Direct Dial: (720) 779-3610  
FAX (303) 866-1085  
Website: [www.eeoc.gov](http://www.eeoc.gov)

October 1, 2025

Alea Kennedy  
4550 E Cherry Creek S Dr #407  
Glendale, CO 80246

**Delivered via email**

Dear Ms. Kennedy,

My name is Sherrie Hayashi with the Denver Office Equal Opportunity Commission (EEOC).

On August 8, 2025, you submitted an inquiry through the EEOC's online portal against Modivare. Modivare recently filed for Chapter 11 Bankruptcy in the United States Bankruptcy Court for the Southern District of Texas, Houston Division, *In re: Modivare Inc. et al.*, Case No. 25-90309 (ARP). When a company files for bankruptcy, anyone who may be owed money by that company needs to let the bankruptcy court know that the company owes a debt. The people or entities who are owed money by the company are called creditors in the bankruptcy proceeding. To inform the court that a debt is owed, creditors must file a proof of claim. As someone who may have experienced discrimination while employed by Modivare, you could be considered a creditor in the bankruptcy proceeding. To preserve your claim, it is necessary to file a proof of claim in the above-referenced bankruptcy action. The deadline to file such a claim is October 1, 2025.

I am attaching a copy of the order outlining the deadline to file proof of claims. The order also includes information on how to submit your proof of claim and a copy of the form you need to submit to preserve your claim. Because I am not a bankruptcy attorney, I cannot advise you on your claim nor can I confirm whether you are in fact entitled to monetary damages from Modivare. This notice is a courtesy letting you know of this bankruptcy filing.

Sincerely,

A handwritten signature in black ink, appearing to read "Sherrie Hayashi".

Sherrie Hayashi, Director  
Denver Field Office

**Exhibit C**

**Claim No. 1679**

United States Bankruptcy Court for the Southern District of Texas

Indicate Debtor against which you assert a claim by checking the appropriate box below. **(Check only one Debtor per claim form.)**

- |   |   |   |
|---|---|---|
| <input type="checkbox"/> A & B Homecare Solutions, L.L.C. (Case No. 25-90310)                             | <input type="checkbox"/> Auditory Response Systems, Inc. (Case No. 25-90329)              | <input type="checkbox"/> Higi SH LLC (Case No. 25-90355)                                  |
| <input type="checkbox"/> A.E. Medical Alert, Inc. (Case No. 25-90308)                                     | <input type="checkbox"/> Barney's Medical Alert-ERS, Inc. (Case No. 25-90330)             | <input type="checkbox"/> Independence Healthcare Corporation (Case No. 25-90356)          |
| <input type="checkbox"/> ABC Homecare LLC (Case No. 25-90311)   | <input type="checkbox"/> California MedTrans Network IPA LLC (Case No. 25-90331)          | <input type="checkbox"/> Metropolitan Medical Transportation IPA, LLC (Case No. 25-90357) |
| <input type="checkbox"/> All Metro Aids Inc. (Case No. 25-90312)  | <input type="checkbox"/> California MedTrans Network MSO LLC (Case No. 25-90332)          | <input type="checkbox"/> MLA Sales, LLC (Case No. 25-90358)                               |
| <input type="checkbox"/> All Metro Associate Payroll Services Corporation (Case No. 25-90313)             | <input type="checkbox"/> Care Finders Total Care LLC (Case No. 25-90333)                  | <input checked="" type="checkbox"/> MoDivCare Inc. (Case No. 25-90309)                    |
| <input type="checkbox"/> All Metro CGA Payroll Services Corporation (Case No. 25-90314)                   | <input type="checkbox"/> CareGivers Alliance, LLC (Case No. 25-90334)                     | <input type="checkbox"/> MoDivCare Solutions, LLC (Case No. 25-90359)                     |
| <input type="checkbox"/> All Metro Field Service Workers Payroll Services Corporation (Case No. 25-90315) | <input type="checkbox"/> CareGivers America Home Health Services, LLC (Case No. 25-90335) | <input type="checkbox"/> Multicultural Home Care Inc. (Case No. 25-90360)                 |
| <input type="checkbox"/> All Metro Health Care Services, Inc. (Case No. 25-90316)                         | <input type="checkbox"/> CareGivers America Medical Staffing, LLC (Case No. 25-90336)     | <input type="checkbox"/> National MedTrans, LLC (Case No. 25-90361)                       |
| <input type="checkbox"/> All Metro Home Care Services of Florida, Inc. (Case No. 25-90317)                | <input type="checkbox"/> CareGivers America Medical Supply, LLC (Case No. 25-90337)       | <input type="checkbox"/> New England Emergency Response Systems, Inc. (Case No. 25-90363) |
| <input type="checkbox"/> All Metro Home Care Services of New Jersey, Inc. (Case No. 25-90318)             | <input type="checkbox"/> CareGivers America Registry, LLC (Case No. 25-90338)             | <input type="checkbox"/> OEP AM, Inc. (Case No. 25-90365)                                 |
| <input type="checkbox"/> All Metro Home Care Services of New York, Inc. (Case No. 25-90319)               | <input type="checkbox"/> Caregivers America, LLC. (Case No. 25-90339)                     | <input type="checkbox"/> Panhandle Support Services, Inc. (Case No. 25-90366)             |
| <input type="checkbox"/> All Metro Home Care Services, Inc. (Case No. 25-90320)                           | <input type="checkbox"/> Caregivers On Call, Inc. (Case No. 25-90340)                     | <input type="checkbox"/> Personal In-Home Services, inc. (Case No. 25-90368)              |
| <input type="checkbox"/> All Metro Management and Payroll Services Corporation (Case No. 25-90321)        | <input type="checkbox"/> CGA Holdco, Inc. (Case No. 25-90341)                             | <input type="checkbox"/> Philadelphia Home Care Agency, Inc. (Case No. 25-90371)          |
| <input type="checkbox"/> All Metro Payroll Services Corporation (Case No. 25-90322)                       | <input type="checkbox"/> CGA Staffing Services, LLC (Case No. 25-90342)                   | <input type="checkbox"/> Provado Technologies, LLC (Case No. 25-90362)                    |
| <input type="checkbox"/> AM Holdco, Inc. (Case No. 25-90323)  | <input type="checkbox"/> Circulation, Inc. (Case No. 25-90343)                            | <input type="checkbox"/> Red Top Transportation, Inc. (Case No. 25-90364)                 |
| <input type="checkbox"/> AM Intermediate Holdco, Inc. (Case No. 25-90324)                                 | <input type="checkbox"/> Florida MedTrans Network LLC (Case No. 25-90344)                 | <input type="checkbox"/> Ride Plus, LLC (Case No. 25-90367)                               |
| <input type="checkbox"/> Arsens Home Care, Inc. (Case No. 25-90325)                                       | <input type="checkbox"/> Florida MedTrans Network MSO LLC (Case No. 25-90345)             | <input type="checkbox"/> Safe Living Technologies, LLC (Case No. 25-90369)                |
| <input type="checkbox"/> ARU Hospice Inc. (Case No. 25-90326)   | <input type="checkbox"/> Guardian Medical Monitoring, LLC (Case No. 25-90346)             | <input type="checkbox"/> Secura Home Health Holdings, Inc. (Case No. 25-90370)            |
| <input type="checkbox"/> Associated Home Services, Inc. (Case No. 25-90327)                               | <input type="checkbox"/> Health Trans, Inc. (Case No. 25-90347)                           | <input type="checkbox"/> Secura Home Health, LLC (Case No. 25-90372)                      |
| <input type="checkbox"/> At-Home Quality Care, LLC (Case No. 25-90328)                                    | <input type="checkbox"/> Healthcom Holdings LLC (Case No. 25-90348)                       | <input type="checkbox"/> Socrates Health Holdings, LLC (Case No. 25-90373)                |
|   | <input type="checkbox"/> Healthcom, Inc. (Case No. 25-90349)                              | <input type="checkbox"/> TriMed, LLC (Case No. 25-90374)                                  |
|   | <input type="checkbox"/> Helping Hand Home Health Care Agency Inc (Case No. 25-90350)     | <input type="checkbox"/> Union Home Care LLC (Case No. 25-90375)                          |
|   | <input type="checkbox"/> Helping Hand Hospice, Inc. (Case No. 25-90351)                   | <input type="checkbox"/> Valued Relationships, Inc. (Case No. 25-90376)                   |
|   | <input type="checkbox"/> Higi Care Holdings, LLC (Case No. 25-90352)                      | <input type="checkbox"/> Victory Health Holdings, LLC (Case No. 25-90377)                 |
|   | <input type="checkbox"/> Higi Care, LLC (Case No. 25-90353)                               | <input type="checkbox"/> VRI Intermediate Holdings, LLC (Case No. 25-90378)               |
|   | <input type="checkbox"/> Higi SH Holdings Inc. (Case No. 25-90354)                        |   |

**Modified Official Form 410  
Proof of Claim**

04/25

Read the instructions before filling out this form. This form is for making a claim for payment in a bankruptcy case. Other than a claim under 11 U.S.C. § 503(b)(9), this form should not be used to make a claim for an administrative expense arising after the commencement of the case.

Filers must leave out or redact information that is entitled to privacy on this form or on any attached documents. Attach redacted copies or any documents that support the claim, such as promissory notes, purchase orders, invoices, itemized statements of running accounts, contracts, judgments, mortgages, and security agreements. Do not send original documents; they may be destroyed after scanning. If the documents are not available, explain in an attachment.

A person who files a fraudulent claim could be fined up to \$500,000, imprisoned for up to 5 years, or both. 18 U.S.C. §§ 152, 157, and 3571.

Fill in all the information about the claim as of the date the case was filed.

**RECEIVED**  
OCT 01 2025  
**VERITA GLOBAL**



**Part 1: Identify the Claim** NameID: 16239175

1. Who is the current creditor? Suzie Plumaj Alea Rachel Kennedy  
 Name of the current creditor (the person or entity to be paid for this claim)  
 Other names the creditor used with the debtor \_\_\_\_\_

2. Has this claim been acquired from someone else?  No  
 Yes. From whom? \_\_\_\_\_

3. Where should notices and payments to the creditor be sent?  
 Federal Rule of Bankruptcy Procedure (FRBP) 2002(g)

Where should notices to the creditor be sent? Suzie Plumaj EEOC 3300 North Central Avenue, Suite 690 Phoenix, AZ 85012  1101 Tropicana # 2121 Address <u>Las Vegas, NV 89119</u> Contact phone <u>234-650-1977</u> Contact email <u>alea.moore@gmail.com</u>  Uniform claim identifier (if you use one): _____	Where should payments to the creditor be sent? (if different) <u>Alea Kennedy</u> Name <u>1101 Tropicana # 2121</u> Number Street <u>Las Vegas NV 89119</u> City State ZIP Code <u>USA</u> Country Contact phone <u>234-650-1977</u> Contact email <u>alea.moore@gmail.com</u>
---	--

4. Does this claim amend one already filed?  No  
 Yes. Claim number on court claims registry (if known) \_\_\_\_\_ Filed on \_\_\_\_\_ MM / DD / YYYY

5. Do you know if anyone else has filed a proof of claim for this claim?  No  
 Yes. Who made the earlier filing? \_\_\_\_\_

**Part 2: Give Information About the Claim as of the Date the Case Was Filed**

6. Do you have any number you use to identify the debtor?  No  
 Yes. Last 4 digits of the debtor's account or any number you use to identify the debtor: \_\_\_\_\_

7. How much is the claim? RECEIVED  
OCT 01 2025  
VERITA GLOBAL  
 \$ 7,500,000 Does this amount include interest or other charges?  
 No  
 Yes. Attach statement itemizing interest, fees, expenses, or other charges required by Bankruptcy Rule 3001(c)(2)(A).

8. What is the basis of the claim?  
 Examples: Goods sold, money loaned, lease, services performed, personal injury or wrongful death, or credit card.  
 Attach redacted copies of any documents supporting the claim required by Bankruptcy Rule 3001(c).  
 Limit disclosing information that is entitled to privacy, such as health care information. Personal injury  
HTTP://Tinyurl.com/ModicareRedu  
EEOC case # 541-2025-04534

9. Is all or part of the claim secured?  No  
 Yes. The claim is secured by a lien on property.  
 Nature of property: \_\_\_\_\_

- Real estate: If the claim is secured by the debtor's principal residence, file a *Mortgage Proof of Claim Attachment* (Official Form 410-A) with this *Proof of Claim*.
- Motor vehicle
- Other. Describe: \_\_\_\_\_

**Basis for perfection:** \_\_\_\_\_

Attach redacted copies of documents, if any, that show evidence of perfection of a security interest (for example, a mortgage, lien, certificate of title, financing statement, or other document that shows the lien has been filed or recorded.)

Value of property: \$ \_\_\_\_\_

Amount of the claim that is secured: \$ \_\_\_\_\_

Amount of the claim that is unsecured: \$ \_\_\_\_\_ (The sum of the secured and unsecured amount should match the amount in line 7.)

Amount necessary to cure any default as of the date of the petition: \$ 2500,000

Annual Interest Rate (when case was filed) 1 %

- Fixed
- Variable

10. Is this claim based on a lease?  No  
 Yes. Amount necessary to cure any default as of the date of the petition. \$ \_\_\_\_\_

11. Is this claim subject to a right of setoff?  No  
 Yes. Identify the property: \_\_\_\_\_

12. Is all or part of the claim entitled to priority under 11 U.S.C. § 507(a)?  No

Yes. Check all that apply:

<input type="checkbox"/> Domestic support obligations (including alimony and child support) under 11 U.S.C. § 507(a)(1)(A) or (a)(1)(B).	Amount entitled to priority \$ _____
<input type="checkbox"/> Up to \$3,800* of deposits toward purchase, lease, or rental of property or services for personal, family, or household use. 11 U.S.C. § 507(a)(7).	\$ _____
<input type="checkbox"/> Wages, salaries, or commissions (up to \$17,150* earned within 180 days before the bankruptcy petition is filed or the debtor's business ends, whichever is earlier. 11 U.S.C. § 507(a)(4).	\$ _____
<input type="checkbox"/> Taxes or penalties owed to governmental units. 11 U.S.C. § 507(a)(8).	\$ _____
<input type="checkbox"/> Contributions to an employee benefit plan. 11 U.S.C. § 507(a)(5).	\$ _____
<input type="checkbox"/> Other. Specify subsection of 11 U.S.C. § 507(a)( ) that applies.	\$ _____

\* Amounts are subject to adjustment on 4/01/28 and every 3 years after that for cases begun on or after the date of adjustment.

**RECEIVED**  
 OCT 01 2025  
**VERITA GLOBAL**

13. Is all or part of the claim entitled to administrative priority pursuant to 11 U.S.C. § 503(b)(9)?  No  
 Yes. Indicate the amount of your claim arising from the value of any goods received by the debtor within 20 days before the date of commencement of the above case, in which the goods have been sold to the Debtor in the ordinary course of such Debtor's business. Attach documentation supporting such claim.  
 \$ \_\_\_\_\_

Part 3: Sign Below

The person completing this proof of claim must sign and date it. FRBP 9011(b).

If you file this claim electronically, FRBP 5005(a)(3) authorizes courts to establish local rules specifying what a signature is.

A person who files a fraudulent claim could be fined up to \$500,000, imprisoned for up to 5 years, or both. 18 U.S.C. §§ 152, 157, and 3571.

Check the appropriate box:

- I am the creditor.
- I am the creditor's attorney or authorized agent.
- I am the trustee, or the debtor, or their authorized agent. Bankruptcy Rule 3004.
- I am a guarantor, surety, endorser, or other codebtor. Bankruptcy Rule 3005.

I understand that an authorized signature on this Proof of Claim serves as an acknowledgement that when calculating the amount of the claim, the creditor gave the debtor credit for any payments received toward the debt.

I have examined the information in this Proof of Claim and have reasonable belief that the information is true and correct.

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

Executed on date 09 28 2025  
MM / DD / YYYY

Signature \_\_\_\_\_

Print the name of the person who is completing and signing this claim:

Name Alea Rachel Kennedy  
First name Middle name Last name

Title \_\_\_\_\_

Company \_\_\_\_\_  
Identify the corporate servicer as the company if the authorized agent is a servicer.

Address 1101 Trocena #2121  
Number Street

Las Vegas NV 89119  
City State ZIP Code Country

Contact phone 234-658-1977 Email alea.moore@gmail.com

RECEIVED  
OCT 01 2025  
VERITA GLOBAL



**IN THE UNITED STATES BANKRUPTCY COURT  
FOR THE SOUTHERN DISTRICT OF TEXAS  
HOUSTON DIVISION**

	x	
	:	
In re:	:	Chapter 11
	:	
MODIVCARE INC., <i>et al.</i> ,	:	Case No. 25-90309 (ARP)
	:	
Reorganized Debtors. <sup>1</sup>	:	(Jointly Administered)
	:	
	x	

**ORDER GRANTING REORGANIZED DEBTORS’ OBJECTION  
TO PROOFS OF CLAIM NOS. 1678 AND 1679 (ALEA KENNEDY)**  
**[Relates to Docket No. ]**

Upon the objection (the “*Objection*”)<sup>2</sup> of the Reorganized Debtors’ seeking entry of an order (this “*Order*”) disallowing and expunging the Disputed Claims, all as more fully set forth in the Objection; and the Court having reviewed the Objection; and the Court having jurisdiction to consider the Objection and the relief requested therein in accordance with 28 U.S.C. § 1334; and the Court having found that this is a core proceeding pursuant to 28 U.S.C. § 157(b)(2) and that the Court may enter a final order consistent with Article III of the United States Constitution; and the Court having found that venue of this proceeding and the Objection in this district is proper pursuant to 28 U.S.C. §§ 1408 and 1409; and it appearing that proper and adequate notice of the Objection and opportunity for a hearing on the Objection were appropriate under the circumstances and that no other or further notice is necessary, except as set forth in this Order; and all responses, if any, to the Objection having been withdrawn, resolved, or overruled; and upon the record herein; and upon the record herein; and after due deliberation thereon; and the Court having determined

---

<sup>1</sup> A complete list of each of the Reorganized Debtors in these chapter 11 cases (the “*Chapter 11 Cases*”) and the last four digits of each Debtor’s taxpayer identification number (if applicable) may be obtained on the website of the Reorganized Debtors’ claims and noticing agent at <https://www.veritaglobal.net/ModivCare>. Debtor ModivCare Inc.’s principal place of business and the Reorganized Debtors’ service address in these Chapter 11 Cases is 6900 E. Layton Avenue, Suite 1100, Denver, Colorado 80237.

<sup>2</sup> Capitalized terms used but not defined herein have the meanings ascribed to them in the Objection.

that the legal and factual bases set forth in the Objection establish just cause for the relief granted herein; and the Court having determined that the relief requested in the Objection is in the best interests of the Reorganized Debtors, their estates, their creditors, and other parties in interest, it is hereby

**ORDERED, ADJUDGED, AND DECREED THAT:**

1. The Objection is GRANTED, as set forth herein.
2. Each Disputed Claim (Claim Nos. 1678 and 1679) is disallowed and expunged in its entirety.
3. The Claims and Noticing Agent is authorized to update the claims register maintained in the Chapter 11 Cases to reflect the relief granted in this Order.
4. Notwithstanding the relief granted in this Order and any actions taken pursuant to such relief, nothing in the Objection or this Order shall be deemed a waiver of the rights of the Reorganized Debtors to object to any Claim, and shall not constitute an admission of liability by the Reorganized Debtors with respect to any Proof of Claim or application for administrative expenses.
5. Each Disputed Claim and the Reorganized Debtors' objections to each Disputed Claim constitute a separate contested matter as contemplated by Bankruptcy Rule 9014. This Order shall be deemed a separate order with respect to each Disputed Claim.
6. Nothing in the Objection or this Order shall be deemed or construed: (a) as an admission as to the validity of any Claim against the Reorganized Debtors; (b) as a waiver of the Reorganized Debtors' rights to dispute or otherwise object to any Claim on any grounds or basis; or (c) to waive or release any right, claim, defense, or counterclaim of the Reorganized Debtors,

or to estop the Reorganized Debtors from asserting any right, claim, defense, or counterclaim (including setoff).

7. Notice of the Objection as provided therein shall be deemed good and sufficient and the requirements of the Bankruptcy Local Rules are satisfied by such notice.

8. Notwithstanding any applicable Bankruptcy Rules to the contrary, the terms and conditions of this Order are immediately effective and enforceable upon its entry.

9. The Reorganized Debtors are authorized to take all actions necessary to effectuate the relief granted in this Order in accordance with the Objection.

10. The Motion to Compel is hereby denied as moot.

11. This Court retains exclusive jurisdiction with respect to all matters arising from or related to the implementation, interpretation, and enforcement of this Order.

Signed: \_\_\_\_\_, 2026

---

UNITED STATES BANKRUPTCY JUDGE