

So Ordered.

Docket #2914 Date Filed: 07/11/2023



**Whitman L. Holt**  
**Bankruptcy Judge**

Dated: July 11th, 2023

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**UNITED STATES BANKRUPTCY COURT  
EASTERN DISTRICT OF WASHINGTON**

IN RE:

ASTRIA HEALTH,

Remaining Debtor

Chapter 11

Case No. 19-01189-WLH11

**ORDER GRANTING THE GUC  
DISTRIBUTION TRUSTEE'S  
SEVENTH OMNIBUS CLAIMS  
OBJECTION (SUPERSEDED CLAIMS)**

This matter came before the court on *The GUC Distribution Trustee's Seventh Omnibus Claims Objection (Superseded Claims)* [Docket No. 2906] (the

**ORDER GRANTING THE GUC  
DISTRIBUTION TRUSTEE'S  
SEVENTH OMNIBUS CLAIMS  
OBJECTION**

SILLS CUMMIS & GROSS P.C.      POLSINELLI PC  
One Riverfront Plaza      1000 Second Ave  
Newark, NJ 07102      Suite 3500  
Phone: (973) 643-7000      Seattle, WA 98104



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1 “Objection”). Capitalized terms not defined in this Order shall have their meanings  
2 as set forth in the Objection.

3 This court has found that it has jurisdiction over this matter pursuant to 28  
4 U.S.C. §§ 157 and 1334 and has authority to enter a final order consistent with  
5 Article III of the United States Constitution; that venue of this proceeding and the  
6 Objection in this district is proper pursuant to 28 U.S.C. §§ 1408 and 1409; and  
7 that the notice of the Objection was appropriate under the circumstances and no  
8 other notice need be provided. Having reviewed the Objection and all documents  
9 filed in support of or opposition thereto; having heard the statements of counsel at  
10 any hearing before this court; and upon the record in this matter; and after due  
11 deliberation thereon; and this court having determined that just cause has been  
12 established for the relief granted herein, it is hereby **ORDERED** as follows:

- 13 1. The Objection [Docket No. 2906] is granted as set forth herein.
- 14 2. Any Response to the Objection that has not otherwise been withdrawn  
15 or resolved, or with respect to which the hearing on the Objection has not been  
16 adjourned, is hereby overruled.
- 17 3. The Superseded Claims identified on **Exhibit A** attached hereto are  
18 hereby disallowed and expunged in their entirety.
- 19 4. The official claims register shall be modified in accordance with this  
20 Order.

21 **ORDER GRANTING THE GUC  
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Fax: (973) 643-6500

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1000 Second Ave  
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Seattle, WA 98104  
Phone: (206) 393-5415  
Fax: (206) 393-5401

1           5. Each claim that is the subject of the Objection (together with the  
2 objection to such claim set forth in the Objection and any applicable Response  
3 thereto) constitutes a separate contested matter as contemplated by Bankruptcy Rule  
4 9014. This Order shall be deemed a separate order with respect to each such claim.  
5 Any stay of this Order pending appeal by any of the claimants subject to this Order  
6 shall only apply to the contested matter that involves such claimant and shall not act  
7 to stay the applicability and/or finality of this Order with respect to the other  
8 contested matters addressed hereby.

9           6. All rights of the GUC Distribution Trustee and the Reorganized  
10 Debtors to object to any claim (including the claims that are the subject of the  
11 Objection) at a later date on any basis are reserved and preserved.

12           7. All rights of the GUC Distribution Trustee and Reorganized Debtors  
13 to use any available defenses, under section 502 of the Bankruptcy Code or  
14 otherwise, and to set off or recoup against, or otherwise reduce all or any part of,  
15 any claim (including the claims that are the subject of the Objection) are reserved  
16 and preserved.

17           8. The terms and conditions of this Order shall be effective and  
18 enforceable immediately upon its entry.

19           9. The GUC Distribution Trustee and all other parties are authorized to  
20 take all actions necessary to effectuate the relief granted in this Order.

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# EXHIBIT A

#	Claimant Name <sup>1</sup>	Scheduled Amount	Superseded Schedule ID / Claim No. <sup>1</sup>	Scheduled Debtor Name	Reason for Disallowance	Surviving Claim No. <sup>2</sup>	Surviving Claim Amount	Surviving Debtor Name
1	GE Healthcare Equip Finance	\$0.00 Administrative \$0.00 Secured \$470,193.80 General Unsecured \$0.00 Administrative	Sched ID 3227795	Sunnyside Community Hospital Association	Superseded by subsequently filed claim(s) (see <a href="#">Objection pp. 5-6</a> )			
2	GE Healthcare Equip Finance	\$0.00 Secured \$0.00 Priority \$918,133.33 General Unsecured	Sched ID 3227794	SHC Medical Center-Yakima	Superseded by subsequently filed claim(s) (see <a href="#">Objection pp. 5-6</a> )			
3	GE HEALTHCARE FINANCIAL SERVICE	\$0.00 Administrative \$0.00 Secured \$0.00 Priority \$188,324.84 General Unsecured	Sched ID 3227504	Sunnyside Community Hospital Association	Superseded by subsequently filed claim(s) (see <a href="#">Objection pp. 5-6</a> )			
4	GE HEALTHCARE TECHNOLOGIES	\$0.00 Administrative \$0.00 Secured \$0.00 Priority \$5,112.72 General Unsecured	Sched ID 3228078	SHC Medical Center-Toppenish	Superseded by subsequently filed claim(s) (see <a href="#">Objection pp. 5-6</a> )	2 8 9	\$169,534.58 General Unsecured \$21,325.38 General Unsecured \$75,942.99 General Unsecured	Yakima HMA Home Health, LLC SHC Medical Center-Toppenish SHC Medical Center-Yakima
5	GE HEALTHCARE TECHNOLOGIES	\$0.00 Administrative \$0.00 Secured \$248,027.67 General Unsecured	Sched ID 3228079	SHC Medical Center-Yakima	Superseded by subsequently filed claim(s) (see <a href="#">Objection pp. 5-6</a> )	10 10 11 12	\$17,071.47 General Unsecured \$58,018.10 General Unsecured \$374,577.04 General Unsecured \$97,129.75 General Unsecured	SHC Medical Center-Toppenish SHC Medical Center-Yakima SHC Medical Center-Yakima SHC Medical Center-Yakima
6	GE Healthcare WI	\$0.00 Administrative \$0.00 Secured \$0.00 Priority \$413,032.20 General Unsecured	Sched ID 3227024	SHC Medical Center-Yakima	Superseded by subsequently filed claim(s) (see <a href="#">Objection pp. 5-6</a> )	13 17	\$5,276.92 General Unsecured \$7,433.23 General Unsecured	SHC Medical Center-Yakima Sunnyside Community Hospital Association
7	GE MEDICAL SYSTEMS ULTRASOUND	\$0.00 Administrative \$0.00 Secured \$0.00 Priority \$31,216.45 General Unsecured	Sched ID 3227502	SHC Medical Center-Yakima	Superseded by subsequently filed claim(s) (see <a href="#">Objection pp. 5-6</a> )			
8	GE Healthcare IITS USA Corp	\$0.00 Administrative \$0.00 Secured \$0.00 Priority \$47.11 General Unsecured	Sched ID 3228253	SHC Medical Center-Toppenish	Superseded by subsequently filed claim(s) (see <a href="#">Objection pp. 5-6</a> )			
9	GE Healthcare IITS USA Corp	\$0.00 Administrative \$0.00 Secured \$0.00 Priority \$353,631.59 General Unsecured	Sched ID 3228254	SHC Medical Center-Yakima	Superseded by subsequently filed claim(s) (see <a href="#">Objection pp. 5-6</a> )			

<sup>1</sup> Claimant and Claim Numbers refer to the official claims register maintained in Case No. 19-07189 (Astria Health) and the related cases as indicated.

<sup>2</sup> Identification of a claim as a surviving claim does not constitute allowance. Such claims may already have been or may in the future be addressed by other objections, agreements, or otherwise. All rights of the GUC Distribution Trustee and the Debtors are expressly reserved with respect to all surviving claims (or portions thereof) that have not been fully resolved.