

In re:
Beverly Community Hospital Association
Debtor

Case No. 23-12359-SK
Docket #0897 Date Filed: 12/9/2023
Chapter 11

CERTIFICATE OF NOTICE

District/off: 0973-2
Date Rcvd: Dec 07, 2023

User: admin
Form ID: pdf042

Page 1 of 5
Total Noticed: 2

The following symbols are used throughout this certificate:

Symbol	Definition
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+	Addresses marked '+' were corrected by inserting the ZIP, adding the last four digits to complete the zip +4, or replacing an incorrect ZIP. USPS regulations require that automation-compatible mail display the correct ZIP.
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Notice by first class mail was sent to the following persons/entities by the Bankruptcy Noticing Center on Dec 09, 2023:

Recip ID	Recipient Name and Address
aty	+ SHEPPARD, MULLIN, RICHTER & HAMPTON LLP, 321 North Clark St., 32nd Flr., Chicago, IL 60654-4714

TOTAL: 1

Notice by electronic transmission was sent to the following persons/entities by the Bankruptcy Noticing Center.

Electronic transmission includes sending notices via email (Email/text and Email/PDF), and electronic data interchange (EDI). Electronic transmission is in Eastern Standard Time.

Recip ID	Notice Type: Email Address	Date/Time	Recipient Name and Address
db	+ Email/PDF: acheng@beverly.org	Dec 08 2023 00:57:00	Beverly Community Hospital Association, 309 West Beverly Blvd, Montebello, CA 90640-4308

TOTAL: 1

BYPASSED RECIPIENTS

The following addresses were not sent this bankruptcy notice due to an undeliverable address, *duplicate of an address listed above, *P duplicate of a preferred address, or ## out of date forwarding orders with USPS.

Recip ID	Bypass Reason	Name and Address
aty		Orrick, Herrington & Sutcliffe LLP

TOTAL: 1 Undeliverable, 0 Duplicate, 0 Out of date forwarding address

NOTICE CERTIFICATION

I, Gustava Winters, declare under the penalty of perjury that I have sent the attached document to the above listed entities in the manner shown, and prepared the Certificate of Notice and that it is true and correct to the best of my information and belief.

Meeting of Creditor Notices only (Official Form 309): Pursuant to Fed .R. Bank. P.2002(a)(1), a notice containing the complete Social Security Number (SSN) of the debtor(s) was furnished to all parties listed. This official court copy contains the redacted SSN as required by the bankruptcy rules and the Judiciary's privacy policies.

Date: Dec 09, 2023 Signature: /s/Gustava Winters

CM/ECF NOTICE OF ELECTRONIC FILING

The following persons/entities were sent notice through the court's CM/ECF electronic mail (Email) system on December 7, 2023 at the address(es) listed below:

Name	Email Address
Adrian Butler	on behalf of Interested Party Courtesy NEF abutler@bushgottlieb.com
Alan I Nahmias	on behalf of Creditor Sodexo Inc. & Affiliates anahmias@mbn.law, jdale@mbn.law



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Alan W Forsley	on behalf of Interested Party Courtesy NEF alan.forsley@flpllp.com awf@fklawfirm.com,awf@fl-lawyers.net,addy@flpllp.com
Alexandria Lattner	on behalf of Debtor Beverly Hospital Foundation alattner@sheppardmullin.com ehwalters@sheppardmullin.com
Alexandria Lattner	on behalf of Debtor Montebello Community Health Services Inc. alattner@sheppardmullin.com, ehwalters@sheppardmullin.com
Alexandria Lattner	on behalf of Debtor Beverly Community Hospital Association alattner@sheppardmullin.com ehwalters@sheppardmullin.com
Amanda N Ferns	on behalf of Creditor DEXT CAPITAL LLC afern@fernslaw.com, mmakalintal@fernslaw.com
Amanda N Ferns	on behalf of Interested Party Courtesy NEF afern@fernslaw.com mmakalintal@fernslaw.com
Andrew Still	on behalf of Creditor Blue Shield of California Promise Health Plan astill@swlaw.com kcollins@swlaw.com
Andrew Still	on behalf of Creditor California Physicians' Service dba Blue Shield of California astill@swlaw.com kcollins@swlaw.com
Augustus Curtis	on behalf of Creditor United States of America on behalf of HHS and CMS augustus.t.curtis@usdoj.gov
Brian T Harvey	on behalf of Creditor T.R.L. Systems Incorporated bharvey@buchalter.com IFS_filing@buchalter.com;dbodkin@buchalter.com
Christopher E Prince	on behalf of Creditor Kaiser Foundation Hospitals cprince@lesnickprince.com jmack@lesnickprince.com;cprince@ecf.courtdrive.com;jnavarro@lesnickprince.com
Daniel A Lev	on behalf of Interested Party Courtesy NEF daniel.lev@gmlaw.com cheryl.caldwell@gmlaw.com;dlev@ecf.courtdrive.com
Daniel A Lev	on behalf of Trustee Howard M Ehrenberg (TR) daniel.lev@gmlaw.com cheryl.caldwell@gmlaw.com;dlev@ecf.courtdrive.com
Darryl Jay Horowitz, ESQ	on behalf of Other Professional The Huntington National Bank dhorowitz@ch-law.com bkasst@ch-law.com
David E Ahdoot	on behalf of Interested Party Courtesy NEF dahdoot@bushgottlieb.com kprestegard@bushgottlieb.com
David E Ahdoot	on behalf of Creditor United Nurses Associations of California/Union of Health Care Professionals dahdoot@bushgottlieb.com kprestegard@bushgottlieb.com
David I Horowitz	on behalf of Interested Party Kirkland & Ellis LLP david.horowitz@kirkland.com keith.catuara@kirkland.com;terry.ellis@kirkland.com;elsa.banuelos@kirkland.com;ivon.granados@kirkland.com
David I Horowitz	on behalf of Other Professional Triple P Securities LLC and Triple P RTS, LLC david.horowitz@kirkland.com, keith.catuara@kirkland.com;terry.ellis@kirkland.com;elsa.banuelos@kirkland.com;ivon.granados@kirkland.com
David K Eldan	on behalf of Interested Party Attorney General of California David.Eldan@doj.ca.gov
David M Medby	on behalf of Creditor Gloria Aispuro dmedby@lawgarcia.com jmobley@lawgarcia.com
David S Kupetz	on behalf of Trustee Howard M Ehrenberg (TR) David.Kupetz@lockelord.com mylene.ruiz@lockelord.com
Dean G Rallis, Jr	on behalf of Creditor Brascia Builders Inc. drallis@hahnlawyers.com, jevans@hahnlawyers.com;drallis@ecf.courtdrive.com;jevans@ecf.courtdrive.com
Dean G Rallis, Jr	on behalf of Interested Party Courtesy NEF drallis@hahnlawyers.com jevans@hahnlawyers.com;drallis@ecf.courtdrive.com;jevans@ecf.courtdrive.com
Elissa Miller	on behalf of Trustee Howard M Ehrenberg (TR) elissa.miller@gmlaw.com emillersk@ecf.courtdrive.com;cheryl.caldwell@gmlaw.com
Elissa Miller	on behalf of Interested Party Courtesy NEF elissa.miller@gmlaw.com emillersk@ecf.courtdrive.com;cheryl.caldwell@gmlaw.com

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Emilio Eugene Varanini, IV

on behalf of Interested Party Attorney General For The State Of Ca emilio.varanini@doj.ca.gov

Eric P Israel

on behalf of Interested Party Courtesy NEF eisrael@danninggill.com danninggill@gmail.com;eisrael@ecf.inforuptcy.com

Evan Gershbein

on behalf of Other Professional Kurtzman Carson Consultants LLC ECFpleadings@kccllc.com

Evelina Gentry

on behalf of Creditor Advantis Medical Staffing evelina.gentry@akerman.com rob.diwa@akerman.com

Faisal Gill

on behalf of Other Professional Cal-Med Health Center fgill@glawoffice.com

Hallie Dale Hannah

on behalf of Creditor Harbor Pointe Air Conditioning & Control Systems Inc. hallie@hannahlaw.com

Howard Steinberg

on behalf of Creditor U.S. Bank Trust Company National Association as Master Trustee steinbergh@gtlaw.com,
pearsallt@gtlaw.com;NEF-BK@gtlaw.com;howard-steinberg-6096@ecf.pacerpro.com

Howard M Ehrenberg (TR)

ehrenbergtrustee@gmlaw.com
ca25@ecfcbis.com;C123@ecfcbis.com;howard.ehrenberg@ecf.courtdrive.com;Karen.Files@gmlaw.com

Jacob Unger

on behalf of Creditor CASE MANAGEMENT INTEGRATED SOLUTIONS LLC DBA HORIZON RECUPERATIVE CARE
junger@jacobungerlaw.com

Jason E Rios

on behalf of Creditor FlexCare Medical Staffing jrios@ffwplaw.com docket@ffwplaw.com

Jennifer L Nassiri

on behalf of Debtor Beverly Hospital Foundation JNassiri@sheppardmullin.com

Jennifer L Nassiri

on behalf of Debtor Montebello Community Health Services Inc. JNassiri@sheppardmullin.com

Jennifer L Nassiri

on behalf of Debtor Beverly Community Hospital Association JNassiri@sheppardmullin.com

John-Patrick M Fritz

on behalf of Interested Party Courtesy NEF jpf@lnbyg.com JPF.LNBYB@ecf.inforuptcy.com

Joseph M Ammar

on behalf of Creditor Stryker Corporation ammar@millercanfield.com

Joseph P Buchman

on behalf of Creditor Montebello Land and Water Company jbuchman@bwslaw.com gmitche@bwslaw.com

Joshua M Mester

on behalf of Interested Party White Memorial Medical Center d/b/a Adventist Health White Memorial jmester@jonesday.com

Kelly L Morrison

on behalf of U.S. Trustee United States Trustee (LA) kelly.l.morrison@usdoj.gov

Kenneth Miskin

on behalf of U.S. Trustee United States Trustee (LA) Kenneth.M.Miskin@usdoj.gov

Kenneth K Wang

on behalf of Creditor Department of Health Care Services for the State of California kenneth.wang@doj.ca.gov
Richard.Waldow@doj.ca.gov

Kenneth N Russak

on behalf of Interested Party Courtesy NEF krussak@knrlaw.com krussak@russaklaw.com

Kevin Walsh

on behalf of Creditor U.S. Bank Trust Company National Association as Master Trustee kevin.walsh@gtlaw.com,
kevin-walsh-3952@ecf.pacerpro.com

Kevin Walsh

on behalf of Defendant U.S. Bank National Association kevin.walsh@gtlaw.com, kevin-walsh-3952@ecf.pacerpro.com

Marc A Levinson

on behalf of Debtor Beverly Community Hospital Association MAMLevinson@orrick.com
borozco@orrick.com,casestream@ecf.courtdrive.com

Mark J Valencia

on behalf of Creditor Ihsan Shamaan mvalencia@vclitigation.com

Mark S Horoupian

on behalf of Trustee Howard M Ehrenberg (TR) mark.horoupian@gmlaw.com

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mhoroupian@ecf.courtdrive.com;cheryl.caldwell@gmlaw.com;karen.files@gmlaw.com

Mark S Horoupian

on behalf of Interested Party Courtesy NEF mark.horoupian@gmlaw.com
mhoroupian@ecf.courtdrive.com;cheryl.caldwell@gmlaw.com;karen.files@gmlaw.com

Mary H Rose

on behalf of Interested Party Courtesy NEF mrose@buchalter.com marias@buchalter.com;docket@buchalter.com

Megan M Adeyemo

on behalf of Creditor Aya Healthcare Inc. madeyemo@grsm.com, asoto@grsm.com

Melissa Hamill

on behalf of Interested Party Attorney General For The State Of Ca melissa.hamill@doj.ca.gov

Michael B Reynolds

on behalf of Creditor Blue Shield of California Promise Health Plan mreynolds@swlaw.com kcollins@swlaw.com

Michael B Reynolds

on behalf of Creditor California Physicians' Service dba Blue Shield of California mreynolds@swlaw.com kcollins@swlaw.com

Nathan A Schultz

on behalf of Creditor Hanmi Bank nschultzesq@gmail.com

Nathan A Schultz

on behalf of Interested Party Courtesy NEF nschultzesq@gmail.com

Neli Nima Palma

on behalf of Interested Party Attorney General For The State Of Ca neli.palma@doj.ca.gov

Neli Nima Palma

on behalf of Interested Party Attorney General of California neli.palma@doj.ca.gov

Nicholas A Koffroth

on behalf of Creditor Philips Healthcare nkoffroth@foxrothschild.com khoang@foxrothschild.com

Olivia Scott

on behalf of Interested Party Hilco Real Estate LLC olivia.scott3@bclplaw.com

Olivia Scott

on behalf of Interested Party HRE Montebello LLC olivia.scott3@bclplaw.com

Quinn Scott Kaye

on behalf of Creditor Stryker Corporation kaye@millercanfield.com

Robert M Hirsh

on behalf of Interested Party Medline Industries LP rhirsh@lowenstein.com

Ron Maroko

on behalf of U.S. Trustee United States Trustee (LA) ron.maroko@usdoj.gov

Roye Zur

on behalf of Creditor Medico Professional Linen Service rzur@elkinskalt.com
cavila@elkinskalt.com;lwageman@elkinskalt.com;1648609420@filings.docketbird.com

Roye Zur

on behalf of Interested Party Courtesy NEF rzur@elkinskalt.com
cavila@elkinskalt.com;lwageman@elkinskalt.com;1648609420@filings.docketbird.com

Russell W Reynolds

on behalf of Other Professional The Huntington National Bank rreynolds@ch-law.com bkasst@ch-law.com

Scott E Blakeley

on behalf of Creditor Baxter Healthcare Corporation seb@blakeleyllp.com ecf@blakeleyllp.com

Sharon Z. Weiss

on behalf of Creditor DIP Lender HRE Montebello LLC sharon.weiss@bclplaw.com,
raul.morales@bclplaw.com,REC_KM_ECF_SMO@bclplaw.com

Sharon Z. Weiss

on behalf of Interested Party HRE Montebello LLC sharon.weiss@bclplaw.com,
raul.morales@bclplaw.com,REC_KM_ECF_SMO@bclplaw.com

Sharon Z. Weiss

on behalf of Interested Party Hilco Real Estate LLC sharon.weiss@bclplaw.com,
raul.morales@bclplaw.com,REC_KM_ECF_SMO@bclplaw.com

Sonja Hourany

on behalf of Creditor Quinn Company sonja.hourany@quinnngroup.net
kadele@wglp.com;lbracken@wglp.com;shourany@ecf.courtdrive.com

Stella A Havkin

on behalf of Creditor Lung Chung M.D. stella@havkinandshrago.com shavkinesq@gmail.com

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Steven T Gubner

on behalf of Interested Party Courtesy NEF sgubner@bg.law ecf@bg.law

Tamar Terzian

on behalf of Health Care Ombudsman Tamar Terzian tterzian@hansonbridgett.com ssingh@hansonbridgett.com

Tania M Moyron

on behalf of Plaintiff Official Committee of Unsecured Creditors of Beverly Community Hospital Corporation dba Beverly Hospital (A Nonprofit Public Benefit Corporation), et al., tania.moyron@dentons.com, rebecca.wicks@dentons.com;kathryn.howard@dentons.com;derry.kalve@dentons.com;glenda.spratt@dentons.com;DOCKET.GENERAL.LIT.LOS@dentons.com

Tania M Moyron

on behalf of Creditor Committee Attorneys for The Official Committee of Unsecured Creditors tania.moyron@dentons.com rebecca.wicks@dentons.com;kathryn.howard@dentons.com;derry.kalve@dentons.com;glenda.spratt@dentons.com;DOCKET.GENERAL.LIT.LOS@dentons.com

Thomas Phinney

on behalf of Creditor California Healthcare Insurance Company Inc. tphinney@ffwplaw.com, akieser@ffwplaw.com;docket@ffwplaw.com

Thomas J Polis

on behalf of Creditor Eloy Sanchez et al tom@polis-law.com, paralegal@polis-law.com;r59042@notify.bestcase.com

United States Trustee (LA)

ustpregion16.la.ecf@usdoj.gov

Valerie Bantner Peo

on behalf of Creditor Siemens Healthcare Diagnostics Inc. & Siemens Medical Solutions USA Inc. vbantnerpeo@buchalter.com

William M Rathbone

on behalf of Interested Party Cigna Healthcare of California Inc. wrathbone@grsm.com, sdurazo@grsm.com

William M Rathbone

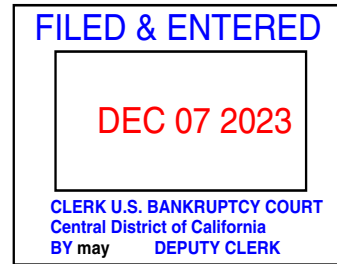
on behalf of Interested Party Cigna Health and Life Insurance Company wrathbone@grsm.com sdurazo@grsm.com

Zev Shechtman

on behalf of Creditor Park Place International LLC d/b/a CloudWave zs@DanningGill.com, danninggill@gmail.com;zshechtman@ecf.infortuptcy.com

TOTAL: 89

1 Daniel A. Lev (CA Bar No. 129622)
daniel.lev@gmlaw.com
2 Elissa D. Miller (CA Bar No. 120029)
elissa.miller@gmlaw.com
3 Mark S. Horoupian (CA Bar No. 175373)
mark.horoupian@gmlaw.com
4 **Greenspoon Marder LLP**
1875 Century Park East, Suite 1900
5 Los Angeles, California 90067
Telephone: 213.626.2311
6 Facsimile: 954.771.9264



7 Attorneys for Howard M. Ehrenberg, Chapter 11 Trustee

8 **UNITED STATES BANKRUPTCY COURT**

9 **CENTRAL DISTRICT OF CALIFORNIA, LOS ANGELES DIVISION**

10 In re

11 BEVERLY COMMUNITY HOSPITAL
12 ASSOCIATION, dba BEVERLY
HOSPITAL, a nonprofit public benefit
corporation,¹

13 Debtor.

Case No. 2:23-bk-12359-SK

Chapter 11

Jointly administered with:

Case No. 2:23-bk-12360-SK

Case No. 2:23-bk-12361-SK

**ORDER, AFTER HEARING, GRANTING
CHAPTER 11 TRUSTEE'S MOTION FOR
ORDER AUTHORIZING ASSUMPTION
AND ASSIGNMENT OF EXECUTORY
CONTRACTS AND UNEXPIRED
LEASES TO WHITE MEMORIAL
MEDICAL CENTER**

DATE: December 6, 2023

TIME: 9:00 a.m.

PLACE: Courtroom "1575"

[RELATES TO DOCKET NO. 861]

1 The debtors in these chapter 11 cases, along with the last four digits of each debtor's federal tax identification number, are: Beverly Community Hospital Association d/b/a Beverly Hospital (6005), Montebello Community Health Services, Inc. (3550), and Beverly Hospital Foundation (9685). The mailing address for the Debtors is 309 W. Beverly Boulevard, Montebello, California 90640.

- 1 ☒ Affects all Debtors
2 ☐ Affects Beverly Community Hospital
3 Association
4 ☐ Affects Montebello Community Health
5 Services, Inc.
6 ☐ Affects Beverly Hospital Foundation
7

8 On December 6, 2023, the “Chapter 11 Trustee’s Motion for Order
9 Authorizing Assumption and Assignment of Executory Contracts and Unexpired Leases
10 to White Memorial Medical Center; Memorandum of Points and Authorities; Declaration
11 of Howard M. Ehrenberg in Support Thereof” (the “Motion”) [Docket No. 861], filed by
12 Howard M. Ehrenberg (the “Trustee”), the duly appointed, qualified, and acting chapter
13 11 trustee for the estates of the jointly administered debtors Beverly Community Hospital
14 Association, dba Beverly Hospital, a nonprofit public benefit corporation (“Beverly
15 Community”), Montebello Community Health Services, Inc. (“Montebello Health”), and
16 Beverly Hospital Foundation (“Beverly Foundation”) (collectively and interchangeably, the
17 “Debtor” or “Debtors”), came on for its regularly scheduled hearing before the Honorable
18 Sandra Klein, United States Bankruptcy Judge, presiding. The Trustee appeared by and
19 through Mark S. Horoupian, Greenspoon Marder LLP. Other appearances as noted on
20 the record of the hearing.

21 Based on the Motion, the separately filed “Notice of Chapter 11 Trustee’s
22 Motion for Order Authorizing Assumption and Assignment of Executory Contracts and
23 Unexpired Leases to White Memorial Medical Center” [Docket No. 862], filed by the
24 Trustee, the memorandum of points and authorities and declaration of Howard M.
25 Ehrenberg filed in support of the Motion, the documents and pleadings on file herein, all
26 judicially noticeable facts, and after finding that notice of the Motion was proper, and after
27 further finding that no oppositions were filed by the Debtors, creditors, or parties in
28 interest, and after further finding that the requirements of 11 U.S.C. § 365(b) concerning
the curing of pre-assumption defaults has been satisfied as a condition of the actual

Greenspoon Marder LLP
1875 Century Park East, SUITE 1900
LOS ANGELES, CALIFORNIA 90067
TEL. 213.626.2311 • FAX 954.771.9264

1 assumption and assignment, and after further finding that each of the parties to the
2 assumed and assigned contracts have been or will be provided with adequate assurance
3 of future performance by AHWM, and for the reasons stated by the Court, as reflected in
4 the Court's tentative ruling issued on December 6, 2023, and for good cause appearing
5 therefor,

6 **IT IS HEREBY ORDERED, ADJUDGED, AND DECREED** as follows:

7 1. The Motion is granted.

8 2. The executory contracts and unexpired leases set forth in the Motion
9 shall be assumed and assigned to White Memorial Medical Center d/b/a Adventist Health
10 White Memorial ("AHWM") according to the Cure Schedule (as defined in the Motion),
11 provided, however, that the contracts defined as "3M Company/Purchase Order No.
12 074663" and "3M Health Information Systems, Inc./Request for Purchase Order" shall not
13 be assumed and assigned to AHWM in accordance with AHWM's instructions
14 (collectively, the "Assumed Contracts").

15 3. The Trustee and AHWM are authorized to execute any and all
16 documents as are necessary to carry out the terms of this Order. All counter-parties to
17 Assumed Contracts shall cooperate with, and expeditiously execute and deliver upon,
18 any reasonable request of AHWM, and shall not charge AHWM for, any instruments,
19 applications, consents, or other documents that may be required or requested by any
20 governmental unit or other public or quasi-public authority or other party to effectuate the
21 applicable transfers in connection with the assumption and assignment of the Assumed
22 Contracts to AHWM.

23 ///

24 ///

25 ///


26 ///

27 ///

28 ///

Greenspoon Marder LLP
1875 Century Park East, SUITE 1900
LOS ANGELES, CALIFORNIA 90067
TEL. 213.626.2311 • FAX 954.771.9264

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Sandra R. Klein
United States Bankruptcy Judge