

IN THE UNITED STATES BANKRUPTCY COURT
FOR THE DISTRICT OF DELAWARE

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In re	:	Chapter 11
	:	
CANO HEALTH, INC., <i>et al.</i> ,	:	Case No. 24-10164 (KBO)
	:	
Debtors.	:	(Jointly Administered)
	:	
	:	RE: Docket No. 9
	:	Hearing Date: March 7, 2024 at 10 am
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**HUMANA MEDICAL PLAN, INC., HUMANA GOVERNMENT
BUSINESS, INC., TRUE SHORE BPO, LLC, AND RELATED ENTITIES’
LIMITED OBJECTION AND RESERVATION OF RIGHTS REGARDING
DEBTORS’ MOTION FOR ENTRY OF INTERIM AND FINAL ORDERS
(I) AUTHORIZING DEBTORS TO PAY CERTAIN PREPETITION
CLAIMS OF (A) PATIENT CARE, SAFETY, AND OTHER CRITICAL
VENDORS, (B) LIEN CLAIMANTS, AND (c) 503(B)(9) CLAIMANTS,
AND (II) GRANTING RELATED RELIEF**

Creditors Humana Medical Plan, Inc., Human Government Business, Inc., True Shore BPO, LLC and related entities (collectively, “Humana”), by and through undersigned counsel, and do hereby object, on a limited basis, and reserve their right to object or otherwise respond to Debtors’ *Motion of Debtors Pursuant to 11 U.S.C. §§ 105(a), 363, and 503(b) for Entry of Interim and Final Orders (I) Authorizing Debtors to Pay Certain Prepetition Claims of (A) Patient Care, Safety, and Other Critical Vendors, (B) Lien Claimants and (C) 503(b)(9) Claimants, and (II) Granting Related Relief* (hereinafter, “Debtors’ Motion” or the “Motion”) [D.I. 9]. In support of this objection and reservation of rights, Humana states as follows:



Statement Pursuant to Delaware Local Rule 9013-1(h)

Humana does not consent to the entry of final orders or judgments by this Court if it is determined that this Court, absent consent of the parties, cannot enter final orders or judgments consistent with Article III of the United States Constitution.

Limited Objection and Reservation of Rights

1. Debtors filed the Motion on February 5, 2024 in the above-captioned bankruptcy cases. In it, Debtors seek both an interim and final order authorizing them to make payment on certain prepetition claims from various entities including patient care, safety, and other critical vendors; entities who may be entitled to assert lien claims against Debtors' property, goods, and/or materials if payment is not rendered; and claimants whose claims are governed by 11 U.S.C. § 503(B)(9), as they undergo Chapter 11 restructuring. *See generally* Mot. ¶ 1[D.I. 9].

2. In response to Debtors' filing the Motion, this Court entered an interim order granting Debtors the relief they sought on a temporary basis on February 6, 2024 (the "Interim Order") [D.I. 77]. In the Interim Order, the Court set a hearing on entry of a final order on Debtors Motion for March 7, 2024, and required that all objections or responses thereto be filed on or before February 29, 2024 at 4:00 p.m. EST. *Id.* ¶ 11.

3. Humana acknowledges and supports the Debtors' need to pay various prepetition claims, including those of critical vendors, lien holders, and those subject to 11 U.S.C. § 503(b)(9) in order for Debtors to continue their operations of the Debtors' estates.

4. Humana notes, however, that the specific vendors whose claims Debtors intend to begin paying are not identified in their Motion. Specifically, it is unclear from Debtors' filings whether True Shore BPO, LLC will be included as a critical vendor to whom Debtors will make payment should the Court enter a favorable order on their Motion.

5. To that end, Humana submits this limited objection as it seeks the identification of, and clarification regarding, the vendors and claim amounts to which Debtors intend to begin repayment upon entry of a final order on Debtors' Motion.

WHEREFORE, Humana respectfully requests that the Court sustain this limited objection and Humana does hereby reserve its right to object or otherwise respond to Debtors' Motion until such time as Debtors provide additional information regarding the specific vendors and claim amounts which may be implicated by entry of a favorable, permanent order on Debtors' Motion—specifically, whether True Shore BPO, LLC, Humana, or any of its subsidiaries will be impacted by any final order this Court may enter—and for all other relief just and proper.

[Signatures on Following Page]

Dated: February 29, 2024

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Shore BPO, LLC and Related Entities*

CERTIFICATE OF SERVICE

I, R. Grant Dick IV, hereby certify that on February 29, 2024, I caused a copy of the foregoing to be served on the parties and in the manner listed below and electronically through the CM/ECF system.

Via Email Only

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Dated: February 29, 2024

/s/ R. Grant Dick IV
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