



**IT IS ORDERED as set forth below:**

**Date: February 24, 2025**

*Paul Baisier*

**Paul Baisier  
U.S. Bankruptcy Court Judge**

**IN THE UNITED STATES BANKRUPTCY COURT  
NORTHERN DISTRICT OF GEORGIA  
ATLANTA DIVISION**

In re:	)	Chapter 11
LAVIE CARE CENTERS, LLC, <i>et al.</i> ,	)	Case No. 24-55507 (PMB)
Debtors. <sup>1</sup>	)	(Jointly Administered)
LAVIE CARE CENTERS, LLC and BRANDON FACILITY OPERATIONS, LLC,	)	Adv. Proc. No. 25-05007 (PMB)
Plaintiffs,	)	<b>Related to Adv. Docket Nos. 1, 2, 3, 4, 11</b>
v.	)	
CREA BRANDON-C LLC and BRANDON HEALTH OPCO, LLC,	)	
Defendants.	)	

<sup>1</sup> The last four digits of LaVie Care Centers, LLC’s federal tax identification number are 5592. There are 282 Debtors in these chapter 11 cases, which are being jointly administered for procedural purposes only. A complete list of the Debtors and the last four digits of their federal tax identification numbers are not provided herein. A complete list of such information may be obtained on the website of the Debtors’ claims and noticing agent at <https://www.veritaglobal.net/LaVie>. The location of LaVie Care Centers, LLC’s corporate headquarters and the Debtors’ service address is 1040 Crown Pointe Parkway, Suite 600, Atlanta, GA 30338.



### **STIPULATION AND AGREED ORDER**

This Stipulation and Agreed Order (this “Order” or this “Stipulation”) is entered into by and among (a) LaVie Care Centers, LLC (“LaVie”) and Brandon Facility Operations, LLC (“Brandon” and, together with LaVie, the “Debtor-Plaintiffs”) and (b) CREA Brandon-C LLC and Brandon Health OpCo, LLC (together, the “Brandon Entities” and together with the Debtor-Plaintiffs, the “Parties”) regarding the above-captioned adversary proceeding (the “Adversary Proceeding”). In support hereof, the Parties hereby stipulate as follows:

### **RECITALS**

**WHEREAS**, on January 6, 2025, the Debtor-Plaintiffs filed (i) the *Complaint* [Adv. Docket No. 1] (the “Complaint”), commencing the Adversary Proceeding; (ii) the *Debtor-Plaintiffs’ Motion for Entry of Order Extending Automatic Stay and/or Preliminarily Enjoining Claims and Causes of Action Against Non-Debtor Defendants* [Adv. Docket No. 2] (the “Motion”), seeking entry of an order extending the automatic stay and preliminarily enjoining the claims and causes of action asserted against Pourlessoins, LLC d/b/a Synergy Healthcare Services and Jared Elliott (together, the “Non-Debtor Defendants”) in that certain lawsuit pending in the Circuit Court for the Ninth Judicial Circuit in and for Orange County, Florida Business Court filed by the Brandon Entities captioned *CREA Brandon-C LLC and Brandon Health OpCo, LLC v. Pourlessoins, LLC, d/b/a Synergy Healthcare Services and Jared Elliott*, No. 24-CA-007910-O (the “2024 Brandon Action”); (iii) the *Brief in Support of Debtors’ Emergency Motion for Entry of Order Extending Automatic Stay and/or Preliminarily Enjoining Claims and Causes of Action Against Non-Debtor Defendants* [Adv. Docket No. 3]; and (iv) the *Declaration of Sydney Reitzel in Support of Debtor-Plaintiffs’ Emergency Motion for Entry of Order Extending Automatic Stay and/or Preliminarily Enjoining Claims and Causes of Action Against Non-Debtor Defendants* [Adv. Docket No. 4];

**WHEREAS**, the Non-Debtor Defendants and the Brandon Entities agreed via stipulation filed in the 2024 Brandon Action on January 22, 2025 (the “2024 Brandon Action Stipulation”) to hold the 2024 Brandon Action in abeyance until the Adversary Proceeding is resolved or an order is entered by the Bankruptcy Court (or the Parties reach an agreement) providing that the 2024 Brandon Action can proceed;

**WHEREAS**, on February 12, 2025, the Debtor-Plaintiffs and the Brandon Entities filed a *Stipulation and Agreed Order* (the “February 12 Stipulation”) [Adv. Docket No. 11] whereby the Debtor-Plaintiffs agreed to give the Brandon Entities an extension of the deadlines to respond to the Motion and the Complaint until February 24, 2025 (the “Response Deadline”); and

**WHEREAS**, on February 20, 2025, the Brandon Entities sought an extension of the Response Deadline through and including March 12, 2025, and the Debtor-Plaintiffs agreed to the Brandon Entities’ requested extension, reserving all rights in connection with the Adversary Proceeding and the 2024 Brandon Action;

**STIPULATION AND AGREED ORDER**

1. This Stipulation shall have no force or effect unless and until approved by the Bankruptcy Court.

2. As reflected in the 2024 Brandon Action Stipulation, the 2024 Brandon Action shall be held in abeyance until the Adversary Proceeding is resolved by Bankruptcy Court order or agreement between the Parties.

3. The Brandon Entities shall have until March 12, 2025, at 4:00 p.m. (prevailing Eastern Time) to respond to the relief requested in the Motion and the Complaint.

4. Nothing herein shall prejudice, waive, or release the rights, claims, counterclaims, objections, or defenses of the Debtor-Plaintiffs or the Brandon Entities with respect to the Adversary Proceeding or the 2024 Brandon Action, and all of the foregoing are expressly reserved.

5. Each of the Parties shall bear its own attorneys' fees and costs of suit incurred in connection with the drafting and negotiation of this Order.

6. The Court shall retain jurisdiction to hear and determine all matters arising from or related to the implementation and/or interpretation of this Order.

END OF ORDER

**STIPULATED AND AGREED TO:**

/s/ Daniel M. Simon

Daniel M. Simon (Georgia Bar No. 690075)  
**MCDERMOTT WILL & EMERY LLP**  
1180 Peachtree Street NE, Suite 3350  
Atlanta, Georgia 30309  
Telephone: (404) 260-8535  
Facsimile: (404) 393-5260  
Email: dsimon@mwe.com

/s/ Elizabeth Green

Elizabeth Green (admitted *pro hac vice*)  
**BAKERHOSTETLER LLP**  
200 S. Orange Ave., Suite 2300  
Orlando, Florida 32801  
Telephone: (407) 649-4036  
Email: egreen@bakerlaw.com

*Counsel for the Brandon Entities*

- and -

Emily C. Keil (admitted *pro hac vice*)  
Catherine Lee (admitted *pro hac vice*)  
**MCDERMOTT WILL & EMERY LLP**  
444 West Lake Street, Suite 4000  
Chicago, Illinois 60606  
Telephone: (312) 372-2000  
Facsimile: (312) 984-7700  
Email: ekeil@mwe.com  
clee@mwe.com

*Counsel for the Debtors and Debtors-in-Possession*

**Distribution List**

LaVie Care Centers, LLC  
c/o Ankura Consulting Group, LLC,  
485 Lexington Avenue, 10th Floor,  
New York, NY 10017  
Attn: M. Benjamin Jones

Daniel M. Simon  
McDermott Will & Emery LLP  
1180 Peachtree Street NE, Suite 3350  
Atlanta, GA 30309

Emily C. Keil  
McDermott Will & Emery LLP  
444 West Lake Street, Suite 4000  
Chicago, IL 60606

Kurtzman Carson Consultants LLC  
222 N. Pacific Coast Highway, 3rd Floor  
El Segundo, CA 90245

Jonathan S. Adams  
Office of the United States Trustee  
362 Richard Russell Federal Building  
75 Ted Turner Drive, SW  
Atlanta, GA 30303

Elizabeth Green  
BAKERHOSTETLER LLP  
200 S. Orange Ave., Suite 2300  
Orlando, Florida 32801

Francis J. Lawall  
Troutman Pepper Hamilton Sanders LLP  
3000 Two Logan Square Eighteenth and Arch Streets  
Philadelphia, PA 19103-2799

Deborah Kovsky-Apap  
Troutman Pepper Hamilton Sanders LLP  
875 Third Avenue  
New York, NY 10022

Brandon Facility Operations, LLC  
701 Victoria Street  
Brandon, FL 33510

Brandon Health OpCo, LLC  
701 Victoria Street  
Brandon, FL 33510