



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

**Date: August 5, 2025**

*Paul Baisier*

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

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

|   |   |                                   |
|---|---|-----------------------------------|
| <b>IN RE:</b>                               | ) | <b>CHAPTER 11</b>                 |
|   | ) |                                   |
| <b>LAVIE CARE CENTERS, LLC,<sup>1</sup></b> | ) | <b>CASE NO. 24-55507-pmb</b>      |
|   | ) |                                   |
| <b>Debtors</b>                              | ) | <b>Cases Jointly Administered</b> |
|   | ) |                                   |

**AGREED ORDER RESOLVING MOTION FOR RELIEF FROM AUTOMATIC STAY  
TO PROCEED AGAINST INSURANCE WITH WAIVER OF 30-DAY  
REQUIREMENTS OF 11 U.S.C. SECTION 362(e)**

Upon the *Motion for Relief From Automatic Stay to Proceed Against Insurance with Waiver of 30-Day Requirement of 11 U.S.C. section 362(e)* [D.I. 425] (the “Motion”)<sup>2</sup> filed by the Estate of Mary Garrett (“Movant”); and the Court having jurisdiction over the Motion pursuant to

<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.kccllc.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.

<sup>2</sup> Capitalized terms not defined herein are defined in the Motion.



28 U.S.C. §§ 1334 and 157(b) and the Motion being a core matter pursuant to 28 U.S.C. § 157(b)(2); and the Court having found that venue of this proceeding and the Motion in this District is proper pursuant to 28 U.S.C. §§ 1408 and 1409; and it appearing that the Motion was duly served on all creditors and parties in interest; and the *Debtors' Modified Second Amended Combined Disclosure Statement and Joint Chapter 11 Plan of Reorganization* (the "Plan") have been confirmed [D.I. 735] (the "Confirmation Order"); and the GUC Trustee and Movant having no objection to entry of this Order; and the Movant having filed a notice setting the Motion for hearing on July 10, 2025; and good and sufficient cause appearing therefor, it is hereby ORDERED that:

1. The Motion is RESOLVED as set forth herein.
2. Following entry of the Confirmation Order, the automatic stay under 11 U.S.C. § 362 does not apply to 1465 Oakfield Drive Operations, LLC DBA Brandon Health and Rehabilitation Center ("Oakfield").
3. The Unliquidated Claim Procedures and Unliquidated Claim Procedures Injunction (as defined in the Plan and approved by the Confirmation Order) are hereby terminated with respect to Movant solely to permit Movant to proceed with the Civil Case against Oakfield.
4. Any judgment, distribution, or other recovery arising in, or resulting from, the Civil Case against Oakfield is limited to, and shall be satisfied only by, Oakfield's available insurance, if any, in accordance with such insurance policy's governing terms.
5. Movant hereby waives all claims, including without limitation any claim Movant may have filed in Oakfield's bankruptcy, against the GUC Trust. For the avoidance of doubt and notwithstanding anything to the contrary, the GUC Trustee shall not make a distribution in cash (or cash equivalents) to Movant.
6. Notwithstanding anything herein to the contrary, in the event that the Plan is

rendered null and void or unenforceable by a court of law and the Confirmation Order is withdrawn, nothing herein shall affect or impair Movant's rights against the Debtor; *provided, however*, the Movant's waiver of all claims against the GUC Trust shall remain in full force and effect.

7. The parties will, within three days of the entry of this Order, cause a copy of this Order to be served by electronic mail or first-class mail, as applicable, on all parties served with the Motion, and the parties shall file promptly thereafter a certificate of service confirming such service.

8. The Court shall retain jurisdiction with respect to any matters, claims, rights or disputes arising from or relating to the implementation of this Order.

END OF DOCUMENT

Prepared and Presented by:

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