Docket #0089 Date Filed: 7/25/2023

IN THE UNITED STATES BANKRUPTCY COURT
FOR THE SOUTHERN DISTRICT OF TEXAS
HOUSTON DIVISION

IN RE:	§	**CHAPTER 11**
	§	
TEHUM CARE SERVICES, INC,	§	**CASE NO. 23-90086 (CML)**
DEBTOR.	§	
ANANT KUMAR TRIPATI	§	
PLAINTIFF,	§	
	§	
v.	§	**ADVERSARY NO. 23-03072**
	§	
SARAH TIRSCHWELL, ET AL.	§	
DEFENDANTS.	§	

CENTURION OF ARIZONA, LLC'S NOTICE OF SPECIAL APPEARANCE, JOINDER IN THE STATE OF ARIZONA DEFENDANTS' MOTION TO SCREEN PLAINTIFF'S PRO SE INMATE ADVERSARY COMPLAINT AND AMENDED ADVERSARY COMPLAINT AND RESERVATION OF RIGHTS
[RELATED TO DKT. NOS. 25 & 86]

Centurion of Arizona, LLC ("Centurion") subject to its reservation of rights as identified herein, hereby files this Notice of Special Appearance and Joinder in Support of State of Arizona Defendants' Motion to Screen Plaintiff's Pro Se Inmate Adversary Complaint (Dkt. No. 25) and State of Arizona Defendants' Motion to Screen Amended Adversary Complaint (Dkt. No. 86) and respectfully states as follows:

1. Anant Kumar Tripati ("Plaintiff") filed his Verified Adversary Complaint by Anant Kumar Tripati (the "Complaint") on May 1, 2023.

2. On May 4, 2023, the Clerk of this Court issued Summons on various named defendants, including but not limited to Centurion.

3. On May 15, 2023, Plaintiff filed an Omnibus Motion to Amend Adversary and Consolidate ECF 244; 261; 280 and Proofs of Claims (Dkt. No. 4). With this filing, Plaintiff

attached his Corrected Verified Adversary Complaint by Ananat Kumar Tripati (Dkt. No. 4-1) ("Amended Complaint").

4. On June 1, 2023, Plaintiff deposited into the mail the summons issued for Centurion and the Complaint. Centurion's Registered Agent received the issued summons and Complaint on or about June 5, 2023. At no time did Centurion receive the Amended Complaint from Plaintiff. Centurion was not effectively served pursuant to the strict requirements of Bankruptcy Rule 7004(e) and Plaintiff has not filed a notice that service was executed against Centurion. Subject to and without waiving effective service of process of the Complaint and/or the Amended Complaint, Centurion files this Joinder out of an abundance of caution.

5. On June 5, 2023, the State of Arizona Defendants filed their Motion to Screen Plaintiff's Pro Se Inmate Adversary Complaint and Request for an Extension of Time to File a Responsive Pleading (Dkt. No. 25).

6. Further, on July 19, 2023, the State of Arizona Defendants filed their Motion to Screen Amended Adversary Complaint (Dkt. No. 86).

7. Upon information and belief, Plaintiff is a known serial litigant attempting to relitigate long disposed of claims related to his treatment as a prisoner in the custody of the Arizona Department of Corrections.

8. Plaintiff's Complaint and Amended Complaint assert claims against 42 defendants that seeks to revisit his prior litigation that was dismissed by the United States District Court for the Western District of Pennsylvania in *Tripati v Wexford Health Sources, et al.*, Case No. 20-cv-00427 and affirmed on appeal by the Third Circuit Court of Appeals.

9. Centurion hereby incorporates and joins in the arguments made in the Motion to Screen Plaintiff's Pro Se Inmate Adversary Complaint and Request for an Extension of Time to

File a Responsive Pleading (Dkt. No. 25) and the Motion to Screen Amended Adversary Complaint (Dkt. No. 86), with a request for a 30-day extension to file any responsive pleading, subject to proper service of process upon Centurion of Arizona, LLC.

WHEREFORE, Centurion of Arizona, LLC respectfully requests that this Court screen Anant Kumar Tripati's Complaint and Amended Complaint pursuant to 28 U.S.C. 1915A, and subject to extend the time for Centurion to answer or otherwise respond to the Complaint 30 days after the Court issues a screening order, and for such other and further relief as the Court deems proper.

Dated: July 25, 2023

Respectfully submitted,

ANDREWS MYERS P.C.

/s/ T. Josh Judd

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COUNSEL FOR CENTURION OF ARIZONA, LLC

CERTIFICATE OF SERVICE

The undersigned hereby certifies that on July 25, 2023, a true and correct copy of the foregoing document was served via the Court's CM/ECF system on all parties requesting notice and by U.S. Mail on Plaintiff at the address listed below.

Anant Kumar Tripati
#102081
P.O. Box 8909
Yuma, AZ 85349

/s/T. Josh Judd
T. Josh Judd