

So Ordered.

Dated: July 5th, 2019



Frank L. Kurtz
Bankruptcy Judge

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**UNITED STATES BANKRUPTCY COURT
EASTERN DISTRICT OF WASHINGTON**

IN RE:

ASTRIA HEALTH, et al.
Debtors.¹

Lead Case No. 19-01189-11

Jointly Administered

**ORDER AUTHORIZING RETENTION
AND EMPLOYMENT OF SILLS
CUMMIS & GROSS P.C. AS CO-
COUNSEL TO THE OFFICIAL
COMMITTEE OF UNSECURED
CREDITORS *NUNC PRO TUNC* TO
MAY 23, 2019**

¹ The Debtors, along with their case numbers, are as follows: Astria Health (19-01189-11), Glacier Canyon, LLC (19-01193-11), Kitchen and Bath Furnishings, LLC (19-01194-11), Oxbow Summit, LLC (19-01195-11), SHC Holdeo, LLC (19-01196-11), SHC Medical Center-Toppenish (19-01190-11), SHC Medical Center-Yakima (19-01192-11), Sunnyside Community Hospital Association (19-01191-11), Sunnyside Community Hospital Home Medical Supply, LLC (19-01197-11), Sunnyside Home Health (19-01198-11), Sunnyside Professional Services, LLC (19-01199-11), Yakima Home Care Holdings, LLC (19-01201-11), and Yakima HMA Home Health, LLC (19-19-01200-11).

ORDER



1 THIS MATTER having come before the Court upon the Official Committee
2 of Unsecured Creditors' (the "Committee") *Application for Order Approving*
3 *Employment Nunc Pro Tunc to May 23, 2019* (the "Application"), requesting
4 authority to retain Sills Cummis & Gross P.C. ("Sills") as the Committee's
5 co-counsel in these bankruptcy cases pursuant to section 1103 of chapter 11 of title
6 11 of the United States Code (the "Bankruptcy Code"), Rule 2014 of the Federal
7 Rules of Bankruptcy Procedure (the "Bankruptcy Rules") and Rule 2014-1 of the
8 Local Rules of the United States Bankruptcy Court for the Eastern District of
9 Washington (the "Local Rules") [Docket No. 285]; and upon the Declaration of
10 Andrew H. Sherman (the "Sherman Declaration") in support of the Application
11 [Docket No. 286]; and upon the Declaration of Justin Pitt (the "Pitt Declaration")
12 in support of the Application [Docket No. 287]; and the Court having reviewed the
13 Application, its supporting materials, and any responses thereto; and the Court
14 having found and concluded that (i) it has jurisdiction over this matter pursuant to
15 28 U.S.C. §§ 157 and 1334, (ii) this matter is a core proceeding pursuant to
16 28 U.S.C. § 157(b)(2), (iii) venue is proper in this District pursuant to 28 U.S.C.
17 §§ 1408 and 1409, (iv) notice of the Application was sufficient under the
18 circumstances and no further notice is necessary, and (v) the legal and factual bases
19 set forth in the Application, the Sherman Declaration, and the Pitt Declaration
20 establish just cause for the relief granted in this Order; and this Court having
21 determined that (a) granting the relief requested in the Application as set forth in

1 this Order is in the best interests of the Committee and the bankruptcy estates,
2 (b) Sills does not represent any entity having an adverse interest in connection with
3 these cases, as required by 11 U.S.C. § 1103(b), and it and its Members, Of
4 Counsels, and Associates do not represent or hold any interest adverse to the
5 Committee or the bankruptcy estates and are disinterested under 11 U.S.C. § 101
6 (14), and (c) the Application and its supporting materials are in compliance with
7 the applicable provisions of the Bankruptcy Code, the Bankruptcy Rules, and the
8 Local Rules; and after due deliberation; and sufficient cause appearing therefore;

9 **IT IS HEREBY ORDERED AS FOLLOWS:**

10 1. The Application is granted.

11 2. The Committee is authorized to retain and employ Sills as its
12 co-counsel pursuant to 11 U.S.C. § 1103, Bankruptcy Rule 2014, and Local Rule
13 2014-1 *nunc pro tunc* to May 23, 2019 on the terms set forth in the Application
14 and the Sherman Declaration.

15 3. Sills shall be compensated for its services and reimbursed for any
16 related expenses in accordance with 11 U.S.C. §§ 330 and 331, the applicable
17 provisions of the Bankruptcy Rules and the Local Rules, and any Orders of this
18 Court.

19 4. The terms and conditions of this Order shall be effective and
20 enforceable immediately upon its entry.

