Docket #0534 Date Filed: 08/27/2019

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10	Attorneys for the Chapter 11 Debtors and Debtors In Possession		
11	UNITED STATES BANKRUPTCY COURT EASTERN DISTRICT OF WASHINGTON		
12			
13	In re:	Chapter 11 Lead Case No. 19-01189-11 Jointly Administered	
14	ASTRIA HEALTH, et al.,	NOTICE OF APPEAL	
15	Debtors and Debtors in Possession. ¹	NOTICE OF AFFEAL	
16			
17			
18	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), SHS Holdco, LLC (19-01196-11), SHC Medical Center - Toppenish (19-01190-11), SHC Medical Center -		
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20	Yakıma (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-		
21	01199-11), Yakima Home Care Holdings, LLC (19-01201-11), and Yakima HMA Home Health, LLC (19-01200-11).		
	NOTICE OF APPEAL	10011 201002 270000000001	
19-0	113069292\V-2 1189-FLK11 Doc 534 Filed 08/2	Phone. 199118919082700000000000000000000000000000000000	

19-01189-FLK11 Doc 534 Filed 08/27/19 Entered 08/27/19:160307241 Pg 1 Facsimile (206) 292-2110

Under Fed. R. Bankr. P. 8003, Astria Health, a Washington nonprofit public
benefit corporation ("Astria"), and the above-referenced affiliated debtors and
debtors in possession (the "Debtors") under chapter 11 of title 11 of the United
States Code, §§ 101 et seq. (the "Bankruptcy Code"), ² in these chapter 11 cases (the
"Chapter 11 Cases"), by and through the undersigned counsel of record, appeals
under 28 U.S.C. § 158(a) the Order Granting Motion for Relief From the Automatic
Stay [Dkt. No. 519] (the "Order"), entered by the bankruptcy court on August 20,
2019. A copy of the Order is attached here as Exhibit A .
Part 1: Identify the appellant(s)
1. Name of appellant: <u>Astria Health and the above-referenced affiliated</u>
debtors and debtors in possession
2. Position of appellant in the adversary proceeding or bankruptcy case
that is the subject of this appeal:
² All references to § herein are to sections of the Bankruptcy Code. All references
to "Bankruptcy Rules" are to provisions of the Federal Rules of Bankruptcy
Procedure. All references to "LBR" are to provisions of the Local Bankruptcy
Rules of the United States Bankruptcy Court for the Eastern District of Washington
(the "Bankruptcy Court").
Bush Kornfel

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DENTONS US LLP

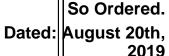
Los Angeles, CA 90017-5704

1	For appeals in an adversary proceeding. For appeals in a bankruptcy case and not in an adversary proceeding.	
2	PlaintiffX_ Debtor	
3	Defendant Creditor Trustee	
4		
	Part 2: Identify the subject of this appeal	
5	1. Describe the judgment, order, or decree appealed from: Order Granting	
7	Motion for Relief From the Automatic Stay [Docket No. 519]	
	2. State the date on which the judgment, order, or decree was entered:	
8 9	August 20, 2019	
10	Part 3: Identify the other parties to the appeal	
11	List the names of all parties to the judgment, order, or decree appealed from	
12	and the names, addresses, and telephone numbers of their attorneys (attach	
13	additional pages if necessary):	
14	1. Party: David Becerril	
15	Attorney: Metiner G. Kimel	
16	Kimel Law Offices 205 N. 40 th Ave., Ste 205	
17	Yakima, WA 98908 Phone: (509) 452-1115	
18	Part 4: Optional election to have appeal heard by District Court	
19	If a Bankruptcy Appellate Panel is available in this judicial district, the	
20	Bankruptcy Appellate Panel will hear this appeal unless, pursuant to 28 U.S.C. §	
21	BUSH KORNFELD DENTONS US LLP LAW OFFICES	

LLP

1	158(c)(1), a party elects to have the appeal heard by the United States District	
2	Court. If an appellant filing this notice wishes to have the appeal heard by the	
3	United States District Court, check below. Do not check the box if the appellant	
4	wishes the Bankruptcy Appellate Panel to hear the appeal.	
5	Appellant elects to have the appeal heard by the United States District	
6	Court rather than by the Bankruptcy Appellate Panel.	
7	Part 5: Sign below	
8		
9	Date: 8/27/19	
10	Signature of attorney for appellants	
11	Name, address, and telephone number of attorney:	
12	SAMUEL R. MAIZEL (Admitted <i>Pro Hac Vice</i>) DENTONS US LLP 601 South Figueroa Street, Suite 2500 Los Angeles, California 90017-5704 Tel: (213) 623-9300	
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21	Bush Kornfeld	

EXHIBIT A





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1. The motion is granted;

In re Astria Health; Case No. 19-01189 Kimel Law Offices 205 N. 40th Ave., Ste. 205 Order Granting Motion to Annul Automatic Stay. Yakima, WA 98908

METINER G. KIMEL - State Bar No. 21280 KIMEL LAW OFFICES 205 N. 40th Ave., Ste 205 Yakima, WA 98908 Telephone: (509) 452-1115

Debtor.

Facsimile: (509) 965-5860

In re: ASTRIA HEALTH,

Attorney for the David Becerril

UNITED STATES BANKRUPTCY COURT EASTERN DISTRICT OF WASHINGTON

Case No. 19-01189 (Administratively **Consolidated**)

ORDER GRANTING MOTION FOR RELIEF FROM THE AUTOMATIC **STAY**

The matter of the Debtor's MOTION FOR ANNULMENT AND RELIEF FROM THE

AUTOMATIC STAY came before the court for hearing on August 15, 2019 at 1:30 p.m. after shortened notice and opportunity for hearing. Astria objected to the motion [Docket No. 475] Appearances for Dr. Becerril and Astria were as noted in the record. Based upon the Motion, all pleadings and papers and documents on file in the Chapter 7 case, the argument provided by counsel and the hearing, and having found that proper notice was provided of the motion, the Court now ORDERS:

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2. The automatic stay is lifted to allow Dr. David Becerril to exercise his contractual rights to terminate his employment contract with the Debtor without cause on providing 90 days' notice to the Debtor.

/// End of Order ///

Presented by: /s/ Metiner G. Kimel Attorney for Debtor(s) Kimel Law Offices 205 N. 40th Ave., Ste 205 Yakima, Wa 98908 (509) 452-1115