

JAMES L. DAY (WSBA #20474)
BUSH KORNFELD LLP
601 Union Street, Suite 5000
Seattle, WA 98101
Tel: (206) 521-3858
Email: jday@bskd.com

HONORABLE FRANK L. KURTZ

Hearing Date (if necessary):
September 27, 2019

Time: 1:30 p.m.

Location: Telephonic Hearing

Phone Number: 888-273-3658

Conference Code: 5423885

SAMUEL R. MAIZEL (Admitted *Pro Hac Vice*)
DENTONS US LLP
601 South Figueroa Street, Suite 2500
Los Angeles, California 90017-5704
Tel: (213) 623-9300
Fax: (213) 623-9924
Email: samuel.maizel@dentons.com

SAM J. ALBERTS (WSBA #22255)
DENTONS US LLP
1900 K. Street, NW
Washington, DC 20006
Tel: (202) 496-7500
Fax: (202) 496-7756
Email: sam.alberts@dentons.com

*Attorneys for the Chapter 11 Debtors
and Debtors In Possession*

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

IN RE:

ASTRIA HEALTH, et al.

Debtors and Debtors in
Possession.¹

Lead Case No. 19-01189-11

(Jointly Administered)

**NOTICE OF DEBTORS' MOTION FOR ENTRY OF
AN ORDER EXTENDING THE TIME TO ASSUME
OR REJECT UNEXPIRED LEASES OF
NONRESIDENTIAL REAL PROPERTY**

[RELATED DOCKET NO. 567]

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 Holdco, 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 (19-01200-11).

NOTICE OF MOTION TO EXTEND
TIME TO ASSUME/REJECT
UNEXPIRED NONRESIDENTIAL REAL
PROPERTY LEASES

113124900V-2

DENTONS US LLP
601 South Figueroa Street, Suite 2500
LAW OFFICES
Fax 1901189190903000000000011
2104

1 **PLEASE TAKE NOTICE** that Astria Health (“Astria”) and the above-
2 referenced affiliated debtors (collectively, the “Debtors”), the debtors and debtors
3 in possession in the above-captioned chapter 11 bankruptcy cases (collectively, the
4 “Chapter 11 Cases”), filed a motion (the “Motion”) [Docket No. 567] for entry of
5 an order, pursuant to § 365(d)(4)(B)(i) of title 11 of the United States Code, 11
6 U.S.C. § 101, *et seq.* (the “Bankruptcy Code”), (i) granting a 90-day extension of
7 the current 120-day period to assume or reject the Debtors’ unexpired leases of
8 nonresidential real property from September 3, 2019 to December 2, 2019, and (ii)
9 granting the Debtors such other and further relief as is just. In support of the
10 Motion, the Debtors submitted the Declaration of John M. Gallagher, attached
11 thereto.

12 **PLEASE TAKE FURTHER NOTICE** that if you object to the entry of an
13 order granting the relief requested in the Motion, please do so by filing a written
14 objection with the Court and serve a copy upon the undersigned within fourteen
15 (14) days of the date of this Notice. Failure to timely file and serve any opposition
16 may be considered consent to the granting of the Motion and any scheduled hearing
17 on the Motion may be cancelled.

18 **PLEASE TAKE FURTHER NOTICE** that if any objections are filed and a
19 hearing is needed on the Motion, the hearing will be held telephonically, and the
20 dial-in information for the telephonic hearing on the Motion will be as follows:

21 **Hearing Date: September 27, 2019**

Time: 1:30 p.m.

Location: Telephonic Hearing

Phone Number: 888-273-3658

Conference Code: 5423885

NOTICE OF MOTION TO EXTEND
TIME TO ASSUME/REJECT
UNEXPIRED NONRESIDENTIAL REAL
PROPERTY LEASES

113124900\V-2

2 DENTONS US LLP
601 South Figueroa Street, Suite 2500
Los Angeles, CA 90017-5704
Phone: (213) 623-9300
Fax: (213) 623-9924

BUSH KORNFIELD LLP
LAW OFFICES
601 Union St., Suite 5000
Seattle, Washington 98101-2373
Telephone (206) 292-2110
Facsimile (206) 292-2104

1 Dated: September 3, 2019

DENTONS US LLP

2 /s/ Samuel R. Maizel

3 SAMUEL R. MAIZEL (Admitted *Pro*
4 *Hac Vice*)

SAM J. ALBERTS (WSBA #22255)

BUSH KORNFELD LLP

5 JAMES L. DAY (WSBA #20474)

6 *Attorneys for the Chapter 11 Debtors*
7 *and Debtors In Possession*

11
12
13
14
15
16
17
18
19
20
21 NOTICE OF MOTION TO EXTEND
TIME TO ASSUME/REJECT
UNEXPIRED NONRESIDENTIAL REAL
PROPERTY LEASES

113124900\V-2

3 DENTONS US LLP
601 South Figueroa Street, Suite 2500
Los Angeles, CA 90017-5704
Phone: (213) 623-9300
Fax: (213) 623-9924

BUSH KORNFELD LLP
LAW OFFICES
601 Union St., Suite 5000
Seattle, Washington 98101-2373
Telephone (206) 292-2110
Facsimile (206) 292-2104