Jason M. Ayres, WSBA# 39141
FOSTER GARVEY P.C.
121 S.W. Morrison Street, 11th Floor
Portland, Oregon 97204-3141
(503) 228-3939
jason.ayres@foster.com

Honorable Whitman L. Holt
Chapter 11

UNITED STATES BANKRUPTCY COURT
FOR THE EASTERN DISTRICT OF WASHINGTON
AT SEATTLE

In re

ASTRIA HEALTH, et al.,

Debtors and Debtors in Possession.[1]

Case No. 19-01189-WLH11
(Jointly Administered)

**MOTION TO WITHDRAW AS ORDINARY COURSE PROFESSIONAL**

Foster Garvey P.C., the law firm resulting from the merger of Garvey Schubert Barer, P.C. and Foster Pepper PLLC on October 1, 2019, files this Motion for leave of court to withdraw as an ordinary course professional approved to provide legal services to the Debtors. This motion is made pursuant to LBR 2002-1 and 9010-1(b)(5). It is supported by the Declaration of Jared Van Kirk. Foster Garvey intends to withdraw August 18, 2020—14 days

[1] The Debtors, along with their case numbers, are: 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 – 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).



FOSTER GARVEY PC
1111 THIRD AVENUE, SUITE 3000
SEATTLE, WASHINGTON 98101-3296
PHONE (206) 447-4400 FAX (206) 447-9700

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after service of this motion—to take effect after the effective date of an Order by this Court.

Before filing the bankruptcy petition in May 2019, Garvey Schubert Barer provided legal services to Astria Health in litigation and labor matters. By orders dated June 21, 2019 [Docket No. 306] and July 5, 2019 [Docket No. 370], the Court approved Garvey Schubert Barer as an ordinary course professional to provide legal services for malpractice defense and non-bankruptcy-related labor work.

The matter involving malpractice defense was transferred to Summit Law Group in January 2020 when the lead lawyer for that matter left Foster Garvey to join that firm. No fees are owed to Foster Garvey for services provided in the matter.

Neither Garvey Schubert Barer (before the merger) nor Foster Garvey (after the merger) has provided any post-petition legal services on labor matters as an ordinary course professional. The firm has notified Astria Health that we are concluding the attorney-client relationship.

Foster Garvey respectfully requests that the Court grant its motion to withdraw.

DATED this 5th day of August, 2020.

FOSTER GARVEY P.C.

By */s/ Jason M. Ayres*

Jason M. Ayres, WSBA # 39141
121 SW Morrison St., 11th Fl
Portland, OR 97204
jason.ayres@foster.com
(503) 228-3939



FOSTER GARVEY PC
1111 THIRD AVENUE, SUITE 3000
SEATTLE, WASHINGTON 98101-3296
PHONE (206) 447-4400 FAX (206) 447-9700

**CERTIFICATE OF SERVICE**

I hereby certify on August 5, 2020, I electronically filed the foregoing MOTION TO WITHDRAW AS ORDINARY COURSE PROFESSIONAL with the Clerk of the Court using the CM/ECF system which will send notification of such filing to the persons listed below:

- Sam Alberts sam.alberts@dentons.com, docket.general.lit.wdc@dentons.com,erin.bass@dentons.com,kathryn.howard@dentons.com
- Sam Alberts sam.alberts@dentons.com,docket.general.lit.wdc@dentons.com, docket.general.lit.wdc@dentons.com,erin.bass@dentons.com,kathryn.howard@dentons.com
- Roger William Bailey roger.bailey.attorney@gmail.com, diane.pearson.bblawfirm@gmail.com;brooke.maloney.bblawfirm@gmail.com
- Valerie Bantner Peo vbantnerpeo@buchalter.com
- Michelle M Bertolino , kmuir@fwwlaw.com;bcurrin@fwwlaw.com;jkochubey@fwwlaw.com;mgreen@fwwlaw.com;amckinney@fwwlaw.com
- Manish Borde mborde@bordelaw.com,rubins@ballardspahr.com,BKTDocket_West@ballardspahr.com
- Bruce J Borrus bborrus@foxrothschild.com
- Donald A Boyd dboyd@hummerboyd.com, kvoelker@hummerboyd.com
- Thomas A Buford tbuford@bskd.com, psutton@bskd.com,vbraxton@bskd.com,mbeck@bskd.com
- Thomas A Buford tbuford@bskd.com,geoffrey.miller@dentons.com, psutton@bskd.com,vbraxton@bskd.com,mbeck@bskd.com
- Daniel J Bugbee dbugbee@lawdbs.com, paralegal@lawdbs.com
- Scott Edward Collins scollins@helsell.com, jburt@helsell.com
- Shaun M Cross shaun@leehayes.com, litigation@leehayes.com;shellyg@leehayes.com;denisef@leehayes.com
- Barry W Davidson bdavidson@dbm-law.net, cnickerl@dbm-law.net,sabrahamson@dbm-law.net
- James L Day jday@bskd.com, psutton@bskd.com;vbraxton@bskd.com;mbeck@bskd.com
- James L Day jday@bskd.com,malka.zeefe@dentons.com,sam.alberts@dentons.com,kathryn.howard@dentons.com,samuel.maizel@dentons.com, psutton@bskd.com;vbraxton@bskd.com;mbeck@bskd.com
- James L Day jday@bskd.com,malka.zeefe@dentons.com,sam.alberts@dentons.com,kathryn.howard@dentons.com,samuel.maizel@dentons.com,ECFpleadings@kccllc.com,



FOSTER GARVEY PC
1111 THIRD AVENUE, SUITE 3000
SEATTLE, WASHINGTON 98101-3296
PHONE (206) 447-4400 FAX (206) 447-9700

psutton@bskd.com;vbraxton@bskd.com;mbeck@bskd.com

- J P Diener jpd@feltmanewing.com, tarynw@feltmanewing.com
- Brian M Donovan Brian.Donovan@usdoj.gov, USAWAE.bdonovanecf@usdoj.gov;caseview.ecf@usdoj.gov
- Adam C. Doupe doupe@ryanlaw.com, doupear96329@notify.bestcase.com
- Gary W Dyer Gary.W.Dyer@usdoj.gov
- William D Edelblute bill@edellaw.com
- Larry B Feinstein lbf@chutzpa.com, kpscordato@gmail.com;feinsteinlr71744@notify.bestcase.com
- Carson R Flora carsonf@seiu1199nw.org, shepner@levyratner.com
- Steven Fogg sfogg@corrcronin.com
- Susan S Ford sford@sussmanshank.com, ecf.susan.ford@sussmanshank.com;jhume@sussmanshank.com
- Danielle Franco-Malone franco@workerlaw.com,valenzuela@workerlaw.com,dalmat@workerlaw.com,pdechiara@cwsny.com
- Jeffrey G Frank jfrank@buchalter.com, esale@buchalter.com
- David P Gardner dpg@winstoncashatt.com,ccb@winstoncashatt.com, clk@winstoncashatt.com;azh@winstoncashatt.com
- Bryan T Glover bryan.glover@stoel.com, lisa.petras@stoel.com,docketclerk@stoel.com,michelle.smock@stoel.com
- Susan N Goodman sgoodman@pivothealthaz.com, pivothealthaz@gmail.com
- Geoffrey Groshong geoff@groshonglaw.com, kalen@groshonglaw.com
- Oren B Haker oren.haker@stoel.com, jennifer.lowes@stoel.com,docketclerk@stoel.com,ann.peterson-meier@stoel.com
- Joseph A Hamell jhamell@mpba.com
- William L Hames billh@hawlaw.com, mecqueh@hawlaw.com,juliem@hawlaw.com,frontdesk@hawlaw.com,carmenb@hawlaw.com,katies@hawlaw.com
- Lee Hart lee.hart@nelsonmullins.com, ayo.uboh@nelsonmullins.com
- Caleb Hatch caleb.hatch@leehayes.com, ShellyG@leehayes.com;litigation@leehayes.com
- Suzanne Hepner shepner@levyratner.com
- West Holden holdenw@gtlaw.com
- Edward Tyler Howell eth@buckley-law.com
- James P Hurley jamesphurley@hotmail.com, scotthurley122@hotmail.com
- Metiner G Kimel mkimel@mkimellaw.com, roberta@mkimellaw.com;julie@mkimellaw.com;kimelmr89262@notify.bestcase.com
- Justine Theresa Koehle jkoehle@tricitylaw.com
- Eric D. Lansverk carol.cannon@hcmp.com;tammie.gere@hcmp.com;bankruptcy@hcmp.com
- David H Leigh dleigh@rqn.com, swilliams@rqn.com;docket@rqn.com
- William F Malaier wmalaier@omwlaw.com, nhill@omwlaw.com



FOSTER GARVEY PC
1111 THIRD AVENUE, SUITE 3000
SEATTLE, WASHINGTON 98101-3296
PHONE (206) 447-4400 FAX (206) 447-9700

- Boris I Mankovetskiy bmankovetskiy@sillscummis.com
- Kathryn R McKinley kathryn.mckinley@painehamblen.com, ads@painehamblen.com
- Austin McMullen amcmullen@bradley.com
- Toni Meacham ToniPierson@RocketMail.Com
- Bruce K Medeiros bmedeiros@dbm-law.net, sabrahamson@dbm-law.net;cnickerl@dbm-law.net;tnichols@dbm-law.net
- Russell L Mikow russ@rocksteadylaw.com, mikowlawfirm@yahoo.com
- Andrew H Morton andrew.morton@stoel.com, docketclerk@stoel.com,michelle.smock@stoel.com,lisa.petras@stoel.com
- Brian Muchinsky bmuchinsky@noldmuchlaw.com, tstone@noldmuchlaw.com;bhardy@noldmuchlaw.com;natalie@noldmuchlaw.com
- John D Munding John@Mundinglaw.com, Karen@mundinglaw.com
- Mark Northrup mark.northrup@millernash.com,bkannel@mintz.com,iahammel@mintz.com,tjmckeon@mintz.com,mdlevitt@mintz.com, dona.purdy@millernash.com
- Mark Northrup mark.northrup@millernash.com,rjareck@coleschotz.com,mtrentin@coleschotz.com,msirota@coleschotz.com, dona.purdy@millernash.com
- Kevin ORourke robert.hirsh@arentfox.com,jordana.renert@arentfox.com, tina@southwellorourke.com
- Christopher L Ottele chris.ottele@huschblackwell.com, lynn.butler@huschblackwell.com;sammy.rajaratnam@huschblackwell.com;penny.keller@huschblackwell.com
- Jane Pearson jane.pearson@polsinelli.com, dcdocketing@polsinelli.com
- Teresa H Pearson teresa.pearson@millernash.com, MNGD-2823@millernash.com
- Trevor R Pincock tpincock@lukins.com, mlove@lukins.com
- Michelle Renee Riel michelle@lbplaw.com, christine@lbplaw.com
- Shelley N Ripley snr@witherspoonkelley.com, deannas@witherspoonkelley.com
- John R Rizzardi JRizzardi@cairncross.com, rwang@cairncross.com;tnguyen@cairncross.com;jrizzardi@ecf.courtdrive.com;TNguyen@ecf.courtdrive.com;rwang@ecf.courtdrive.com;pdurland@cairncross.com;pdurland@ecf.com;AMasundire@cairncross.com
- Steven H Sackmann steve@sackmannlaw.com, sackmannlaw@hotmail.com
- Joseph A.G. Sakay sakay@ryanlaw.com, docketing@ryanlaw.com
- Andrew H Sherman asherman@sillscummis.com
- Joseph E Shickich jshickich@foxrothschild.com
- Michael F Shinn mshinn@halversonNW.com, jfitzsimmons@halversonNW.com
- Michael Siderius michaels@sidlon.com, meghanh@sidlon.com
- Kelly Ann Skahan skahan@workerlaw.com
- Timothy Swanson tim.swanson@moyewhite.com, audra.albright@moyewhite.com
- Claire Taylor claire.taylor@stokeslaw.com, aek@stokeslaw.com
- Christine M Tobin ctobin@bskd.com, psutton@bskd.com;vbraxton@bskd.com;chartung@bskd.com



FOSTER GARVEY PC
1111 THIRD AVENUE, SUITE 3000
SEATTLE, WASHINGTON 98101-3296
PHONE (206) 447-4400 FAX (206) 447-9700

- J. Todd Tracy todd@thetracylawgroup.com, ecf@thetracylawgroup.com
- US Trustee USTP.REGION18.SP.ECF@usdoj.gov
- Audrey L Udashen audrey.udashen@atg.wa.gov,lynda.atkins@atg.wa.gov,javier.trasvina@atg.wa.gov,michelle.baczkowski@atg.wa.com, Lynda.Atkins@atg.wa.gov;Michelle.Baczkowski@atg.wa.gov;Javier.Trasvina@atg.wa.gov
- Christopher G Varallo cgv@witherspoonkelley.com, terrye@witherspoonkelley.com
- Sara L Watkins sara.watkins@yakimawa.gov, jfitzsimmons@vhlegal.com
- Alan J Wenokur alan@wrlawgroup.com, assistant@wrlawgroup.com
- Bryce J Wilcox bryce@leehayes.com, ShellyG@leehayes.com;litigation@leehayes.com
- Dina L Yunker Frank BCUYunker@atg.wa.gov

I hereby certify that I served the foregoing on the following via first class mail, postage prepaid:

ASM Capital X LLC
7600 Jericho Turnpike, Suite 302
Woodbury, NY 11797

Scott Blakeley
Blakeley LLP
18500 Von Karman Ave
Suite 530
Irvine, CA 92612

Kirk B Burkley
Bernstein-Burkley PC
707 Grant St, Ste 2200
Gulf Tower
Pittsburgh, PA 15219

Butler Medical Building, LLC
1214 N 20th Avenue
Yakima, WA 98902

Darin M Dalmat
Barnard Iglitzin & Lavitt
18 W Mercer St, Ste 400
Seattle, WA 98119

Adam C. Doupe
Ryan, Swanson, & Cleveland, PLLC
1201 Third Avenue, Ste. 3400
Seattle, WA 98101

Ian A Hammel
Mintz, Levin, Cohn, Ferris, Glovsky, and Popeo, PC
One Financial Center
Boston, MA 02111

Ryan T Jareck
Cole Schotz PC
Court Plaza North
25 Main Street
Hackensack, NJ 07601



FOSTER GARVEY PC
1111 THIRD AVENUE, SUITE 3000
SEATTLE, WASHINGTON 98101-3296
PHONE (206) 447-4400 FAX (206) 447-9700

William W Kannel
Mintz, Levin, Cohn, Ferris, Glovsky, and Popeo, PC
One Financial Center
Boston, MA 02111

Michelle C Kaplan
Kaplan Law PLLC
2155 112th Ave. NE
Bellevue, WA 98004

Kurtzman Carson Consultants LLC
222 N Pacific Coast Highway
Suite 300
El Segundo, CA 90245

LRS Healthcare, Inc.
Jordan Ramis, P.C.
Russell D. Garrett
1499 SE Tech Center Place, #380
Vancouver, WA 98683

David E Lemke
Waller Lansden Dortch & Davis LLP
511 Union St, Ste 2700
Nashville, TN 37219

MRI Network
1735 Market Street, Suite 200
Philadelphia, PA 19103

Samuel R Maizel
Dentons US LLP
601 South Figueroa Street
Suite 2500
Los Angeles, CA 90017-5704

Lara S Martin
Bernstein-Burkley PC
707 Grant St, Ste 2200
Gulf Tower
Pittsburgh, PA 15219

Timothy J McKeon
Mintz, Levin, Cohn, Ferris, Glovsky, and Popeo, PC
One Financial Center
Boston, MA 02111

Geoffrey M. Miller
Dentons US LLP
1221 Avenue of the Americas
New York, NY 10020-1089

Ellen E Ostrow
Stoel Rives LLP
201 Main St, Ste 1100
Salt Lake City, UT 84111

Sarah M. Schrag
Dentons US LLP
303 Peachtree Street, NE
Suite 5300
Atlanta, GA 30308

Michael D Sirota
Cole Schotz PC
1325 Avenue of the Americas
19th Floor
New York, NY 10019-6079

Deborah A Titus FNP-C
1459 Desert Springs Avenue
Richland, WA 99352



FOSTER GARVEY PC
1111 THIRD AVENUE, SUITE 3000
SEATTLE, WASHINGTON 98101-3296
PHONE (206) 447-4400 FAX (206) 447-9700

Michael Trentin
Cole Schotz PC
Court Plaza North
25 Main Street
Nackensack, NJ 07601

Yakima County Development Association
10 North 9th Street
Yakima, WA 98901

DATED this 5th day of August, 2020.

*/s/ Jason M. Ayres*
Jason M. Ayres, WSBA #39141



FOSTER GARVEY PC
1111 THIRD AVENUE, SUITE 3000
SEATTLE, WASHINGTON 98101-3296
PHONE (206) 447-4400 FAX (206) 447-9700