

Docket #0043 Date Filed: 9/9/2020



Dated: September 9th, 2020

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

In re:

ASTRIA HEALTH, *et al.*,

Debtors and Debtors in Possession.

Chapter 11

Lead Case No. 19-01189-11

Jointly Administered

Case No. 19-01189-11-WLH

Adv. Proc. Case No. 20-80005-WLH

Washington State Nurses Association,

Plaintiff,

V.

SHC Medical Center-Yakima, Astria Health,

Defendants.

**ORDER GRANTING THE DEBTORS’
AND WSNA’S JOINT MOTION FOR
AN ORDER APPROVING
SETTLEMENT PURSUANT TO FED.
R. BANKR. P. 9019 AND RESOLVING
ADVERSARY PROCEEDING**

THE COURT, upon the motion filed on July 28, 2020 (the “Settlement Motion”) [Adv. Pro. Docket No. 32] by the above-captioned debtors and debtors in possession (the “Debtors”) in the above-captioned chapter 11 bankruptcy cases that are being jointly administered under Lead Case No. 19-01189-11-WLH (the “Case”) and the Washington State Nurses Association (“WSNA” and together with the Debtors, the “Parties”, and each a “Party”) for the Court to enter an order authorizing the Parties to enter into a certain settlement agreement (the “Settlement Agreement”) pursuant to Federal Rule of Bankruptcy Procedure (“Bankruptcy

9019 ORDER

20-86005-WLF Doc 43 Filed 09/09/20 Entered 09/09/20 13:24:36 Pg 43

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1 Rule”) 9019 to completely and fully resolve the above-captioned Adversary
2 Proceeding No. 20-80005 (the “Adversary Proceeding”), which Settlement Motion
3 and related exhibits were filed under seal pursuant to a motion filed on July 30, 2020
4 (the “Seal Motion”) [Adv. Docket No. 35] and approved by order of the Court
5 entered on August 7, 2020, (the “Seal Order”) [Adv. Pro. Docket No. 38] and
6 further finding that notice of the Settlement Motion was filed in the Adversary
7 Proceeding on July 30, 2020 [Adv. Pro. Docket No. 34] and, that upon request of the
8 Official Committee of Unsecured Creditors a new notice (the “New Notice”) of the
9 Settlement Motion was filed on August 20, 2020 in the Adversary Proceeding [Adv.
10 Pro. Docket 39] and the Case [Docket No. 1715] and finding that service of the New
11 Notice was made on August 20, 2020 upon “all CM/ECF participants” and Affected
12 Parties by First Class Mail (collectively the “New Notice Parties”) as stated in the
13 Certificate of Service filed on August 25, 2020 [Docket No. 1732], and finding that
14 no objections were filed by the objection deadline of September 4, 2020, 1:00 pm or
15 thereafter to the Motion or the relief sought therein, and good cause appearing
16 therefor,

17 HEREBY ORDERS AS FOLLOWS:

- 18 1. The Motion [ECF No. 34] is granted.
- 19 2. The Parties are authorized to execute the Settlement Agreement.
- 20 3. The Parties are authorized to take all action agreed upon as set forth
- 21 under the Settlement Agreement.

4. Within ten (10) business days of the date of entry of this Order, WSNA shall dismiss the Adversary Proceeding, with prejudice.

5. The Court retains jurisdiction to address issues arising under the Settlement Agreement or the Settlement Motion.

6. The Debtors shall serve a copy of this Order on the New Notice Parties.

///End of Order///

* Changes made by court