

So Ordered.

Docket #2275 Date Filed: 01/21/2021



Whitman L. Holt
Bankruptcy Judge

Dated: January 21st, 2021

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

In re:

ASTRIA HEALTH, et al.¹

Debtors.

Case No. 19-01189-11

Chapter 11
(Lead Case)
(Jointly Administered)

**AGREED ORDER APPROVING
STIPULATION BETWEEN
REORGANIZED DEBTORS
AND CERNER CORPORATION
RESOLVING DEBTORS'
MOTION TO ASSUME AND
REJECT CONTRACTS
BETWEEN THE DEBTORS,**

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).

AGREED ORDER RESOLVING DEBTORS' MOTION TO ASSUME
AND REJECT CONTRACTS BETWEEN THE DEBTORS, CERNER
CORPORATION AND CERNER REVWORKS

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**CERNER CORPORATION AND
CERNER REVWORKS**

**[RELATED DOCKET NOS.
2086, 2133, 2217, and 2269]**

The Court, having read and considered the *Stipulation Between Reorganized Debtors and Cerner Corporation Resolving Debtors' Motion to Assume and Reject Contracts Between the Debtors, Cerner Corporation and Cerner RevWorks* (the "Stipulation"), filed as Docket No. [2269], entered between the above-captioned reorganized debtors (collectively, the "Debtors") and Cerner Corporation, on behalf of itself and its affiliates (collectively, "Cerner"), and good cause appearing therefor,

HEREBY ORDERS AS FOLLOWS:

1. The Stipulation is **construed as a motion to approve its terms. So construed, the motion is granted and the stipulation is approved.**
2. The Cerner Business Agreement ("CBA") consists of the documents set forth on the list attached as Exhibit A to the Stipulation.
3. The CBA, as detailed on Exhibit A to the Stipulation, is assumed by the Debtors as of the Effective Date of the Modified Second Amended Joint Chapter 11 Plan of Reorganization of Astria Health and its Debtor Affiliates.
4. As directed in the Order Confirming Modified Second Amended Joint Chapter 11 Plan of Reorganization of Astria Health and its Debtor Affiliates [Dkt.

AGREED ORDER RESOLVING DEBTORS' MOTION TO ASSUME
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1 No. 2217] (the “Confirmation Order”), a to-be-filed adversary proceeding (the
2 “Adversary Proceeding”) governs “all prepetition claims and postpetition claims,
3 obligations causes of action or other rights existing between the Debtors and
4 Cerner, including any cure and administrative claims” and this includes the cure
5 amount for the Debtors’ assumption of the CBA.
6

7 5. The Adversary Proceeding may be filed by the Debtors up to and
8 including February 22, 2021.
9

10 6. The RevWorks Contract (as defined in the Motion referenced in the
11 Stipulation) is not assumed and any claim, including rejection damages
12 associated therewith, will be addressed in the Adversary Proceeding.
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14 7. This Court shall retain jurisdiction for all matters arising from or
15 relating to the terms of the Stipulation.
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17 ///End of Order///
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26 AGREED ORDER RESOLVING DEBTORS’ MOTION TO ASSUME
27 AND REJECT CONTRACTS BETWEEN THE DEBTORS, CERNER
28 CORPORATION AND CERNER REVWORKS

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*** Changes made by court**

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