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Attorneys for the Reorganized Debtors

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

IN RE:

ASTRIA HEALTH, et al.,

Debtors and Debtors in
 Possession.¹

Chapter 11

Lead Case No. 19-01189-11
 Jointly Administered

**CERTIFICATION OF COUNSEL REGARDING
 NO UNRESOLVED RESPONSES AND
 REQUEST FOR ENTRY OF AN ORDER
 SUSTAINING REORGANIZED 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).

CERTIFICATION OF COUNSEL RE
 OMNIBUS OBJECTION TO ACTIVE
 EMPLOYEE CLAIMS

- 1 -



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1 **NOTICE OF TREATMENT OF ACTIVE**
2 **EMPLOYEE PRIORITY CLAIMS AND, TO**
3 **THE EXTENT APPLICABLE, OMNIBUS**
OBJECTION THERETO [RELATED DOCKET
NO. 2389]

4 I, Malka S. Zeefe, declare, that if called as a witness, would and could
5 competently testify thereto, of my own personal knowledge, as follows:

6 1. Astria Health (“Astria”), SHC Medical Center - Yakima, formerly an
7 operating hospital (“ARMC”), SHC Medical Center - Toppenish, doing business as
8 Astria Toppenish Hospital (“Toppenish”), Sunnyside Community Hospital
9 Association (“Sunnyside”), all Washington nonprofit corporations under § 501(c)(3)
10 of title 26 of the United States Code, and along with the above-referenced affiliated
11 debtors (collectively, the “Reorganized Debtors”),² formerly the debtors and debtors
12 in possession (as such, the “Debtors”) in the above-captioned chapter 11 bankruptcy
13 cases (collectively, the “Chapter 11 Cases”), by and through counsel, filed the
14 *Reorganized Debtors’ Notice of Treatment of Active Employee Priority Claims and,*
15 *to the Extent Applicable, Omnibus Objection Thereto* [Docket No. 2389] (the
16 “Objection”) on March 17, 2021, seeking entry of an order (a) sustaining the
17
18
19

20 ² As a technical matter, ARMC did not reorganize because it was closed and the
21 building where it operated was sold during the Chapter 11 Cases. Nevertheless, for
simplicity, it is referred to as a Reorganized Debtor.

CERTIFICATION OF COUNSEL RE
OMNIBUS OBJECTION TO ACTIVE
EMPLOYEE CLAIMS

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1 Objection, (b) disallowing the Claims as set forth on Exhibit A to the Objection, and
2 (c) granting such other and further relief the Court deems just and proper.³

3 2. The Objection provided that any Response to the Objection must be
4 filed by April 8, 2021 at 4:00 p.m. (Pacific Time).

5 3. On March 23, 2021, the Reorganized Debtors' agent filed a Certificate
6 of Service [Docket No. 2400], which provides that the Objection was served on the
7 Claimants on March 18, 2021.

8 4. One informal response was received by Claimant Sandra Herzog via
9 web inquiry on April 7, 2021 (the "Herzog Response"), regarding filed proof of claim
10 number 605 (the "Herzog Claim"), which appeared on line 31 of Exhibit A to the
11 Objection. In the Herzog Response, Ms. Herzog represented that she is no longer an
12 active employee with continued access to her PTO. The Reorganized Debtors
13 investigated and agree with the Herzog Response, and accordingly withdraw the
14 Objection solely with respect to the Herzog Claim. In light of the new circumstances,
15 the Reorganized Debtors have a different objection to the Herzog Claim, which they
16 will in the near future file, notice, and set for hearing. The Reorganized Debtors and
17 the GUC Distribution Trustee reiterate and reserve all rights with respect thereto.
18 However, for the purpose of the Objection, the Herzog Response is resolved. A
19

20 ³ Capitalized terms not otherwise defined herein shall have the meaning afforded in
21 the Objection.

1 markup of Exhibit A to the Objection striking the Herzog Claim therefrom is attached
2 hereto.

3 5. Other than the Herzog Response, no other Response to the Objection
4 was filed or otherwise received by April 8, 2021 at 4:00 p.m. (Pacific Time)—or even
5 as of the filing of this Certification. Pursuant to Local Rule 3007-1(c)(3), the Court
6 may therefore consider and determine the Objection without oral argument.

7 6. Accordingly, the Reorganized Debtors request entry of an order, which
8 is being lodged contemporaneously herewith, sustaining the Objection and
9 disallowing the Claims as set forth on Exhibit A to the Order (as modified as
10 described herein).

11 I declare under penalty of perjury under the laws of the United States of
12 America that the foregoing is true and correct to the best of my knowledge,
13 information and belief.

14 Dated: April 12, 2021

/s/ Malka S. Zeefe

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CERTIFICATION OF COUNSEL RE
OMNIBUS OBJECTION TO ACTIVE
EMPLOYEE CLAIMS

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Exhibit A: Schedule of Active Employee/Provider Claims [MODIFIED]

The Reorganized Debtors seek disallowance of the following claims filed by active employees and providers for wages, paid time off (PTO), reimbursement of expenses, or other benefits, which have been satisfied and/or rolled forward with their employment in accordance with their employment terms, and any related duplicative claims. The request and basis pertain only to the Claims listed in this schedule, and may not be extrapolated to any other claims, whether filed or not filed.

	Claimant Name and Number¹	Claim Number¹	Filed Claim Amount and Priority	Request and Basis
1.	M. Aguilar 4138557	627	\$3,671.95 P	Disallow - Active employee roll-forward
2.	W. Alvarez 4137662	586	\$1,690.92 P	Disallow - Active employee roll-forward
3.	L. Bailey 4138501	619	\$1,679.18 P	Disallow - Active employee roll-forward
4.	M. Barrera 4138516	620	\$1,851.36 P	Disallow - Active employee roll-forward
5.	C. Bofman 4137003	557	\$22,759.83 P	Disallow - Active employee roll-forward
6.	V. Bremjit 4083074	455	\$985.00 P	Disallow – Paid
7.	M. Brizuela 4113016	574	\$30,937.59 P	Disallow - Active employee roll-forward
8.	T. Brown 4138079	593	\$9,458.00 P	Disallow - Active employee roll-forward
9.	T. Bryson 4138214	596	\$2,150.69 P	Disallow - Active employee roll-forward

¹ Unless otherwise indicated, claimant and claim numbers refer to official claims register maintained in Case No. 19-01189 (Astria Health).

	Claimant Name and Number ¹	Claim Number ¹	Filed Claim Amount and Priority	Request and Basis
10.	M. Calkins 4137131	567	\$6,753.57 P	Disallow - Active employee roll-forward
11.	M. Carbajal 4137127	564	\$2,126.07 P	Disallow - Active employee roll-forward
12.	B. Carranza 4137661	582	\$1,047.92 P	Disallow - Active employee roll-forward
13.	B. Cendejas 4138723	645	\$1,472.19 P	Disallow - Active employee roll-forward
14.	S. Cerda 4137034	559	\$2,795.74 P	Disallow - Active employee roll-forward
15.	J. Correa 4137468	576	\$20,310.52 P	Disallow - Active employee roll-forward
16.	S. Cortez 4137251	571	\$8,456.32 P	Disallow - Active employee roll-forward
17.	C. Damron 4136955	552	\$10,179.10 P	Disallow - Active employee roll-forward
18.	X. Diaz 4137277	573	\$3,072.65 P	Disallow - Active employee roll-forward
19.	R. Dominguez 4137664	588	\$1,157.76 P	Disallow - Active employee roll-forward
20.	S. Farias 4139275	653	\$2,075.61 P	Disallow - Active employee roll-forward
21.	A. Garcia 4137666	590	\$86,816.73 P	Disallow - Active provider roll-forward
22.	M. Gardner 4113117	581	\$23,949.00 P	Disallow - Active employee roll-forward
23.	R. Gonzalez 4136902	550	\$7,245.84 P	Disallow - Active employee roll-forward
24.	M. Gonzalez-Sanchez 4137154	568	\$1,276.63 P	Disallow - Active employee roll-forward

	Claimant Name and Number ¹	Claim Number ¹	Filed Claim Amount and Priority	Request and Basis
25.	C. Goulet 4136885	542	\$28,540.70 P	Disallow - Active employee roll-forward
26.	A. Greenwald 4081200	448	\$1,680.09 P	Disallow - Paid
27.	A. Greenwald 4081201 ²	87 ²	\$1,680.09 P	Disallow - Multidebtor Duplicate of 448
28.	C. Grotewold 4137539	579	\$3,092.98 P	Disallow - Active employee roll-forward
29.	S. Heflick 4084997	457	\$835.00 P	Disallow - Paid
30.	M. Herrera 4138429	616	\$2,146.50 P	Disallow - Active employee roll-forward
31.	S. Herzeg³ 4138295	605	\$17,347.67 P	Disallow - Active employee roll forward
32.	S. Hoffer 4136901	549	\$7,152.22 P	Disallow - Active employee roll-forward
33.	L. Hoffert 4137269	572	\$22,447.51 P	Disallow - Active employee roll-forward
34.	V. Humphries 4110584	500	\$4,530.63 P	Disallow - Active employee roll-forward
35.	M. Izzi 4138562	632	\$2,508.00 P	Disallow - Active employee roll-forward

² Claim filed in Case No. 19-01192 (SHC Medical Center - Yakima).

³ The current Objection is withdrawn as to this claim. In the future, a new objection to this claim will be filed, noticed, and set for hearing.

	Claimant Name and Number ¹	Claim Number ¹	Filed Claim Amount and Priority	Request and Basis
36.	M. Jimenez 4138571	635	\$13,841.40 P	Disallow - Active employee roll-forward
37.	R. Jimenez ⁴ 4062778	646	\$4,328.01 P	Disallow - Active employee roll-forward
38.	S. Johnson 4137669	583	\$5,214.86 P	Disallow - Active employee roll-forward
39.	S. Kephart 4138574	636	\$8,652.54 P	Disallow - Active employee roll-forward
40.	A. Kim 4136877	541	\$1,976.29 P	Disallow - Paid
41.	B. Leija 4139272	656	\$13,577.73 P	Disallow - Active employee roll-forward
42.	C. Leishman 4136900	548	\$24,609.58 P	Disallow - Active employee roll-forward
43.	M. Licea 4137040	562	\$18,306.13 P	Disallow - Active employee roll-forward
44.	R. Lilienthal 4138523	624	\$8,747.70 P	Disallow - Active employee roll-forward
45.	M. Lindberg 4136980	556	\$2,315.15 P	Disallow - Active employee roll-forward
46.	Q. Lu 4063289	205	\$1,388.00 P	Disallow - Paid
47.	M. Macias 4136893	544	\$4,202.00 P	Disallow - Active employee roll-forward

⁴ The claims register reflects the Claimant's name and address as Astria Health, John Gallagher, 900 W Chestnut Avenue, Yakima, WA 98902, which belong to the Debtors. For the purpose of complete notice, the name and address included in this schedule are taken from the Claim's signature page.

	Claimant Name and Number ¹	Claim Number ¹	Filed Claim Amount and Priority		Request and Basis
48.	A. Madej 4138524	625	\$13,650.00	P	Disallow - Active provider roll-forward
			\$2,060.41	GUC	
49.	M. Madrigal 4138738	650	\$3,513.60	P	Disallow - Active employee roll-forward
50.	A. Martinez 4138572	634	\$1,375.20	P	Disallow - Active employee roll-forward
51.	M. Martinez 4137130	566	\$5,200.02	P	Disallow - Active employee roll-forward
52.	G. Mejia 4137240	570	\$1,373.76	P	Disallow - Active employee roll-forward
53.	A. Mendez 4138761	651	\$2,436.19	P	Disallow - Active employee roll-forward
54.	M. Mendoza 4141097	661	\$4,675.73	P	Disallow - Active employee roll-forward
55.	M. Montelongo 4139775	659	\$569.86	P	Disallow - Active employee roll-forward
56.	V. Morales 4137535	578	\$250.42	P	Disallow - Active employee roll-forward
57.	E. Montelongo 4136899	547	\$20,271.99	P	Disallow - Active employee roll-forward
58.	A. Musselman 4136898	546	\$4,623.83	P	Disallow - Active employee roll-forward
59.	N. Ochoa 4139682	658	\$1,466.94	P	Disallow - Active employee roll-forward
60.	A. Palomarez 4138726	648	\$1,520.00	P	Disallow - Active employee roll-forward
61.	A. Peralez 4138270	600	\$6,019.06	P	Disallow - Active employee roll-forward

	Claimant Name and Number ¹	Claim Number ¹	Filed Claim Amount and Priority	Request and Basis
62.	C. Perez 4137013	558	\$4,746.64 P	Disallow - Active employee roll-forward
63.	M. Rangel 4138580	639	\$837.18 P	Disallow - Active employee roll-forward
64.	C. Rasmusson 4138213	595	\$4,031.04 P	Disallow - Active employee roll-forward
65.	G. Rodriguez 4136932	551	\$31,910.01 P	Disallow - Active employee roll-forward
66.	A. Ruelas 4138341	609	\$2,013.81 P	Disallow - Active employee roll-forward
67.	I. Ruelas 4138556	626	\$1,781.73 P	Disallow - Active employee roll-forward
68.	C. Ruggles 4136894	545	\$4,890.31 P	Disallow - Active employee roll-forward
69.	C. Salinas 4139273	655	\$3,420.28 P	Disallow - Active employee roll-forward
70.	I. Sanchez 4138722	644	\$1,095.48 P	Disallow - Active employee roll-forward
71.	C. Sandoval 4136979	555	\$7,406.36 P	Disallow - Active employee roll-forward
72.	Y. Sandoval 4137665	589	\$1,696.08 P	Disallow - Active employee roll-forward
73.	D. Shoemaker 4136958	554	\$104,047.40 P	Disallow - Active provider roll-forward
74.	J. Venecia 4139274	654	\$2,007.63 P	Disallow - Active employee roll-forward

Claimant Name and Number ¹	Claim Number ¹	Filed Claim Amount and Priority	Request and Basis
75. S. Villarruel ⁵ 4062778	649	\$8,495.28 P	Disallow - Active employee roll-forward
76. R. Wells 4137667	584	\$25,925.99 P	Disallow - Active employee roll-forward
77. C. Whittlesey 4137044	563	\$11,191.41 P	Disallow - Paid
78. C. Whittlesey 4069159 ⁵	16 ⁶	\$10,212.41 P	Disallow – Superseded by Claim 563
79. C. Whittlesey 4069159 ⁶	18 ⁷	\$10,400.00 P	Disallow – Superseded by Claim 563
80. M. Ybanez 4138390	613	\$183,903.06 P	Disallow - Active employee roll-forward
81. L. Zarate 4138262	598	\$3,192.20 P	Disallow - Active employee roll-forward

⁵ The claims register reflects the Claimant's name and address as Astria Health, John Gallagher, 900 W Chestnut Avenue, Yakima, WA 98902, which belong to the Debtors. For the purpose of complete notice, the name and address included in this schedule are taken from the Claim's signature page.

⁶ Claim filed in Case No. 19-01192 (SHC Medical Center - Yakima).

⁷ Claim filed in Case No. 19-01192 (SHC Medical Center - Yakima).