1			
2			
3			
4			
5			
6			
7		нытер отатес ра	NIZDUDTOV COUDT
8	UNITED STATES BANKRUPTCY COURT EASTERN DISTRICT OF WASHINGTON		
9	IN RE:		
10	ASTRIA HEALTH,		Chapter 11
11	,	Remaining Debtor.	Case No. 19-01189-11
12		Kemanning Deotor.	ORDER GRANTING THE GUC
13			DISTRIBUTION TRUSTEE'S FOURTH OMNIBUS CLAIMS OBJECTION
14			(SUPERSEDED CLAIMS)

This matter came before the court on The GUC Distribution Trustee's Fourth Omnibus Claims Objection (the "Objection"). Capitalized terms not defined in this Order shall have their meanings as set forth in the Objection.

This court has found that it has jurisdiction over this matter pursuant to 28 U.S.C. §§ 157 and 1334 and has authority to enter a final order consistent with Article III of the United States Constitution; that venue of this proceeding and the Objection in this district is proper pursuant to 28 U.S.C. §§ 1408 and 1409; and that the notice of the Objection was appropriate under the circumstances and no other notice need be provided. Having reviewed the Objection and all documents filed in support of or opposition thereto; having heard the statements of counsel at any hearing before this court; and upon the record in this matter; and after due deliberation

ORDER GRANTING THE GUC DISTRIBUTION TRUSTEE'S FOURTH OMNIBUS CLAIMS OBJECTION - 1

15

16

17

18

19

20

21

22

23

24

25

26



Entered 01/31/23 10:00:03 19-01189-WLH11 Doc 2831 Filed 01/31/23 Pg 1 of 3 thereon; and this court having determined that just cause has been established for the relief granted herein, it is hereby **ORDERED** as follows:

1.

1

2

3

4

5

6

7

8

9

10

11

12

13

14

15

16

17

18

19

20

21

22

23

24

25

26

The Objection is granted as set forth herein.

2. Any Response to the Objection that has not otherwise been withdrawn or resolved, or with respect to which the hearing on the Objection has not been adjourned, is hereby overruled.

3. The Superseded Claims identified on **Exhibit A** attached to the Objection are hereby disallowed and expunged in their entirety.

4. The official claims register shall be modified in accordance with this Order.

5. Each Claim that is the subject of the Objection (together with the objection to such Claim set forth in the Objection and any applicable Response thereto) constitutes a separate contested matter as contemplated by Bankruptcy Rule 9014. This Order shall be deemed a separate order with respect to each such Claim. Any stay of this Order pending appeal by any of the claimants subject to this Order shall only apply to the contested matter that involves such claimant and shall not act to stay the applicability and/or finality of this Order with respect to the other contested matters addressed hereby.

6. All rights of the GUC Distribution Trustee and the Reorganized Debtors to object to any claim (including the Claims that are the subject of the Objection) at a later date on any basis are reserved and preserved.

7. All rights of the GUC Distribution Trustee and Reorganized Debtors to use any available defenses, under section 502 of the Bankruptcy Code or otherwise, and to set off or recoup against, or otherwise reduce all or any part of, any claim (including the Claims that are the subject of the Objection) are reserved and preserved.

 ORDER GRANTING THE GUC DISTRIBUTION TRUSTEE'S
 Schweet Linde & Rosenblum, PLLC

 FOURTH OMNIBUS CLAIMS OBJECTION – 2
 575 S. Michigan St.

 Seattle, WA 98108
 P (206) 275-1010 F (206) 381-0101

 19-01189-WLH11
 Doc 2831
 Filed 01/31/23
 Entered 01/31/23
 10:00:03
 Pq 2 of 3

1	8. The terms and conditions of this Order shall be effective and enforceable			
2	immediately upon its entry.			
3	9. The GUC Distribution Trustee and all other parties are authorized to take all			
4	actions necessary to effectuate the relief granted in this Order.			
5	10. This court shall retain jurisdiction over all affected parties with respect to any			
6	matters, claims, or rights arising from or related to the implementation and interpretation of this			
7	Order.			
8	//End of Order//			
9				
10	SCHWEET LINDE & ROSENBLUM, PLLC			
11	/s/ Michael M. Sperry/			
12	575 South Michigan Street Seattle, WA 98108 Telephone: (206) 381-0133			
13 14				
15	E man: michaels@schweetlaw.com			
15	Co-Counsel for Steven D Sass LLC, as GUC Distribution Trustee			
17				
18				
19				
20				
21				
22				
23				
24				
25				
26				
	ORDER GRANTING THE GUC DISTRIBUTION TRUSTEE'S FOURTH OMNIBUS CLAIMS OBJECTION – 3Schweet Linde & Rosenblum, PLLC575 S. Michigan St. Seattle, WA 98108			
	P (206) 275-1010 F (206) 381-0101 19-01189-WLH11 Doc 2831 Filed 01/31/23 Entered 01/31/23 10:00:03 Pg 3 of 3			