

In re:  
Beverly Community Hospital Association  
Debtor

Case No. 23-12359-SK  
Docket #139 Date Filed: 04/26/2023

## CERTIFICATE OF NOTICE

District/off: 0973-2  
Date Rcvd: Apr 24, 2023

User: admin  
Form ID: pdf042

Page 1 of 2  
Total Noticed: 1

The following symbols are used throughout this certificate:

Symbol	Definition
+	Addresses marked '+' were corrected by inserting the ZIP, adding the last four digits to complete the zip +4, or replacing an incorrect ZIP. USPS regulations require that automation-compatible mail display the correct ZIP.

Notice by first class mail was sent to the following persons/entities by the Bankruptcy Noticing Center on Apr 26, 2023:

NONE

Notice by electronic transmission was sent to the following persons/entities by the Bankruptcy Noticing Center.

Electronic transmission includes sending notices via email (Email/text and Email/PDF), and electronic data interchange (EDI). Electronic transmission is in Eastern Standard Time.

Recip ID	Notice Type: Email Address	Date/Time	Recipient Name and Address
db	+ Email/PDF: acheng@beverly.org	Apr 24 2023 23:59:00	Beverly Community Hospital Association, 309 West Beverly Blvd, Montebello, CA 90640-4308

TOTAL: 1

## BYPASSED RECIPIENTS

The following addresses were not sent this bankruptcy notice due to an undeliverable address, \*duplicate of an address listed above, \*P duplicate of a preferred address, or ## out of date forwarding orders with USPS.

NONE

## NOTICE CERTIFICATION

I, Gustava Winters, declare under the penalty of perjury that I have sent the attached document to the above listed entities in the manner shown, and prepared the Certificate of Notice and that it is true and correct to the best of my information and belief.

Meeting of Creditor Notices only (Official Form 309): Pursuant to Fed .R. Bank. P.2002(a)(1), a notice containing the complete Social Security Number (SSN) of the debtor(s) was furnished to all parties listed. This official court copy contains the redacted SSN as required by the bankruptcy rules and the Judiciary's privacy policies.

Date: Apr 26, 2023

Signature: /s/Gustava Winters

## CM/ECF NOTICE OF ELECTRONIC FILING

The following persons/entities were sent notice through the court's CM/ECF electronic mail (Email) system on April 21, 2023 at the address(es) listed below:

Name	Email Address
Alexandria Lattner	on behalf of Debtor Beverly Community Hospital Association alattnr@sheppardmullin.com ehwalters@sheppardmullin.com
Evan Gershbein	on behalf of Other Professional Kurtzman Carson Consultants LLC ECFpleadings@kccllc.com
Evelina Gentry	on behalf of Creditor Advantis Medical Staffing evelina.gentry@akerman.com rob.diwa@akerman.com
Howard Steinberg	on behalf of Creditor U.S. Bank Trust Company National Association as Master Trustee steinbergh@gtlaw.com, pearsallt@gtlaw.com;howard-steinberg-6096@ecf.pacerpro.com
Jennifer L Nassiri	on behalf of Debtor Beverly Community Hospital Association JNassiri@sheppardmullin.com



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Joseph P Buchman

on behalf of Creditor Montebello Land and Water Company jbuchman@bwslaw.com gmitche11@bwslaw.com

Marc A Levinson

on behalf of Debtor Beverly Community Hospital Association MAlvinson@orrick.com borozco@orrick.com

Michael Jones

on behalf of U.S. Trustee United States Trustee (LA) michael.jones4@usdoj.gov

Nathan A Schultz

on behalf of Creditor Hanmi Bank nschultzesq@gmail.com

Ron Maroko

on behalf of U.S. Trustee United States Trustee (LA) ron.maroko@usdoj.gov

Sharon Z. Weiss

on behalf of Interested Party Hilco Real Estate LLC sharon.weiss@bclplaw.com,  
raul.morales@bclplaw.com,REC\_KM\_ECF\_SMO@bclplaw.com

Sharon Z. Weiss

on behalf of Interested Party HRE Montebello LLC sharon.weiss@bclplaw.com,  
raul.morales@bclplaw.com,REC\_KM\_ECF\_SMO@bclplaw.com

United States Trustee (LA)

ustpreion16.la.ecf@usdoj.gov

TOTAL: 13

SHEPPARD, MULLIN, RICHTER & HAMPTON LLP  
JUSTIN R. BERNBROCK (admitted *pro hac vice*)  
CATHERINE JUN (admitted *pro hac vice*)  
ROBERT B. McLELLARN (admitted *pro hac vice*)  
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JENNIFER L. NASSIRI, SBN 209796  
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Proposed Counsel to Debtors and  
Debtors in Possession

UNITED STATES BANKRUPTCY COURT  
CENTRAL DISTRICT OF CALIFORNIA, LOS ANGELES DIVISION

In re:

BEVERLY COMMUNITY HOSPITAL  
ASSOCIATION, dba BEVERLY HOSPITAL  
(A NONPROFIT PUBLIC BENEFIT  
CORPORATION), *et al.*<sup>1</sup>

Debtors,

- ☒ Affects all Debtors  
☐ Affects Beverly Community  
Hospital Association  
☐ Montebello Community Health  
Services, Inc.  
☐ Beverly Hospital Foundation

**Lead Case No.: 2:23-bk-12359-SK**

Jointly administered with:

Case No: 2:23-bk-12360-SK

Case No: 2:23-bk-12361-SK

Hon. Sandra R. Klein

Chapter 11 Case

**ORDER (I) AUTHORIZING THE  
IMPLEMENTATION OF PROCEDURES  
TO PROTECT CONFIDENTIAL  
PATIENT INFORMATION, AND (II)  
GRANTING RELATED RELIEF**

Date: April 21, 2023  
Time: 2:00 p.m.  
Judge: Hon. Sandra R. Klein  
Place: Zoom.Gov – or - Courtroom 1575  
255 E. Temple St.  
Los Angeles, CA 90012

<sup>1</sup> The Debtors in these chapter 11 cases, along with the last four digits of each debtor's federal tax identification number, are: Beverly Community Hospital Association d/b/a Beverly Hospital (6005), Montebello Community Health Services, Inc. (3550), and Beverly Hospital Foundation (9685). The mailing address for the Debtors is 309 W. Beverly Blvd., Montebello, California 90640.

1       Upon the *Debtors' Emergency Motion for Entry of an Order (I) Authorizing the*  
2 *Implementation of Procedures to Protect Confidential Patient Information, and (II) Granting*  
3 *Related Relief* (the "Motion")<sup>2</sup> of the above-captioned debtors and debtors in possession  
4 (collectively, the "Debtors") filed on April 19, 2023; and upon the First Day Declaration; and this  
5 Court having jurisdiction over this matter pursuant to 28 U.S.C. § 1334; and this Court having found  
6 that this is a core proceeding pursuant to 28 U.S.C. § 157(b)(2); and this Court having found that it  
7 may enter a final order consistent with Article III of the United States Constitution; and this Court  
8 having found that venue of this proceeding and the Motion in this district is permissible pursuant to  
9 28 U.S.C. §§ 1408 and 1409; and this Court having found that the relief requested in the Motion is  
10 in the best interests of the Debtors' estates, their creditors, and other parties in interest; and this  
11 Court having found that the Debtors' notice of the Motion and opportunity for a hearing on the  
12 Motion were appropriate under the circumstances and no other notice need be provided; and this  
13 Court having reviewed the Motion and having heard the statements in support of the relief requested  
14 therein at a hearing before this Court on April 21, 2023 at 2:00 p.m.; and this Court having  
15 determined that the legal and factual bases set forth in the Motion and at the Hearing establish just  
16 cause for the relief granted herein and is necessary to avoid immediate and irreparable harm pursuant  
17 to Bankruptcy Rule 6003; and after due deliberation and sufficient cause appearing therefor,

18       **IT IS HEREBY ORDERED THAT:**

- 19       1.     The Motion is GRANTED as set forth in this Order.
- 20       2.     The Claims Agent shall prepare and maintain the Patient Matrix but shall not file it  
21 with this Court or otherwise disclose it to any other person, except as provided herein.
- 22       3.     The Claims Agent shall prepare and maintain the Patient Schedules but shall not file  
23 them with this Court or otherwise disclose them to any other person, except as provided herein.
- 24       4.     The Claims Agent shall prepare a redacted version of the Patient Schedules, which  
25 shall (a) redact the names and addresses of current and former Patients and (b) assign a unique  
26 identification number to each of the Patients (the "Redacted Patient Schedules").
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<sup>2</sup> Capitalized terms not defined in this Interim Order shall have the meanings given to them in the Motion.

1           5.       The Debtors are ordered to file the Redacted Patient Schedules with this Court in  
2 accordance with Federal Rule of Bankruptcy Procedure 1007.

3           6.       The Debtors are ordered to make the Patient Matrix and the Patient Schedules  
4 available to (a) this Court, (b) the United States Trustee, (c) any applicable state regulatory agency  
5 (through the respective state attorney general), and (d) any other party in interest but only after this  
6 Court, after notice and a hearing, enters an order authorizing such disclosure.

7           7.       This Order does not apply to any information of Patients that have filed lawsuits  
8 against the Debtors, and the Debtors shall disclose information about such Patients as required under  
9 the Bankruptcy Rules.

10          8.       The Debtors shall inform the U.S. Trustee and the Court promptly after denying any  
11 request for an unredacted document pursuant to this Order. Nothing herein precludes a party in  
12 interest's right to file a motion requesting that the Bankruptcy Court unseal the information redacted  
13 by this Order. The rights of all parties in these chapter 11 cases to object to the relief set forth in  
14 this Order, for any reason, including that the Debtors have not satisfied their burden under section  
15 107(c) of the Bankruptcy Code, are hereby preserved.

16          9.       The requirement under Local Bankruptcy Rule 9013-1(c) to file a memorandum of  
17 law in connection with the Motion is waived.

18          10.      Notice of the Motion as provided therein shall be deemed good and sufficient notice  
19 of such Motion and the requirements of Bankruptcy Rule 6004(a) and the Local Bankruptcy Rules  
20 are satisfied by such notice.

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1 11. Notwithstanding Bankruptcy Rule 6004(h), the terms and conditions of this Order  
2 are immediately effective and enforceable upon its entry.

3 12. The Debtors are authorized to take all actions necessary to effectuate the relief  
4 granted in this Order in accordance with the Motion.

5 13. This Court retains exclusive jurisdiction with respect to all matters arising from or  
6 related to the implementation, interpretation, and enforcement of this Order.

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23 Date: April 21, 2023

  
Sandra R. Klein  
United States Bankruptcy Judge