$\begin{array}{c} \text{Case} \ \underline{\textbf{22-02384-LT11}} \\ \text{CSD} \ 1001A \ [07/01/18] \end{array}$ Filed 09/16/22 Entered 09/18/22 21:07:13 Doc 32 Pg. 1 of 3 Docket #0032 Date Filed: 9/16/2022 Name, Address, Telephone No. & I.D. No. SAMUEL R. MAIZEL (Bar No. 189301)

samuel.maizel@dentons.com TANIA M. MOYRON (Bar No. 235736) tania.moyron@dentons.com DENTONS US LLP 601 South Figueroa Street, Suite 2500 Los Angeles, California 900017-5704 Telephone: 213 623 9300 Facsimile: 213 623 9924

Proposed Attorneys for the Chapter 11 Debtor and Debtor In Possession

Order Entered on September 16, 2022 by Clerk U.S. Bankruptcy Court Southern District of California

#### UNITED STATES BANKRUPTCY COURT

SOUTHERN DISTRICT OF CALIFORNIA 325 West F Street, San Diego, California 92101-6991

In Re

BORREGO COMMUNITY HEALTH FOUNDATION,

Debtor and Debtor In Possession.

BANKRUPTCY NO22-02384-LT11

Date of HearingSeptember 13, 2022 Time of Hearing3:00 p.m. Name of Judge Honorable Laura S. Taylor

Judge, United States Bankruptcy Court

Debtor.

# **ORDER ON**

EMERGENCY FIRST DAY MOTION OF DEBTOR FOR ENTRY OF ORDER SETTING INSIDER COMPENSATION

	The court orders as set forth on the continuation p	ages attached and numbered $\frac{1}{1}$ through $\frac{2}{1}$ with	
exhibits	s, if any, for a total of $\frac{2}{}$ pages. Motion/Applica	ation Docket Entry No. <u>11</u> .	
//			
//			
//			
//			
//			
DATE	D: September 16, 2022		_
		Za- / 14/	_

CSD 1001A @70210(P30942)LT11 Filed 09/16/22 Entered 09/18/22 21:07:13 Doc 32 Pg. 2 of 3 ORDER ON EMERGENCY FIRST DAY MOTION OF DEBTOR FOR ENTRY OF ORDER SETTING INSIDER

CASE NO: 22-02384-LT11

COMPENSATION

DEBTOR: BORREGO COMMUNITY HEALTH FOUNDATION

At the above referenced date, time and location, the Court held an emergency hearing on Debtor's Emergency First Day Motion for Entry of an Order Setting Insider Compensation; Memorandum Of Points And Authorities In Support Thereof (the "Emergency Motion") [Docket No. 12] filed by Borrego Community Health Foundation (capitalized terms not otherwise defined herein have the meanings ascribed to them in the Emergency Motion., the Debtor and Debtor in Possession in the above-captioned chapter 11 bankruptcy case (the "Debtor"). Having considered the Lee Declarations and the arguments of counsel on the record; and the Court having found that the relief requested in the Motion is in the best interests of the Debtor's estate, its creditors, and other parties in interest and necessary to avoid immediate and irreparable harm pursuant to Bankruptcy Rule 6003; and the Court having found that the Debtor provided appropriate notice of the Motion and the opportunity for a hearing on the Motion under the circumstances,

#### IT IS HEREBY ORDERED THAT:

- 1. The Motion is granted on an interim basis.
- 2. The Debtor is immediately authorized to pay Insiders their prepetition salaries in the ordinary course of business.
- 3. The Court shall hold a continued hearing on the Motion on Tuesday, September 27, 2022, at 3:00 p.m., which the Debtors shall provide notice thereof.
- 4. The Debtors shall file a supplemental declaration in support of the Motion no later than Monday, September 19, 2022.
- 5. Any opposition to the Motion shall be filed on or before Monday, September 26, 2022.
- 6. The Debtor is authorized to take all actions necessary to effectuate the relief granted in this Order in accordance with the Motion.
- 7. This Court retains exclusive jurisdiction with respect to all matters arising from or related to the implementation, interpretation, and enforcement of this Order.
- 8. This Order is entered without prejudice to the United States Trustee and any official committee of unsecured creditors, which shall retain the right to raise any issue with the Court, if any.

United States Bankruptcy Court Southern District of California

In re: Case No. 22-02384-LT

BORREGO COMMUNITY HEALTH FOUNDATION.

Chapter 11

Debtor

### CERTIFICATE OF NOTICE

District/off: 0974-3 User: Admin. Page 1 of 1
Date Rcvd: Sep 16, 2022 Form ID: pdfO1 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 Sep 18, 2022:

Recipi ID Recipient Name and Address

th + BORREGO COMMUNITY HEALTH FOUNDATION,, 587 Palm Canyon Dr., Suite 208, Borrego Springs, CA 92004-4000

TOTAL: 1

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).

NONE

## **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: Sep 18, 2022 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 September 16, 2022 at the address(es) listed below:

Name Email Address

Bernard M. Hansen

on behalf of Creditor Premier Healthcare Management Inc. bernardmhansen@sbcglobal.net

David Ortiz

on behalf of United States Trustee United States Trustee david.a.ortiz@usdoj.gov

USTP. REGION 15@USDOJ. GOV; tiff any.l. carroll@usdoj.gov; abram.s. feuerstein@usdoj.gov

Tania M. Moyron

on behalf of Debtor BORREGO COMMUNITY HEALTH FOUNDATION tania.moyron@dentons.com,

chris.omeara@dentons.com

United States Trustee

ustp.region15@usdoj.gov

TOTAL: 4