

IN THE UNITED STATES BANKRUPTCY COURT  
FOR THE DISTRICT OF DELAWARE

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In re	:	Chapter 11
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CANO HEALTH, INC., <i>et al.</i> ,	:	Case No. 24-10164 ( )
	:	
Debtors. <sup>1</sup>	:	(Joint Administration Requested)
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**MOTION OF DEBTORS PURSUANT TO 11 U.S.C. §§ 105, 107,  
AND 521 AND FED. R. BANKR. P. 1007, 2002, 9007, AND 9018  
FOR ENTRY OF ORDER (I) AUTHORIZING DEBTORS TO REDACT  
CERTAIN PERSONAL IDENTIFICATION INFORMATION; (II) MODIFYING  
REQUIREMENT TO FILE EQUITY SECURITY HOLDER LIST; (III) APPROVING  
FORM AND MANNER OF NOTICE OF COMMENCEMENT,  
INCLUDING SPECIAL NOTICING PROCEDURES FOR THE DEBTORS’  
CURRENT AND FORMER PATIENTS; AND (IV) GRANTING RELATED RELIEF**

Cano Health, Inc. and certain of its subsidiaries, as debtors and debtors in possession (collectively, the “**Debtors**”) in the above-captioned chapter 11 cases, respectfully represent as follows:

**Relief Requested**

1. By this motion (the “**Motion**”), pursuant to sections 105, 107, and 521 of title 11 of the United States Code (the “**Bankruptcy Code**”), Rules 1007, 2002, 9007, and 9018 of the Federal Rules of Bankruptcy Procedure (the “**Bankruptcy Rules**”), and Rules 1007-1, 2002-1(f)(v), and 9018-1 of the Local Rules of Bankruptcy Practice and Procedure of the United States Bankruptcy Court for the District of Delaware (the “**Local Bankruptcy Rules**”), the Debtors request entry of an order (i) authorizing the Debtors to redact from their list containing

<sup>1</sup> The last four digits of Cano Health, Inc.’s tax identification number are 4224. A complete list of the Debtors in the chapter 11 cases may be obtained on the website of the Debtors’ proposed claims and noticing agent at <https://www.kccllc.net/CanoHealth>. The Debtors’ mailing address is 9725 NW 117th Avenue, Miami, Florida 33178.



the name and complete address of each creditor, as provided by Local Bankruptcy Rule 1007-2(a) (the “**Creditor Matrix**”) and other documents filed in these chapter 11 cases certain personal identification information of current and former patients and other individual creditors and interest holders (the “**Personal Identification Information**”); (ii) modifying the requirement to file a list of the Debtors’ equity security holders; (iii) approving the form and manner of notifying creditors and other stakeholders of the commencement of these chapter 11 cases, including special noticing procedures for the Debtors’ current and former patients; and (iv) granting related relief.

2. A proposed form of order granting the relief requested herein is annexed hereto as **Exhibit A** (the “**Proposed Order**”).

### **Background**

3. Beginning on February 4, 2024 (the “**Petition Date**”), the Debtors each commenced with the Court a voluntary case under chapter 11 of the Bankruptcy Code. The Debtors are authorized to continue to operate their business and manage their properties as debtors in possession pursuant to sections 1107(a) and 1108 of the Bankruptcy Code. No trustee, examiner, or statutory committee of creditors has been appointed in these chapter 11 cases.

4. Contemporaneously herewith, the Debtors have filed a motion requesting joint administration of their chapter 11 cases pursuant to Bankruptcy Rule 1015(b) and Local Bankruptcy Rule 1015-1.

5. The Debtors, together with their non-debtor affiliates, are one of the largest independent primary care physician groups in the United States. The Debtors commenced their chapter 11 cases on a prearranged basis with the support, pursuant to the terms of a restructuring support agreement (the “**Restructuring Support Agreement**”), of creditors holding approximately 86% of the Debtors’ secured revolving and term loan debt and approximately 92% of the Debtors’ senior unsecured notes (collectively, the “**Consenting Creditors**”). With the

support of the Consenting Creditors, the Debtors are seeking to implement a comprehensive restructuring, which may be implemented through a chapter 11 plan or a sale of substantially all of the Debtors' assets. The Debtors expect to file a chapter 11 plan and disclosure statement in short order, consistent with the terms of the Restructuring Support Agreement, and to efficiently and expeditiously proceed through these cases towards emergence.

6. Additional information regarding the Debtors' business, capital structure, and the circumstances leading to the commencement of these chapter 11 cases is set forth in the *Declaration of Mark Kent in Support of Debtors' Chapter 11 Petitions* (the "**Kent Declaration**") and the *Declaration of Clayton Gring in Support of the Debtors' First Day Relief* (the "**Gring Declaration**") and, together with the Kent Declaration, the "**First Day Declarations**"), each filed contemporaneously herewith and incorporated by reference herein.

#### **Jurisdiction**

7. The Court has jurisdiction to consider this matter pursuant to 28 U.S.C. §§ 157 and 1334, and the *Amended Standing Order of Reference* from the United States District Court for the District of Delaware, dated February 29, 2012. This is a core proceeding pursuant to 28 U.S.C. § 157(b). Venue is proper before the Court pursuant to 28 U.S.C. §§ 1408 and 1409.

8. Pursuant to Local Bankruptcy Rule 9013-1(f), the Debtors consent to entry of a final order by the Court in connection with this Motion to the extent it is later determined that the Court, absent consent of the parties, cannot enter final orders or judgments consistent with Article III of the United States Constitution.

**Relief Requested Should Be Granted**

**A. The Redaction of Personal Identification Information Is Warranted.**

9. Section 107(c)(1) of the Bankruptcy Code provides:

The bankruptcy court, for cause, may protect an individual, with respect to the following types of information to the extent the court finds that disclosure of such information would create **undue risk of identity theft or other unlawful injury** to the individual or the individual's property:

(A) **Any** means of identification (as defined in section 1028(d) of title 18) contained in a paper filed, or to be filed, in a case under this title.

(B) **Other information** contained in a paper described in subparagraph (A).

11 U.S.C. § 107(c)(1)(A)–(B) (emphasis added). Thus, if a debtor can show that disclosure of any “means of identification,” or some “other information,” creates “undue risk of identity theft” or “other unlawful injury,” courts may intervene to curtail disclosure of that information. *Id.*

10. In addition, Bankruptcy Rule 9037(a) requires the redaction, unless the court orders otherwise, of personally identifiable information of minors. *See* Fed. R. Bankr. P. 9037(a). Pertinent to the Debtors, the Health Insurance Portability and Accountability Act of 1996 (“**HIPAA**”) creates a duty for healthcare providers to maintain the confidentiality of patient information. *See* 42 U.S.C. § 1320d–6(a). Monetary penalties for HIPAA violations of up to \$50,000 could be imposed for each violation, *see* 42 U.S.C. § 1320d–6(b)(1), up to an aggregate of \$1,500,000 for identical violations occurring during a calendar year. *See* 45 C.F.R. § 160.404. Under Florida law, where all of the Debtors’ medical centers and pharmacies are located, patient information may not be disclosed without consent from the patient. *See* Fla. Stat. § 456.057. In the event of a violation, the Florida Attorney General is authorized to impose “injunctive relief and fines not to exceed \$5,000 per violation.” Fla. Stat. § 456.057(16).

11. Here, the Debtors submit the personal mailing addresses of their individual creditors and equity holders, which include current and former patients, fit squarely within

section 1028(d)(7)(A) of title 18 of the United States Code and that disclosure of the personal addresses of such individual creditors and interest holders would (i) create an undue risk of identity theft as contemplated by section 107(c) of the Bankruptcy Code and (ii) potentially cause other types of unlawful injury to these individuals, including potential future harassment.

12. Section 1028(d)(7)(A) of title 18 of the United States Code defines “means of identification” as:

any name or number that may be used, alone or in conjunction with any other information, to identify a specific individual, including any—

(A) name, social security number, date of birth, official State or government issued driver’s licenses or identification number, alien registration number, government passport number, employer or taxpayer identification number . . .

18 U.S.C. § 1028(d)(7)(A). Although personal addresses are not specifically enumerated in this definition, this list is *inclusive*, rather than exclusive, and should not be read as an exhaustive list of “means of identification.” Accordingly, the fact that personal addresses are not listed in section 1028(d)(7)(A) does not prohibit their redaction in bankruptcy court documents pursuant to section 107(c) of the Bankruptcy Code. Indeed, had Congress intended to exclude personal mailing addresses from this list, it would have done so explicitly. As Judge Sontchi suggested in *In re Promise Healthcare Grp., LLC*, Congress has already acted, as “they’ve provided an ability for the Court to protect people when necessary” via section 107(c)(1) of the Bankruptcy Code. Hr’g Tr. at 18:18–20, 19:3–6, *In re Promise Healthcare Grp., LLC*, Case No. 18-12491 (CSS) (Bankr. D. Del. Dec. 4, 2018) (Docket No. 228) (noting that “to the extent Congress hasn’t acted specifically to deal with this, I think it should” but that Congress has already acted “because there’s a mechanism for protecting this information”).

13. Moreover, as noted above, section 1028(d)(7)(A) of title 18 of the United States Code contemplates as a “means of identification” *any* “name or number . . . used, alone or

in conjunction with any other information” to identify a specific individual. 18 U.S.C. § 1028(d)(7). A personal address is precisely that: a combination of names and numbers used to identify a specific individual. Therefore, although not specifically enumerated, a personal address fits squarely within the types of “means of identification” set forth by section 1028(d)(7)(A).

14. Courts in this district agree that section 1028(d)(7) is not exhaustive and that personal mailing addresses *are* a means of identification. Recently, Judge Owens overruled the U.S. Trustee’s objection to a similar sealing motion, holding that “the combination of the names and addresses is a means of identification under 28 [sic] U.S.C. 1028(d)(7)(a)” and that “[t]he enumerating list in [1028(d)](7)(a) is not exclusive.” Hr’g Tr. at 28:10–13, *In re Quorum Health Corp.*, Case No. 20-10766 (KBO) (Bankr. D. Del. May 6, 2020) (Docket No. 296); *see also* Hr’g Tr. at 24:15–20, *In re Clover Techs. Grp., LLC*, Case No. 19-12680 (KBO) (Bankr. D. Del. Jan. 22, 2020) (Docket No. 146) (“As I have held before[,] I do find that names and/or addresses are a means of identification. The combination of a name and address to me is a means of identification under . . . 28 [sic] U.S.C. 1028(d)(7).”); *see also* Hr’g Tr. at 37:25–38:4, *In re THG Holdings LLC*, Case No. 19-11689 (JTD) (Bankr. D. Del. Aug. 22, 2019) (Docket No. 180) (“And in terms of 1028(d) not including address[es], I agree. I think that’s an inclusive list. It wouldn’t seem to make much sense that I could order the names not to be disclosed, but the addresses had to be; that wouldn’t make any sense to me.”); Hr’g Tr. at 17:14–17, *In re L.K. Bennett U.S.A., Inc.*, Case No. 19-10760 (KG) (Bankr. D. Del. Apr. 9, 2019) (Docket No. 58) (“I do think that the list of matters to be considered personally identifiable is not exclusive . . .”); Hr’g Tr. at 47:20–22, *In re Hexion Holdings LLC*, Case No. 19-10684 (KG) (Bankr. D. Del. June 24, 2019) (Docket No. 922) (noting that section 1028(d) specifically mentions a driver’s license, which lists the person’s home

address, concluding that “[it] strikes me that [s]ection 107(c) does indeed protect this type of information”).

15. Additionally, courts in this district have recognized that permitting debtors to redact personally identifiable information, including home addresses, of individual creditors significantly reduces the risk that such individuals will become victims of identity theft and/or unlawful injury. *See, e.g.*, Hr’g Tr. at 29:13–14, 29:19–20, *In re Quorum Health Corp.*, Case No. 20-10766 (KBO) (Bankr. D. Del. May 6, 2020) (Docket No. 296) (overruling the U.S. Trustee’s objection to similar redaction relief, noting that the “association [of address information] with an employee makes the risk of identity theft even worse” and that “[t]he court can completely avoid contributing to this existing risk by redacting the addresses”); Hr’g Tr. at 24:21–25, 25:9–10, *In re Clover Techs. Grp., LLC*, Case No. 19-12680 (KBO) (Bankr. D. Del. Jan. 22, 2020) (Docket No. 146) (overruling the U.S. Trustee’s objection to similar redaction relief, noting that redaction of home addresses of individuals “is common sense. I don’t need evidence that there is, at best, a risk of identity theft and worse a risk of personal injury from listing someone’s name and address on the internet by way of the court’s electronic case filing system and, of course, the claims agent’s website. . . . The court can completely avoid contributing to the risk by redacting the addresses.”); Hr’g Tr. at 60:22–25, *In re Forever 21, Inc.*, Case No. 19-12122 (KG) (Bankr. D. Del. Dec. 19, 2019) (Docket No. 605) (overruling the U.S. Trustee’s objection to similar redaction relief, noting that “[w]e live in a new age in which the theft of personal identification is a real risk, as is injury to persons who, for personal reasons, seek to have their addresses withheld”).

16. Accordingly, the Debtors respectfully submit it is appropriate to authorize them to redact from any paper filed or to be filed with the Court in these chapter 11 cases (including the Creditor Matrix, schedules of assets and liabilities, and statements of financial affairs) (a) the

names, home and email addresses, and other personally identifiable information relating to the Debtors' current and former patients;<sup>2</sup> (b) all personally identifiable information of minors; and (c) the home and email addresses of all other individual creditors, including, but not limited to, the Debtors' current and former employees, contract workers, vendors, suppliers, and any individual equity holders.

17. Indeed, the risk to individuals themselves is not merely speculative. In at least one recent chapter 11 case, the abusive former partner of a debtor's employee exploited the publicly accessible creditor and employee information filed in the chapter 11 case to track the employee at her new address that had not been publicly available until then, forcing the employee to change addresses again.<sup>3</sup> With potentially more than one million individual notice parties, the Debtors cannot reasonably know with sufficient certainty whether a release of such individual creditors' personal information could potentially jeopardize their safety. Without this relief, (i) the Debtors risk exposure to severe monetary penalties for violating HIPAA and applicable state laws, which could jeopardize the Debtors' ongoing business and risk erosion of value from the Debtors' estate and (ii) the Debtors' current and former patients, employees, contract workers, vendors, and suppliers, or other individual creditors or equity holders would be susceptible to identity theft and potentially risk the safety of those who may be survivors of domestic violence, harassment, or stalking by publishing their contact information without any advance notice or opportunity to opt out or take protective measures.<sup>4</sup>

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<sup>2</sup> The Debtors will include identifiers assigned to code the data of current and former patients such as "Patient 1".

<sup>3</sup> The incident, which took place during the first *Charming Charlie* chapter 11 proceedings in 2017, is described in the "creditor matrix motion" filed in *In re Charming Charlie Holdings, Inc.*, Case No. 19-11534 (CSS) (Bankr. D. Del. Jul. 11, 2019) (Docket No. 4).

<sup>4</sup> Because the Debtors are healthcare providers, the majority of their creditors consist of current and former patients. The Debtors are seeking to further protect the confidential information of their current and former patients pursuant to specific procedures described in a separate motion, filed contemporaneously herewith.



18. The Debtors propose to provide, on a confidential basis, an unredacted version of the Creditor Matrix and any other applicable filings to (a) this Court; (b) the Office of the United States Trustee for the District of Delaware (the “**U.S. Trustee**”); (c) counsel to any official committee of unsecured creditors appointed in these chapter 11 cases; (d) the Debtors’ Claims and Noticing Agent (as defined below); (e) any applicable state regulatory agency (through the respective state attorney general); (f) any subsequently appointed trustee; and (g) any other party in interest, but only after this Court enters an order authorizing such disclosure after notice and a hearing; *provided, that*, any receiving party shall not transfer or otherwise provide such unredacted document to any person or entity not party to the request.

**B. Modification of Requirements to File a List of Equity Security Holders Under Certain Circumstances of These Chapter 11 Cases**

19. Bankruptcy Rule 1007(a)(3) requires a debtor to file, within fourteen (14) days after the petition date, a list of the debtor’s equity security holders. *See* Fed. R. Bankr. P. 1007(a)(3). Bankruptcy Rule 2002(d), in turn, requires that equity security holders be provided notice of, among other things, the commencement of the bankruptcy case and the confirmation hearing. *See* Fed. R. Bankr. P. 2002(d). Bankruptcy courts have authority to modify or waive the requirements under both rules. *See* Fed. R. Bankr. P. 1007(a)(3) (“[U]nless the court orders otherwise, the debtor shall file . . . a list of the debtor’s equity security holders . . . .”); Fed. R. Bankr. P. 2002(d) (“[U]nless otherwise ordered by the court, the clerk . . . shall in the manner and form directed by the court give notice to all equity security holders . . . .”); *see also* 11 U.S.C. § 105(a) (“The court may issue any order, process, or judgment that is necessary or appropriate to carry out the provisions of this title.”); Fed. R. Bankr. P. 9007 (“When notice is to be given under these rules, the court shall designate, if not otherwise specified herein, the time within which, the entities to whom, and the form and manner in which the notice shall be given.”).

20. The Debtors submit the requirements to file a list of, and provide notice directly to, equity holders should be modified as to Debtor Cano Health, Inc. (“**CHI**”) in these chapter 11 cases. CHI has two classes of common stock: Class A common stock, which are voting and economic shares, and Class B common stock, which are non-economic shares. CHI’s Class A common shares are publicly traded on the New York Stock Exchange under the ticker symbol “CANO.” In addition, the warrants exercisable for shares of Class A common stock are also publicly traded on the New York Stock Exchange under the ticker symbol “CANO.WS.” As of January 25, 2024, 60 million shares of CHI’s Class A common stock had been authorized with 4,747,566 shares issued and outstanding, and 10 million shares of CHI’s Class B common stock had been authorized with 661,834 shares issued and outstanding.<sup>5</sup> CHI does not maintain a list of its Class A common shareholders and, therefore, must obtain the names and addresses of those shareholders from a securities agent. For this reason, preparing a list of Class A common shareholders with accurate names and last known addresses, and providing notices to all such parties, would be expensive and time consuming and will serve little or no beneficial purpose. The Debtors instead propose to file a list of all known registered holders of CHI’s Class A and Class B common stock as of the Petition Date.<sup>6</sup>

21. The Debtors intend to provide notice to the Class A and Class B common shareholders by: (i) publishing the Notice of Commencement (as defined below) on the Debtors’ case website located at <https://www.kccllc.net/CanoHealth>; (ii) filing a Form 8-K with the U.S.

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<sup>5</sup> On November 2, 2023, CHI effected a 1-for-100 reverse stock split. As a result of the consummation of the reverse stock split, the total number of Class A and Class B common stock authorized for issuance was reduced from 6 billion to 60 million shares of its Class A common stock and from 1 billion to 10 million shares of its Class B common stock. The reverse stock split did not change the number of shares of CHI’s authorized preferred stock, which remained at 10 million shares.

<sup>6</sup> In addition, the Debtors will file a list of, and serve the Notice of Commencement on, all known registered holders of membership interests in Debtor Primary Care (ITC) Intermediate Holdings, LLC.

Securities and Exchange Commission within four (4) business days following the Petition Date, thereby notifying their investors and other parties of, among other things, the commencement of these chapter 11 cases, as well as any other filings with the U.S. Securities and Exchange Commission, as necessary, and other public announcements; and (iii) serving by first class mail the Notice of Commencement on all known registered holders of CHI's Class A and Class B common stock, and warrants, as soon as practicable after entry of the Proposed Order. All registered holders of CHI's Class A and Class B common stock served with the Notice of Commencement shall be required to serve such notice on any holder for whose benefit such shares are registered.

**C. Proposed Procedures for Service of Notice of Commencement and Patient Noticing Procedures**

22. Bankruptcy Rule 2002 establishes the general rule for notifying creditors in chapter 11 cases. Specifically, Bankruptcy Rule 2002(a) provides, in relevant part, that “the clerk, or some other person as the court may direct, shall give the debtor, the trustee, all creditors and indenture trustees at least 21 days’ notice by mail of: the meeting of creditors under § 341 or § 1104(b) of the Code.” Fed. R. Bankr. P. 2002(a)(1). Subsection (f) provides that notice of the order for relief shall be sent by mail to all creditors. *See* Fed. R. Bankr. P. 2002(f). Furthermore, Bankruptcy Rule 2002(d) provides that, unless otherwise ordered by the Bankruptcy Court, the Debtors shall provide notice to all equity security holders of the order for relief and any section 341 meeting of shareholders. *See* Fed. R. Bankr. P. 2002(d). The Bankruptcy Rules provide bankruptcy courts with substantial latitude for modifying the general requirement that notices be served on creditors at their addresses. *See* Fed. R. Bankr. P. 2002(m) and 9007. What is more,

Bankruptcy Rule 2002 allows bankruptcy courts to modify the manner of notice. *See* Fed. R. Bankr. P. 2002(m).

***Notice of Commencement***

23. Except as provided below with respect to the Debtors' current and former patients, the Debtors propose the Claims and Noticing Agent undertake all mailings directed by the Court or the U.S. Trustee or as required in section 342(a) of the Bankruptcy Code and Bankruptcy Rules 2002(a) and (f), including the notice of commencement of these chapter 11 cases, substantially in the form attached as Exhibit A to the Proposed Order (the "**Notice of Commencement**"), on all parties listed on the Creditor Matrix to advise them of the meeting of creditors under section 341 of the Bankruptcy Code by first class mail. The Debtors further request authority to distribute a cover letter to the Notice of Commencement containing overview information in a non-intimidating format with clear language, in both English and Spanish, to the Debtors' employees and providers, substantially in the form attached as Exhibit B to the Proposed Order (the "**Accessible Cover Letter**").

24. In addition, as set forth above, Debtor CHI is a public company and the ownership of its shares changes on a daily, if not more frequent, basis. Accordingly, serving the Notice of Commencement directly on all holders of CHI's equity interests by mail would also be very costly and not necessarily very effective. Further, it is highly likely that CHI's equity security holders will learn of these chapter 11 cases through the financial press, the publication proposed by the Debtors herein, and the Debtors' reporting with the U.S. Securities and Exchange Commission. In addition, as set forth above, the Debtors will serve by first class mail the Notice of Commencement on all known registered holders of CHI's Class A and Class B common stock as soon as practicable after the entry of the Proposed Order, with instructions to serve such notice

on any holder for whose benefit such shares are registered. Accordingly, the requirement that the Debtors provide the Notice of Commencement to all holders of equity interests in CHI should be modified, as authorized by Bankruptcy Rule 2002(d).

***Patient Noticing Procedures***

25. As one of the largest independent primary care physician groups in the United States, the Debtors have nearly one million current and former patients (the “**Patients**”) as potential notice parties in these chapter 11 cases, many of whom live in economically disadvantaged and minority communities. If the Debtors were to provide service of the traditional, long-form, Notice of Commencement to all of these Patients, the costs would be astronomical. Indeed, the Debtors’ proposed claims and noticing agent (“**KCC**”, or the “**Claims and Noticing Agent**”) estimates the cost to mail the Notice of Commencement and Accessible Cover Letter to Patients would likely exceed \$1.6 million, inclusive of postage, labor, printing and copying charges, and overhead costs. Taking into account the other mailings during the chapter 11 cases that would typically be served on all creditors, including Patients (e.g., bar date notices, disclosure statement hearing notices, confirmation hearing notices, etc.), the cost of mailing traditional, long-form paper notices to the Debtors’ Patients would likely exceed \$9.2 million for the chapter 11 cases.

26. Accordingly, given the excessive costs of mailing long-form notices to Patients identified on the Creditor Matrix, the Debtors request authority to serve Patients by postcard, and to offer these Patients the option of electing to instead receive notices by email if

they desire,<sup>7</sup> as outlined below (the “**Patient Noticing Procedures**”) in lieu of serving the traditional long-form Notice of Commencement.

- The Debtors will serve all Patients with a 4¼” x 6” postcard containing the material information set forth in the Notice of Commencement and the Accessible Cover Letter, in both English and Spanish, substantially in the form attached as Exhibit C to the Proposed Order (the “**Patient Notice**”), via first class presort postage or the most cost-effective method available directed to the last known physical address, if available, maintained in their books and records for such Patient. The Patient Notice will include a QR code (quick-response code) linking the reader directly to the Debtors’ case management website, which will provide (i) access to the Notice of Commencement and Accessible Cover Letter (both in English and Spanish), (ii) an option to receive future notices via email, and (iii) access to other critical information about the chapter 11 cases, including the public docket.
- To the extent the Debtors have an email address on file for any of the Patients, the Debtors will also serve the Notice of Commencement and Accessible Cover Letter on those Patients via email.
- The Debtors will publish the Notice of Commencement in both the national editions of the *Wall Street Journal* and the local editions of the *Miami Herald* and the *South Florida Sun Sentinel*. The Debtors will also publish the Notice of Commencement on the Debtors’ case management website established by KCC.

27. The Debtors submit the combination of service of the Patient Notice, supplemented by email, and publication of the Notice of Commencement, is the most practical method by which to notify Patients of the commencement of these chapter 11 cases and constitutes an efficient use of the estates’ resources. The Debtors further submit that the procedures outlined above are consistent with other procedures previously approved by courts in this district. *See, e.g., In re Kabbage, Inc. d/b/a KServicing*, Case No. 22-10951 (CTG) (Bankr. D. Del. Oct. 6, 2022)

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<sup>7</sup> For the avoidance of doubt, the proposed Patient Noticing Procedures shall apply to all notices and mailings the Patients are entitled to receive in these chapter 11 cases, including, without limitation, the notice of the hearing on approval of the disclosure statement; *provided, however*, the Patient Noticing Procedures shall not apply to service of the notice of confirmation of any chapter 11 plan and any notices or documents relating to solicitation of a plan, for which the Debtors shall seek separate relief with respect to the service of such notices and documents.

(Docket No. 77) (authorizing notice of commencement of the case to be provided by email to borrowers of the debtors, and to the extent the debtors received a “bounce-back,” via first class mail); *In re Renovate Am., Inc.*, Case No. 20-13172 (LSS) (Bankr. D. Del. Mar. 12, 2021) (Docket No. 323) (authorizing notice of commencement of the case to be provided to homeowners by email, and to the extent the debtors received a “bounce-back,” via first class mail); *In re 24 Hour Fitness Worldwide, Inc.*, Case No. 20-11558 (KBO) (Bankr. D. Del. June 25, 2020) (Docket No. 282) (authorizing notice of commencement of the case to be provided to members and guests by only (i) email notice, to the extent available, (ii) notice by mail, to the extent an email address was unavailable, and (iii) by publication notice to the extent the debtors had neither email addresses nor physical addresses on file; no further notices to current and former members and guests of the notice of commencement were required). Further, any party in interest, including Patients, may file a proper notice request pursuant to Bankruptcy Rule 2002.

28. Not only is service of the Patient Notice, supplemented by email and publication notice, as described above, the most efficient and cost-effective manner by which service of all interested parties can be completed, it is also the most likely to facilitate responses. In addition, this method of service will help alleviate administrative burdens and costs on the Debtors’ estates. The Debtors submit that this request is also well within the Court’s equitable powers under section 105(a) of the Bankruptcy Code.

### **Notice**

29. Notice of this Motion will be provided to the following parties (each as defined in the First Day Declarations): (a) the Office of the United States Trustee for the District of Delaware (Attn: Benjamin A. Hackman, Esq. (Benjamin.A.Hackman@usdoj.gov) and Jon Lipshie, Esq. (Jon.Lipshie@usdoj.gov)); (b) the holders of the thirty (30) largest unsecured claims

against the Debtors on a consolidated basis; (c) the Internal Revenue Service; (d) the U.S. Securities and Exchange Commission; (e) the United States Attorney's Office for the District of Delaware; (f) Gibson, Dunn & Crutcher LLP, 200 Park Ave, New York, NY 10166 (Attn: Scott J. Greenberg, Esq. (SGreenberg@gibsondunn.com), Michael J. Cohen, Esq. (MCohen@gibsondunn.com), and Christina M. Brown, Esq. (Christina.Brown@gibsondunn.com)) and Pachulski, Stang, Ziehl & Jones LLP, 919 North Market Street #1700, Wilmington, Delaware 19801 (Attn: Laura Davis Jones, Esq. (ljones@pszjlaw.com) and James O'Neill, Esq. (joneill@pszjlaw.com))), as counsel to the Ad Hoc First Lien Group; (g) ArentFox Schiff LLP, 1301 Avenue of the Americas, 42nd Floor New York, NY 10019 (Attn: Jeffrey R. Gleit, Esq. (jeffrey.gleit@afslaw.com)), as counsel to the DIP Agent; (h) Freshfields Bruckhaus Deringer US LLP, 601 Lexington Avenue, New York, NY 10022 (Attn: Mark F. Liscio, Esq. (mark.liscio@freshfields.com) and Scott D Talmadge, Esq. (scott.talmadge@freshfields.com)), as counsel to the Agent under the CS Credit Agreement; (i) Proskauer Rose LLP, 70 West Madison, Suite 3800, Chicago, IL 60602 (Attn: Evan Palenschat, Esq. (EPalenschat@proskauer.com)), as counsel to the Agent under the Side-Car Credit Agreement; (j) U.S. Bank National Association, West Side Flats 60 Livingston Ave. EP-MN-WS3C Saint Paul, MN 55107 (Attn: Global Corporate Trust Services), the Indenture Trustee under the Senior Note Indenture; (k) the state attorneys general for states in which the Debtors conduct business; and (l) any party that is entitled to notice pursuant to Local Bankruptcy Rule 9013-1(m) (collectively, the "**Notice Parties**"). Notice of this Motion and any order entered hereon will be served in accordance with Local Bankruptcy Rule 9013-1(m).



30. The Debtors respectfully submit that no further notice is required. No previous request for the relief sought herein has been made by the Debtors to this or any other Court.

*[Remainder of page intentionally left blank]*

WHEREFORE the Debtors respectfully request entry of the Proposed Order granting the relief requested herein and such other and further relief as the Court may deem just and appropriate.

Dated: February 5, 2024  
Wilmington, Delaware

*/s/ Amanda R. Steele*

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-and-

WEIL, GOTSHAL & MANGES LLP

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*Proposed Attorneys for the Debtors  
and the Debtors in Possession*

**Exhibit A**

**Proposed Order**

**IN THE UNITED STATES BANKRUPTCY COURT  
FOR THE DISTRICT OF DELAWARE**

	X	
	:	
<b>In re</b>	:	<b>Chapter 11</b>
	:	
<b>CANO HEALTH, INC., et al.,</b>	:	<b>Case No. 24-10164 (    )</b>
	:	
<b>Debtors.<sup>1</sup></b>	:	<b>(Jointly Administered)</b>
	:	
	X	

**ORDER PURSUANT TO 11 U.S.C. §§ 105, 107,  
AND 521 AND FED. R. BANKR. P. 1007, 2002, 9007, AND 9018  
FOR ENTRY OF ORDER (I) AUTHORIZING DEBTORS TO REDACT  
CERTAIN PERSONAL IDENTIFICATION INFORMATION; (II) MODIFYING  
REQUIREMENT TO FILE EQUITY SECURITY HOLDER LIST; (III) APPROVING  
FORM AND MANNER OF NOTICE OF COMMENCEMENT, INCLUDING  
SPECIAL NOTICING PROCEDURES FOR THE DEBTORS’ CURRENT  
AND FORMER PATIENTS; AND (IV) GRANTING RELATED RELIEF**

Upon the motion, dated February 5, 2024 (the “**Motion**”)<sup>2</sup> of Cano Health, Inc. and certain of its subsidiaries, as debtors and debtors in possession (collectively, the “**Debtors**”) in the above-captioned chapter 11 cases, for entry of an order (i) authorizing the Debtors to redact in their Creditor Matrix and other documents filed in these chapter 11 cases certain personal identification information of current and former patients and other individual creditors and interest holders (the “**Personal Identification Information**”); (ii) modifying the requirement to file a list of the Debtors’ equity security holders; (iii) approving the form and manner of notifying creditors and other stakeholders of the commencement of these chapter 11 cases, including special noticing procedures for the Debtors’ current and former patients; and (iv) granting related relief, all as more

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<sup>1</sup> The last four digits of Cano Health, Inc.’s tax identification number are 4224. A complete list of the Debtors in the chapter 11 cases may be obtained on the website of the Debtors’ claims and noticing agent at <https://www.kccllc.net/CanoHealth>. The Debtors’ mailing address is 9725 NW 117th Avenue, Miami, Florida 33178.

<sup>2</sup> Capitalized terms used but not otherwise defined herein shall have the respective meanings ascribed to such terms in the Motion.

fully set forth in the Motion; and the Court having jurisdiction to consider the Motion and the relief requested therein pursuant to 28 U.S.C. §§ 157(a)–(b) and 1334, and the *Amended Standing Order of Reference* from the United States District Court for the District of Delaware, dated February 29, 2012; and consideration of the Motion and the requested relief being a core proceeding pursuant to 28 U.S.C. § 157(b); and venue being proper before the Court pursuant to 28 U.S.C. §§ 1408 and 1409; and due and proper notice of the Motion having been provided to the Notice Parties; and such notice having been adequate and appropriate under the circumstances, and it appearing that no other or further notice need be provided; and the Court having reviewed the Motion; and the Court having held a hearing to consider the relief requested in the Motion (the “**Hearing**”); and upon the First Day Declarations and the record of the Hearing; and all objections to the relief requested in the Motion, if any, having been withdrawn, resolved, or overruled; and the Court having determined the legal and factual bases set forth in the Motion establish just cause for the relief granted herein; and it appearing the relief requested in the Motion is in the best interests of the Debtors, their estates, creditors, and all parties in interest; and upon all of the proceedings had before the Court; and after due deliberation and sufficient cause appearing therefor,

**IT IS HEREBY ORDERED THAT:**

1. The Motion is granted to the extent set forth herein.
2. The Debtors are authorized to redact in the Creditor Matrix and other documents filed with the Court in these chapter 11 cases certain Personal Identification Information including (a) the names, home and email addresses, and other personally identifiable information relating to the Debtors’ Patients<sup>3</sup>; (b) all personally identifiable information of minors;

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<sup>3</sup> The Debtors will include identifiers assigned to code the data of current and former patients such as “Patient 1”.

and (c) the home and email addresses of all other individual creditors, including, but not limited to, the Debtors' current and former employees, contract workers, vendors, suppliers, and any individual equity holders.

3. The Debtors shall file an unredacted version of the Creditor Matrix, with residential addresses, under seal with the Clerk of Court's office. The Debtors shall provide unredacted versions of the Creditor Matrix and other filings redacted pursuant to this Order (to the extent applicable) (collectively, the "**Sealed Documents**") on a confidential basis upon request to (i) the Court; (ii) the U.S. Trustee; (iii) counsel to any official committee of unsecured creditors appointed in these chapter 11 cases; (iv) the Debtors' Claims and Noticing Agent; (v) any applicable state regulatory agency (through the respective state attorney general); (vi) any subsequently appointed trustee; and (vii) any other party in interest but only after the Court enters an order authorizing such disclosure after notice and a hearing; *provided, that*, any receiving party shall not transfer or otherwise provide such unredacted document to any person or entity not party to the request.

4. Any party authorized, pursuant to this Order, to receive copies of the Sealed Documents, other than the Court or the U.S. Trustee, shall confirm to the Debtors (which confirmation may be made via email), before receiving copies of the Sealed Documents, that such party is bound by the terms of this Order and shall at all times keep the Sealed Documents and Personal Identification Information therein strictly confidential and shall not disclose the Sealed Documents and the Personal Identification Information or the contents thereof to any party whatsoever.

5. When serving any notice in these chapter 11 cases on any individual whose Personal Identification Information is sealed pursuant to this Order, the Debtors' Claims and

Noticing Agent, and, where applicable, the Clerk of the Court, shall use such individual's home address.

6. The requirement under Bankruptcy Rule 1007(a)(3) that CHI file a list of its common stock shareholders is hereby modified such that the requirement has been satisfied by filing the list of all known registered holders of Class A and Class B common stock in CHI as of the Petition Date.

7. The requirement set forth in Bankruptcy Rule 2002(d) to provide notice of, among other things, the commencement of the bankruptcy case, the confirmation hearing, the order for relief, and any section 341 meeting to all of the holders of CHI common stock, is hereby modified, such that the Debtors shall: (i) publish the Notice of Commencement on the Debtors' case website located at <https://www.kccllc.net/CanoHealth>, (ii) file a Form 8-K with the U.S. Securities and Exchange Commission within four (4) business days following the Petition Date, thereby notifying their investors and other parties of, among other things, the commencement of these chapter 11 cases, as well as any other filings with the U.S. Securities and Exchange Commission, as necessary, and other public announcements, and (iii) serve by first class mail the Notice of Commencement on all known registered holders of CHI's Class A and Class B common stock, and warrants, as soon as practicable after the entry of this Order. All registered holders of CHI's Class A and Class B common stock served with the Notice of Commencement shall be required to serve such notice on any holder for whose benefit such shares are registered.

8. The Notice of Commencement, substantially in the form attached hereto as **Exhibit A**, the Accessible Cover Letter substantially in the form attached hereto as **Exhibit B**, and the Patient Notice substantially in the form attached hereto as **Exhibit C**, are each hereby approved.

9. The following Patient Noticing Procedures are hereby approved:

- The Debtors shall serve all Patients with a 4¼" x 6" postcard containing the material information set forth in the Notice of Commencement and the Accessible Cover Letter, in both English and Spanish, substantially in the form attached as **Exhibit C** hereto (the "**Patient Notice**"), via first class presort postage or the most cost-effective method available directed to the last known physical address, if available, maintained in their books and records for such Patient.
- To the extent the Debtors have an email address on file for any of the Patients, the Debtors shall also serve the Notice of Commencement and Accessible Cover Letter on those Patients via email.
- The Debtors shall publish the Notice of Commencement in both the national editions of the *Wall Street Journal* and the local editions of the *Miami Herald* and the *South Florida Sun Sentinel*. The Debtors shall also publish the Notice of Commencement on the Debtors' case management website established by KCC.

10. The Patient Noticing Procedures shall apply only to Patients, and, absent further order of the Court, the Debtors shall serve all other parties in interest (including, but not limited to, governmental entities, non-patient creditors, and counsel in any litigation pending against the Debtors) by first class mail or such other means as are provided for pursuant to the Bankruptcy Rules or the Local Bankruptcy Rules.

11. The Debtors may seek further Court authority by separate motion on notice to use the Patient Noticing Procedures for service of the notice of the confirmation hearing of any chapter 11 plan and any service of documents related to the solicitation of a plan.

12. Service of the Notice of Commencement, including the Patient Noticing Procedures, as provided herein and in the Motion is reasonable and adequate and no further or additional notice shall be required.

13. Nothing in this Order shall waive or otherwise limit the service of any document upon or the provision of any notice to any individual whose Personal Identification Information is sealed or redacted pursuant to this Order. Service of all documents and notices



upon individuals whose Personal Identification Information is sealed or redacted pursuant to this Order shall be confirmed in the corresponding certificate of service.

14. Notwithstanding entry of this Order, nothing herein shall create, nor is intended to create, any rights in favor of or enhance the status of any claim held by any party.

15. Notice of the Motion as provided therein shall be deemed good and sufficient notice of such Motion and the requirements of the Local Bankruptcy Rules are satisfied by such notice.

16. The Debtors are authorized to take all actions necessary or appropriate to effectuate the relief granted in this Order.

17. The Court shall retain jurisdiction to hear and determine all matters arising from or related to the implementation, interpretation, or enforcement of this Order.

**Exhibit A**

**Notice of Commencement**

## Information to identify the case:

Debtors Cano Health, Inc., et al.  
NameEIN: 98-1524224United States Bankruptcy Court for the District of Delaware  
(State)Date case filed for chapter 11 February 4, 2024  
MM / DD / YYYYLead Case Number: 24- 10164 (f●l)

## Official Form 309F1 (For Corporations or Partnerships)

## Notice of Chapter 11 Bankruptcy Case

10/20

**For the debtor listed above, a case has been filed under chapter 11 of the Bankruptcy Code. An order for relief has been entered.**

**This notice has important information about the case for creditors and debtors, including information about the meeting of creditors and deadlines. Read both pages carefully.**

The filing of the case imposed an automatic stay against most collection activities. This means that creditors generally may not take action to collect debts from the debtor or the debtor's property. For example, while the stay is in effect, creditors cannot sue, assert a deficiency, repossess property, or otherwise try to collect from the debtor. Creditors cannot demand repayment from the debtor by mail, phone, or otherwise. Creditors who violate the stay can be required to pay actual and punitive damages and attorney's fees.

Confirmation of a chapter 11 plan may result in a discharge of debt. A creditor who wants to have a particular debt excepted from discharge may be required to file a complaint in the bankruptcy clerk's office within the deadline specified in this notice. (See line 11 below for more information.)

To protect your rights, consult an attorney. All documents filed in the case may be inspected at the bankruptcy clerk's office at the address listed below or through PACER (Public Access to Court Electronic Records at <https://pacer.uscourts.gov>).

**The staff of the bankruptcy clerk's office cannot give legal advice.**

**Do not file this notice with any proof of claim or other filing in the case.**

**1. Debtors' full name(s)**  
**(List of Jointly Administered Debtors)**

See below chart

Name of Debtors	Other Names Used by the Debtors in the last 8 years	EIN Number	Case Numbers
Cano Health, Inc.	N/A	98-1524224	24-[ ] ( )
Primary Care (ITC) Intermediate Holdings, LLC	N/A	81-3528879	24-[ ] ( )
Cano Health, LLC	Belen Medical Centers; Healthy Partners; Healthy Partners Primary Care; Doctors Medical Pediatrics; Doctors Medical Center; University Health Care	26-4543872	24-[ ] ( )
Cano Health Nevada Network, LLC	N/A	88-3142201	24-[ ] ( )
Cano Occupational Health, LLC	N/A	84-1978353	24-[ ] ( )
American Choice Healthcare, LLC	f/k/a Cano Health DCE, LLC	84-4935146	24-[ ] ( )
Cano PCP Wound Care, LLC	Wound Healing Center	38-4132308	24-[ ] ( )
Cano Personal Behavior LLC	N/A	87-1770417	24-[ ] ( )
Cano PCP, LLC	N/A	84-3143969	24-[ ] ( )
Cano Behavior Health LLC	Serenity Community Mental Health Center	87-1457466	24-[ ] ( )
Cano Belen, LLC	N/A	84-2805805	24-[ ] ( )
Cano Health New Mexico LLC	N/A	86-3338633	24-[ ] ( )
Complete Medical Billing and Coding Services, LLC	N/A	81-5336366	24-[ ] ( )
Cano Health of Puerto Rico LLC	N/A	66-0987541	24-[ ] ( )
Cano Health of Florida, LLC	N/A	82-2214086	24-[ ] ( )
Cano Health CA1 MSO LLC	N/A	87-2475704	24-[ ] ( )
Comfort Pharmacy 2, LLC	N/A	47-5297423	24-[ ] ( )
Cano Medical Center of West Florida, LLC	N/A	82-3547622	24-[ ] ( )
CH Dental Administrative Services LLC	N/A	82-5065396	24-[ ] ( )
DGM MSO, LLC	f/k/a Cano Health of West Florida, LLC	82-3464109	24-[ ] ( )
Cano Research LLC	N/A	86-3419684	24-[ ] ( )
Cano PCP MSO, LLC	N/A	84-3331566	24-[ ] ( )
Cano HP MSO, LLC	N/A	84-4922112	24-[ ] ( )
ACH Management Services, LLC	N/A	87-2487117	24-[ ] ( )
CHPR MSO LLC	N/A	66-1007944	24-[ ] ( )
Orange Healthcare Administration, LLC	N/A	85-0988972	24-[ ] ( )
Orange Care Group South Florida Management Services Organization, LLC	N/A	87-2706726	24-[ ] ( )
Orange Accountable Care Organization of South Florida LLC	N/A	81-2770116	24-[ ] ( )
Orange Accountable Care Organization, LLC	N/A	87-1671929	24-[ ] ( )
American Choice Commercial ACO, LLC	f/k/a Orange Care IPA, LLC	36-5016909	24-[ ] ( )

Debtor

Cano Health, Inc., *et al.*  
Name

Case number (if known)

24- ( )

Name of Debtors	Other Names Used by the Debtors in the last 8 years	EIN Number	Case Numbers
Orange Care IPA of New York, LLC	N/A	85-1292143	24-[ ] ( )
Orange Care IPA of New Jersey, LLC	N/A	85-1292238	24-[ ] ( )
Total Care ACO, LLC	N/A	46-5759177	24-[ ] ( )
Cano Health CA1, LLC	f/k/a Cano Health California Network, LLC	87-2749352	24-[ ] ( )
Cano Health Illinois 1 MSO, LLC	N/A	87-3052172	24-[ ] ( )
Solis Network Solutions, LLC	N/A	88-1110916	24-[ ] ( )
Physicians Partners Group Merger, LLC	N/A	82-0977805	24-[ ] ( )
Physicians Partners Group Puerto Rico, LLC	N/A	N/A	24-[ ] ( )
Physicians Partners Group of FL, LLC	N/A	82-2627889	24-[ ] ( )
PPG Puerto Rico Blocker, Inc.	N/A	84-4120252	24-[ ] ( )
Physicians Partners Group Puerto Rico, LLC	N/A	66-0925015	24-[ ] ( )
Cano Health Illinois Network, LLC	N/A	88-3024609	24-[ ] ( )
Cano Pharmacy, LLC	Cano Pharmacy 13; Cano Pharmacy 5	27-1939911	24-[ ] ( )
IFB Pharmacy, LLC	N/A	45-5478626	24-[ ] ( )
Belen Pharmacy Group, LLC	N/A	27-3825089	24-[ ] ( )
University Health Care Pharmacy, LLC	N/A	45-1804682	24-[ ] ( )
Cano Health New York, IPA, LLC	N/A	92-3334725	24-[ ] ( )
Clinical Research of Hollywood, P.A.	N/A	27-5401264	24-[ ] ( )

<b>2. All other names used in the last 8 years</b>	<b>See above chart</b>	
<b>3. Address</b>	9725 NW 117th Avenue, Miami, Florida 33178	
<b>4. Debtors' attorneys</b> Name and address	<b>WEIL, GOTSHAL &amp; MANGES LLP</b> Gary T. Holtzer Jessica Liou Matthew P. Goren 767 Fifth Avenue New York, New York 10153 Telephone: (212) 310-8000 Facsimile: (212) 310-8007 Email: gary.holtzer@weil.com jessica.liou@weil.com matthew.goren@weil.com - and - <b>RICHARDS, LAYTON &amp; FINGER, P.A.</b> Mark D. Collins Michael J. Merchant Amanda R. Steele One Rodney Square 920 N. King Street Wilmington, Delaware 19801 Telephone: (302) 651-7700 Facsimile: (302) 651-7701 Email: collins@rlf.com merchant@rlf.com steele@rlf.com	<b>Debtors' Claims and Noticing Agent</b> (for Court Documents and Case Information Inquiries):  Cano Health, Inc. <i>et al.</i> , Claims Processing Center c/o Kurtzman Carson Consultants LLC 222 N. Pacific Coast Highway, Suite 300 El Segundo, California 90245  US/Canada Toll-Free Number: (888) 251-2679  International Toll Number: + 1 (310) 751-2609  <b>Email inquiries:</b> <a href="https://www.kccllc.net/CanoHealth/Inquiry">https://www.kccllc.net/CanoHealth/Inquiry</a>  <b>Case website:</b> <a href="https://www.kccllc.net/CanoHealth">https://www.kccllc.net/CanoHealth</a>
<b>5. Bankruptcy clerk's office</b>  Documents in this case may be filed at this address.  You may inspect all records filed in this case at this office or online at <a href="https://pacer.uscourts.gov">https://pacer.uscourts.gov</a>	Clerk of the U.S. Bankruptcy Court for the District of Delaware 824 Market St. N., 3rd Floor Wilmington, Delaware 19801	<b>Hours:</b> Monday to Friday – 8:00 a.m. to 4:00 p.m. (Prevailing Eastern Time)  <b>Telephone:</b> (302) 252-2900
<b>6. Meeting of creditors</b>  The Debtors' representative must attend the meeting to be questioned under oath.  Creditors may attend, but are not required to do so.	_____ at _____ (ET)  The meeting may be continued or adjourned to a later date. If so, the date will be on the court docket.	<b>Location:</b>  J. Caleb Boggs Federal Building 844 King Street 3rd Floor, Suite 3209 Wilmington, Delaware 19801  <b>The meeting of creditors is scheduled to be held by telephone. Please call:</b>  Telephone: ([•])([•])-[•] Passcode: [•]

Debtor

Cano Health, Inc., *et al.*  
Name

Case number (if known)

24- ( )

<b>7. Proof of claim deadline</b>	<p><b><u>Deadline for filing proof of claim:</u></b></p> <p><u>Not yet set. If a deadline is set, the court will send you another notice.</u></p> <hr/> <p>A proof of claim is a signed statement describing a creditor's claim. A proof of claim form may be obtained at <a href="http://www.uscourts.gov">www.uscourts.gov</a> or any bankruptcy clerk's office.</p> <p>Your claim will be allowed in the amount scheduled unless:</p> <ul style="list-style-type: none"> <li><input type="checkbox"/> your claim is designated as <i>disputed</i>, <i>contingent</i>, or <i>unliquidated</i>;</li> <li><input type="checkbox"/> you file a proof of claim in a different amount; or</li> <li><input type="checkbox"/> you receive another notice.</li> </ul> <p>If your claim is not scheduled or if your claim is designated as <i>disputed</i>, <i>contingent</i>, or <i>unliquidated</i>, you must file a proof of claim or you might not be paid on your claim and you might be unable to vote on a plan. You may file a proof of claim even if your claim is scheduled.</p> <p>You may review the schedules at the bankruptcy clerk's office or online at <a href="https://pacer.uscourts.gov">https://pacer.uscourts.gov</a>.</p> <p>Secured creditors retain rights in their collateral regardless of whether they file a proof of claim. Filing a proof of claim submits a creditor to the jurisdiction of the bankruptcy court, with consequences a lawyer can explain. For example, a secured creditor who files a proof of claim may surrender important nonmonetary rights, including the right to a jury trial.</p>
<b>8. Exception to discharge deadline</b>  The bankruptcy clerk's office must receive a complaint and any required filing fee by the following deadline.	<p>If § 523(c) applies to your claim and you seek to have it excepted from discharge, you must start a judicial proceeding by filing a complaint by the deadline stated below</p> <p><b>Deadline for filing the complaint: <u>To be determined</u></b></p>
<b>9. Creditors with a foreign address</b>	<p>If you are a creditor receiving notice mailed to a foreign address, you may file a motion asking the court to extend the deadlines in this notice. Consult an attorney familiar with United States bankruptcy law if you have any questions about your rights in this case.</p>
<b>10. Filing a Chapter 11 bankruptcy case</b>	<p>Chapter 11 allows debtors to reorganize or liquidate according to a plan. A plan is not effective unless the court confirms it. You may receive a copy of the plan and a disclosure statement telling you about the plan, and you may have the opportunity to vote on the plan. You will receive notice of the date of the confirmation hearing, and you may object to confirmation of the plan and attend the confirmation hearing. Unless a trustee is serving, the debtor will remain in possession of the property and may continue to operate its business.</p>
<b>11. Discharge of debts</b>	<p>Confirmation of a chapter 11 plan may result in a discharge of debts, which may include all or part of your debt. See 11 U.S.C. § 1141(d). A discharge means that creditors may never try to collect the debt from the debtor except as provided in the plan. If you want to have a particular debt owed to you excepted from the discharge and § 523(c) applies to your claim, you must start a judicial proceeding by filing a complaint and paying the filing fee in the bankruptcy clerk's office by the deadline.</p>

**Exhibit B**

**Accessible Cover Letter**

## ACCESSIBLE COVER LETTER

Dear Cano Health Patients/Employees/Providers:

Beginning on February 4, 2024, Cano Health, Inc. and certain of its subsidiaries voluntarily filed for Chapter 11 bankruptcy in the U.S. Bankruptcy Court for the District of Delaware to strengthen our balance sheet and best position Cano Health for the future.

**This step does not require any action on your part.** You may, however, receive legal notices related to this financial restructuring process. These notices are required by law and are intended to keep our stakeholders informed about the proceedings.

[At the bottom of this note is a link / Attached to this note] is the “Notice of Commencement.” It is a customary part of the Court-supervised process and is being sent to a wide range of interested parties, including current and former patients, employees, and providers who interact directly with Cano Health physicians and nurses.

To summarize the important points of the Notice of Commencement:

- Announces the beginning of Cano Health’s Chapter 11 proceedings and provides a variety of details about the case, including contact information for our Claims and Noticing Agent who you can reach out to with questions at any time.
- Discusses the right to submit a claim and an upcoming informational meeting, run by the U.S. Trustee, that our creditors may attend. Current and former patients, employees, and providers typically do not attend this meeting, and there is no need for you to do so. If you believe you have a claim, this document outlines the steps to take.

**If you would like to elect to receive future notices only by email, or to change your email address on file**, instructions for signing up and providing your preferred email address can be found by visiting Cano Health’s case management website (<https://www.kccllc.net/CanoHealth>).

We will continue to keep you informed as events warrant over the course of the proceedings. Our team is committed to continuing to improve health outcomes for our patients as a leading provider of value-based care and advancing our multi-faceted business transformation.

Sincerely,

[Name and title]

**NOTICE OF COMMENCEMENT LINK**

**Exhibit C**

**Patient Notice**



Cano Health, Inc. *et al.*, Claims Processing Center  
Kurtzman Carson Consultants LLC  
222 N. Pacific Coast Highway, Suite 300  
El Segundo, CA 90245  
<http://www.kccllc.net/CanoHealth>

**PLEASE TAKE NOTICE THAT:**

Cano Health, Inc. and certain of its subsidiaries voluntarily filed for Chapter 11 bankruptcy in the U.S. Bankruptcy Court for the District of Delaware to strengthen our balance sheet and best position Cano Health for the future. Please see the opposite side of this postcard for additional information regarding the Chapter 11 cases, including information on how to elect to receive future notices only by email, or to change your preferred email address. A link to the notice of the commencement of Cano's cases is set forth below.

Cano's Claims and Noticing Agent, Kurtzman Carson Consultants LLC, may be contacted (for Court Documents and Case Information Inquiries) via the inquiry link on their website at <https://www.kccllc.net/CanoHealth/Inquiry>; by phone at: (888) 251-2679 (US/Canada Toll-Free) and +1 (310) 751-2609 (International Toll); or by writing to 222 N. Pacific Coast Highway, Suite 300, El Segundo, California 90245.

**NOTICE OF COMMENCEMENT LINK**

<<Barcode>>

Postal Service: Please do not mark barcode

Claim#: 21C-<<ClaimID>>-<<MailRec>>

<<First1>> <<Last1>>

<<CO>>

<<Addr2>>

<<Addr1>>

<<City>>, <<St>> <<Zip>>

<<Country>>

Beginning on February 1, 2024, Cano Health, Inc. and certain of its subsidiaries voluntarily filed a Chapter 11 bankruptcy in the U.S. Bankruptcy Court for the District of Delaware to strengthen our balance sheet and best position Cano Health for the future. **This step does not require any action on your part.** You may receive legal notices related to this financial restructuring process. These notices are required by law and are intended to keep stakeholders informed about the proceedings. At the bottom of this postcard is a link where you can find the “Notice of Commencement.” It is a customary part of the Court-supervised process and is being published to a wide range of interested parties. The Notice of Commencement:

- Announces the beginning of Cano Health’s Chapter 11 proceedings and provides a variety of details about the case, including contact information for our Claims and Noticing Agent who you can reach out to with questions at any time.
- Discusses the right to submit a claim and an upcoming informational meeting, run by the U.S. Trustee, which our creditors may attend. Current and former patients typically do not attend this meeting, and there is no need for you to do so. If you believe you have a claim, this document outlines the steps to take.

If you would like to elect to receive future notices only by email, or to change your email address on file, instructions for signing up and providing your preferred email address can be found by visiting Cano Health’s case management website (<https://www.kccllc.net/CanoHealth>). We will continue to keep you informed as events warrant over the course of the proceedings. Our team is committed to continuing to improve health outcomes for our patients as a leading provider of value-based care and advancing our multi-faceted business transformation.

**Traduce En Español/Spanish Translation:**

**NOTICE OF COMMENCEMENT LINK**