

UNITED STATES BANKRUPTCY COURT  
DISTRICT OF NEW JERSEY  
Caption in Compliance with D.N.J. LBR 9004-2(c)  
SILLS CUMMIS & GROSS P.C.  
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*Attorneys for Allen D. Wilen, as Liquidating Trustee  
and Estate Representative*

**FILED**  
JAMES WALSH CLERK  
OCT 20 2009  
U.S. BANKRUPTCY COURT  
NEWARK, N.J.  
BY *[Signature]* DEPUTY

*0214*

In re:

BAYONNE MEDICAL CENTER,

Debtor.

Hon. Morris Stern

Case No.: 07-15195(MS)

Chapter 11

**ORDER EXPUNGING CLAIMS OBJECTED TO IN THE LIQUIDATING TRUSTEE'S FIFTH OMNIBUS OBJECTION TO CERTAIN DUPLICATE PRIORITY CLAIMS PURSUANT TO 11 U.S.C. § 502 AND FED. R. BANKR. P. 3007**

The relief set forth on the following page number two (2) hereby **ORDERED**.

*10/20/09*

1652658 v1

*[Large handwritten signature]*



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Debtor: BAYONNE MEDICAL CENTER  
Case No.: 07-15195(MS)  
Caption of Order: ORDER EXPUNGING CLAIMS OBJECTED TO IN THE LIQUIDATING TRUSTEE'S FIFTH OMNIBUS OBJECTION TO CERTAIN DUPLICATE PRIORITY CLAIMS PURSUANT TO 11 U.S.C. § 502 AND FED. R. BANKR. P. 3007

This matter having been raised before this Court by the Fifth Omnibus Objection (the "Objection") of Allen D. Wilen, as Liquidating Trustee and Estate Representative to certain duplicate priority claims (collectively, the "Duplicate Claims"), pursuant to 11 U.S.C. § 502 and Rule 3007 of the Federal Rules of Bankruptcy Procedure; and this Court having jurisdiction to consider the relief requested therein under 28 U.S.C. §§ 157 and 1334; and this matter being a core proceeding under 28 U.S.C. § 157(b); and this Court having considered the Objection, its supporting materials, and all responses thereto, if any; and after due deliberation thereon; and good and sufficient cause appearing therefor, it is hereby:

**ORDERED** that the Objection is SUSTAINED, and (i) each of the Duplicate Claims set forth on Exhibit A attached hereto is disallowed and expunged in its entirety and (ii) each of the Remaining Claims set forth on Exhibit A attached hereto shall survive subject to any and all defenses and objections that have been or may be asserted by the Trustee with respect to each Remaining Claim; and it is further

**ORDERED** that this Order does not expunge, impair, or otherwise affect any claim not set forth on the schedule attached hereto as Exhibit A, including, but not limited to, any general unsecured claim.

In re: Bayonne Medical Center  
Case No. 07-15195-MS

FIFTH OMNIBUS OBJECTION TO CLAIMS

EXHIBIT A

<u>Name</u>	<u>Claim to be Expunged Claim No.</u>	<u>Claim to be Expunged Classification</u>	<u>Claim to be Expunged Claim Amount</u>	<u>Remaining Claim Claim No.</u>	<u>Remaining Claim Classification</u>	<u>Remaining Claim Claim Amount</u>
Belair Instrument Company Inc.	27	Priority	\$1,645.94	270	Priority	\$1,645.94
Healthscope Inc.	33	Priority	\$3,210.99	214	Priority	\$3,210.99