

Trinitee G. Green (SBN 24081320)
Polsinelli PC
2950 N. Harwood, Suite 2100
Dallas, Texas 75201
Telephone: (214) 397-0030
Facsimile: (214) 397-0033
tggreen@polsinelli.com

Jeremy R. Johnson (Admitted *Pro Hac Vice*)
Brenna A. Dolphin (Admitted *Pro Hac Vice*)
Polsinelli PC
600 3rd Avenue, 42nd Floor
New York, New York 10016
Telephone: (212) 684-0199
Facsimile: (212) 684-0197
jeremy.johnson@polsinelli.com
bdolphin@polsinelli.com

COUNSEL TO THE DEBTORS AND
DEBTORS IN POSSESSION

**IN THE UNITED STATES BANKRUPTCY COURT
FOR THE NORTHERN DISTRICT OF TEXAS
DALLAS DIVISION**

In re:

Northwest Senior Housing Corporation, *et al.*,¹

Debtors.

Chapter 11

Case No. 22-30659 (MVL)

(Jointly Administered)

Re: Docket Nos. 635 and 636

**DEBTORS' OBJECTION TO EXPEDITED SETTING REQUEST WITH RESPECT
TO THE EMERGENCY MOTION FOR AN ORDER: (1) AUTHORIZING THE
COMMITTEE TO ENGAGE IN PLAN FORMULATION AND CONTINGENCY-
PLANNING NEGOTIATIONS WITH THE LANDLORD AND RELATED PARTIES,
AND (2) HOLDING SUCH PARTIES HARMLESS PURSUANT TO
SECTIONS 105(A) AND 1103(C)(3) OF THE BANKRUPTCY CODE**

The debtors and debtors-in-possession (the “**Debtors**”) in the above-captioned cases (the “**Chapter 11 Cases**”) respectfully submit this objection (the “**Objection**”) in response and opposition to the *Request for Emergency Consideration of the Motion for Authority* [Docket No. 636] (“**Request**”) filed by the official committee of unsecured creditors (the “**Committee**”) with respect to the *Emergency Motion for an Order: (1) Authorizing the Committee to Engage in Plan*

¹ The Debtors in these chapter 11 cases, along with the last four digits of each Debtor’s federal tax identification number, are Northwest Senior Housing Corporation (1278) and Senior Quality Lifestyles Corporation (2669). The Debtors’ mailing address is 8523 Thackery Street, Dallas, Texas 75225.



Formulation and Contingency-Planning Negotiations with the Landlord and Related Parties, and (2) Holding such Parties Harmless Pursuant to Sections 105(a) and 1103(c)(3) of the Bankruptcy Code [Docket No. 635] (the “**Motion**”). The Debtors further respectfully submit that the Request should be denied for the reasons set forth below.

1. Counsel for the Committee seeks to have the Motion heard on an expedited basis at the next omnibus hearing scheduled for September 29, 2022, arguing that shortened notice is justified because the issues underlying the Motion are intertwined with issues to be determined by the Court in connection with other motions that are currently set for hearing on September 29, 2022.

2. The Debtors received the expedited setting request via email correspondence from Committee counsel at 3:27 p.m. (CT) on September 22, 2022 and promptly responded, advising Committee counsel that the Debtors oppose an expedited setting request with respect to the motion that Committee would be filing.

3. The Debtors submit it would be inequitable to provide the Debtors and other parties in interest with less than a week to respond to the Motion, particularly in light of the numerous items that are going forward on September 29, 2022, including, without limitation, contested motions such as the *Motion for Entry of An Order Extending the Exclusivity Period for the Filing of a Chapter 11 Plan* [Docket No. 534] (the “**Exclusivity Motion**”) and the *Motion to Dismiss Chapter 11 Cases Under 11 U.S.C. § 1112(b)* [Docket No. 541] (the “**Motion to Dismiss**”).²

² The Debtors are drafting their Notices of Agenda with respect to the September 29, 2022 9:30 a.m. and 1:30 p.m. hearings in the Chapter 11 Cases and the adversary proceeding (Case No. 22-03040), which will be circulated to parties in interest for review and comment. As drafted, the Debtors have designated 11 items as matters going forward on September 29, 2022.

4. The Debtors disagree with the Committee's argument that the issues raised in the Motion are so intertwined with the issues that are already before the Court that the Request is justified. After the Court hears and rules on the pending motions, including the Motion to Dismiss and the Exclusivity Motion, the Committee's Motion would be appropriately ripe for hearing on regular notice.

WHEREFORE, the Debtors respectfully request that the Court deny the Request and grant any further relief that the Court deems just and appropriate.

Dated: September 22, 2022
Dallas, Texas

POLSINELLI PC

/s/ Trinitee G. Green

Trinitee G. Green (SBN 24081320)
2950 N. Harwood, Suite 2100
Dallas, Texas 75201
Telephone: (214) 397-0030
Facsimile: (214) 397-0033
tggreen@polsinelli.com

– and –

Jeremy R. Johnson (Admitted *Pro Hac Vice*)
Brenna A. Dolphin (Admitted *Pro Hac Vice*)
600 3rd Avenue, 42nd Floor
New York, New York 10016
Telephone: (212) 684-0199
Facsimile: (212) 684-0197
jeremy.johnson@polsinelli.com
bdolphin@polsinelli.com

COUNSEL TO THE DEBTORS
AND DEBTORS IN POSSESSION