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Debtors In Possession

**UNITED STATES BANKRUPTCY COURT
CENTRAL DISTRICT OF CALIFORNIA – LOS ANGELES DIVISION**

In re:

VERITY HEALTH SYSTEM OF
CALIFORNIA, INC., *et al.*,

Debtors and Debtors In
Possession.

- ☒ Affects All Debtors
☐ Affects Verity Health System of
California, Inc.
☐ Affects O'Connor Hospital
☐ Affects Saint Louise Regional Hospital
☐ Affects St. Francis Medical Center
☐ Affects St. Vincent Medical Center
☐ Affects Seton Medical Center
☐ Affects O'Connor Hospital Foundation
☐ Affects Saint Louise Regional Hospital
Foundation
☐ Affects St. Francis Medical Center of
Lynwood Foundation
☐ Affects St. Vincent Foundation
☐ Affects St. Vincent Dialysis Center, Inc.
☐ Affects Seton Medical Center
Foundation
☐ Affects Verity Business Services
☐ Affects Verity Medical Foundation
☐ Affects Verity Holdings, LLC
☐ Affects De Paul Ventures, LLC
☐ Affects De Paul Ventures - San Jose
Dialysis, LLC

Debtors and Debtors In Possession.

Lead Case No. 2:18-bk-20151-ER

Jointly Administered With:

CASE NO.: 2:18-bk-20162-ER
CASE NO.: 2:18-bk-20163-ER
CASE NO.: 2:18-bk-20164-ER
CASE NO.: 2:18-bk-20165-ER
CASE NO.: 2:18-bk-20167-ER
CASE NO.: 2:18-bk-20168-ER
CASE NO.: 2:18-bk-20169-ER
CASE NO.: 2:18-bk-20171-ER
CASE NO.: 2:18-bk-20172-ER
CASE NO.: 2:18-bk-20173-ER
CASE NO.: 2:18-bk-20175-ER
CASE NO.: 2:18-bk-20176-ER
CASE NO.: 2:18-bk-20178-ER
CASE NO.: 2:18-bk-20179-ER
CASE NO.: 2:18-bk-20180-ER
CASE NO.: 2:18-bk-20181-ER

Chapter 11 Cases

Hon. Judge Ernest M. Robles

**STIPULATION CONTINUING HEARING RE
OBJECTION OF NANTHEALTH, INC. TO
PROPOSED ASSUMPTION AND ASSIGNMENT
OF EXECUTORY CONTRACTS AND
UNEXPIRED LEASES [RELATED TO DKT. NOS.
1572, 2157]**

Continued Hearing:

Date: June 5, 2019

Time: 10:00 a.m.

Place: United States Bankruptcy Court
Courtroom 1568
255 East Temple Street
Los Angeles, California 90012

DENTONS US LLP
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1 This stipulation is entered between Verity Health System of California, Inc. and the above-
2 referenced affiliated debtors, the debtors and debtors in possession in the above-captioned chapter
3 11 bankruptcy case (collectively, the “Debtors”), on the one hand, and NantHealth, Inc.
4 (“NantHealth”), on the other, in the above-captioned jointly administered cases with respect to the
5 following:
6

7 1. On February 19, 2019, the Court entered its *Order (1) Approving Form Of Asset*
8 *Purchase Agreement For Stalking Horse Bidder And For Prospective Overbidders, (2) Approving*
9 *Auction Sale Format, Bidding Procedures And Stalking Horse Bid Protections, (3) Approving*
10 *Form Of Notice To Be Provided To Interested Parties, (4) Scheduling A Court Hearing To*
11 *Consider Approval Of The Sale To The Highest Bidder, And (5) Approving Procedures Related To*
12 *The Assumption Of Certain Executory Contracts And Unexpired Leases; And (II) An Order (A)*
13 *Authorizing The Sale Of Property Free And Clear Of All Claims, Liens And Encumbrances*
14 [Docket No. 1572] the (“Bidding Procedures Order”).

15 2. On April 12, 2019, NantHealth filed the *Objection of NantHealth, Inc. to Proposed*
16 *Assumption and Assignment of Executory Contracts and Unexpired Leases* [Docket No. 2157] (the
17 “NantHealth Objection”).

18 4. The Bidding Procedures Order provides that the Court will hold a hearing to
19 consider the sale on April 17, 2019, at 10:00 a.m. (Pacific Time) (the “Hearing Date”).

20 5. NantHealth and the Debtors have discussed issues concerning the assumption and
21 assignment of certain NantHealth agreements, and the Debtors have agreed to continue the
22 Hearing Date to allow additional time to negotiate a resolution of the NantHealth Objection.

23 NOW, THEREFORE, all of the parties to this Stipulation hereby stipulate as follows:

24 A. The Hearing Date to consider the NantHealth Objection shall be continued from
25 April 17, 2019, at 10:00 a.m., to June 5, 2019, at 10:00 a.m. (Pacific Time). For the avoidance of
26 doubt, this Stipulation does not affect the other matters on calendar at the Sale Hearing. Any order
27 entered approving the sale will not approve the assumption and assignment of the NantHealth
28 agreements. All arguments asserted in the NantHealth Objection are preserved.

1 B. The deadline for the Debtors to reply to the NantHealth Objection is extended to
2 May 29, 2019, at 4:00 p.m. (PST).

3
4 **Verity Health System of California, Inc. et al.**

5 DATED: April 15, 2019

DENTONS US LLP

6
7 By: /s/ Tania M. Moyron

8 Samuel Maizel

Tania M. Moyron

9 Counsel to Debtors and Debtors in Possession

10 **NantHealth, Inc.**

11 DATED: April 15, 2019

JONES DAY

12 By: 

13 Benjamin Rosenblum

14 Counsel to NantHealth, Inc.

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