Case	2:18-bk-20151-ER Doc 3982 Filed 01 Main Document	/23/20 Entered 01/23/20 16:77:57 Desc Docket #3982 Date Filed: 1/23/2020 רמצי בטוס
1 2 3 4 5 6 7 8 9		554) S BANKRUPTCY COURT LIFORNIA - LOS ANGELES DIVISION Lead Case No. 2:18-bk-20151-ER
<ol> <li>11</li> <li>12</li> <li>13</li> <li>14</li> <li>15</li> <li>16</li> <li>17</li> <li>18</li> <li>19</li> <li>20</li> <li>21</li> <li>22</li> <li>23</li> </ol>	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 St. Vincent Medical Center Affects Seton Medical Center Affects Seton Medical Center Affects Socomor Hospital Foundation Affects Saint Louise Regional Hospital Foundation Affects St. Francis Medical Center of Lynwood Foundation Affects St. Vincent Foundation Affects St. Vincent Foundation Affects St. Vincent Dialysis Center, Inc. Affects Verity Business Services Affects Verity Medical Foundation Affects Verity Holdings, LLC Affects De Paul Ventures, LLC	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-20176-ER Case No. 2:18-bk-20179-ER Case No. 2:18-bk-20180-ER Case No. 2:18-bk-20180-ER Case No. 2:18-bk-20181-ER Hon. Judge Ernest M. Robles <b>DEBTORS' STATUS REPORT RE CLOSURE</b> <b>OF ST. VINCENT MEDICAL CENTER</b> <b>DATED JANUARY 23, 2020</b> [RELATES TO DOCKET NO. 3933] [No Hearing Required]
24 25 26 27 28	□ Affects De Paul Ventures - San Jose Dialysis, LLC Debtors and Debtors In Possession.	[No Hearing Required]

**STATUS REPORT** 

2 Verity Health System of California, Inc. ("VHS") and the affiliated debtors, the debtors and 3 debtors in possession (collectively, the "Debtors") in the above-captioned chapter 11 bankruptcy 4 cases (the "Cases"), submit this status report (the "Status Report"), pursuant to the Court's Order 5 Granting Debtors' Emergency Motion for Authorization to Close St. Vincent Medical Center 6 [Docket No. 3934] (the "Order") and the related Memorandum of Decision Granting Debtors' 7 Emergency Motion for Authorization to Close St. Vincent Medical Center [Docket No. 3933] (the 8 "Memorandum Decision"). The Order requires that the Debtors file this Status Report to discuss 9 the implementation of the Closure Plan (as defined in the Memorandum of Decision) related to St. 10 Vincent Medical Center ("St. Vincent" or "Hospital"). See Order at 2. Pursuant to the Order, and as may be further supplemented in subsequent status reports,<sup>1</sup> the Debtors respectfully state as 11 12 follows:

## I.

#### **Introduction**

The Debtors' admirable efforts have resulted in the smooth, safe, and orderly implementation of the Closure Plan. As discussed below, the Debtors have closed the St. Vincent emergency department, discharged and transferred all hospital inpatients, referred and coordinated follow-up appointments to other providers for outpatients, notified all kidney and kidney/pancreas transplant patients about the closure of the transplant program and alternative treatment options, and notified key governmental agencies. The Debtors have also provided job fairs and placements for employees of St. Vincent.

The Debtors' determined efforts have resulted in satisfaction of the milestones set forth in the Closure Plan that have come due thus far. The Debtors remain on-track to complete timely the Closure Plan. As remains paramount in these Cases, the Debtors will continue to prioritize patient care and safety as they continue to effectuate the Closure Plan.

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<sup>&</sup>lt;sup>1</sup> The Order requires that the Debtors a status report every 14 days hereafter until the Closure Plan is fully implemented. *See* Order at 2.

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# The Status of the Closure Plan

II.

#### A. <u>Patients</u>

#### 1. Emergency Services

The Los Angeles Emergency Medical Services Agency (the "<u>EMS Agency</u>") placed St. Vincent's emergency department on permanent diversion (i.e., no ambulance transports should deliver patients to St. Vincent's emergency department) as of January 8, 2020. Prior to doing so, the EMS Agency sent written notice to St. Vincent area hospitals with emergency rooms and numerous constituents regarding the permanent diversion. The St. Vincent emergency department was permanently closed as January 9, 2020 at 7:00 a.m. In anticipation of the closure, all exterior emergency department signage was removed and closure signage was posted at the emergency room entrance and at the main hospital entrances, providing further notice of the closure, as well as information about neighboring hospitals offering emergency services, including their addresses and phone numbers.

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#### 2. General Hospital Services

Beginning January 8, 2020, the Debtors, administrators, nurses and doctors at St. Vincent
worked expeditiously to safely transfer patients. Inpatients were discharged in the normal course
of operations. In addition, inpatients were transferred to other local hospitals (such as Hollywood
Presbyterian Hospital and Sherman Oaks Hospital), as well as to skilled nursing facilities (such as
Burlington Convalescent Hospital and Virgil Rehabilitation Center). As of January 18, 2020, there
were no inpatients in the Hospital.

Outpatients with recurring appointments, such as the cancer treatment center patients and dialysis patients, were referred to other facilities (such as St. Francis Medical Center, US Renal Dialysis Centers and Davita Dialysis Centers) or were referred to their treating physician for appropriate care. St. Vincent staff assisted patients with setting up appointments with their new providers.

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### 3. Kidney / Pancreas Transplant Services

In anticipation of the hospital closure, St. Vincent contacted the Organ Procurement and Transplantation Network ("<u>OPTN</u>") to discuss the timely closure of the St. Vincent kidney pancreas transplant program ("<u>Transplant Program</u>"). St. Vincent provided formal written notice to OPTN of the closure of its Transplant Program by letter, dated January 9, 2020. St. Vincent ceased performing transplants as of January 10, 2020. By letters, dated January 14, 2020, St. Vincent provided notification to its potential transplant candidates, waitlisted candidates, organ recipients and living donors receiving care of the imminent closure of the Transplant Program, along with information about other facilities offering kidney and/or kidney/pancreas transplant services.

St. Vincent's primary transplant physician, Robert Naraghi, M.D., intends to continue to
treat all of the patients who are part of the St. Vincent Transplant Program, including all patients
being evaluated for a transplant, all patients on the transplant list, all patients who need posttransplant care and all new referrals. Dr. Naraghi has established a clinic location approximately a
mile away (at Good Samaritan Hospital) and is working to establish other outreach locations.

Effective January 23, 2020, St. Joseph Hospital, Orange is accepting the collective transfer
of the St. Vincent waitlisted kidney transplant candidates and their respective waiting times
pursuant to a Collective Transfer Letter Agreement.

### B. <u>Government Notifications</u>

On January 9, 2020, St. Vincent provided notice of the anticipated Hospital closure to the
California Department of Public Health ("<u>CDPH</u>"), the Los Angeles County Board of Supervisors,
Los Angeles County Emergency Medical Services Agency, the Joint Commission, and the
American College of Radiology. Further notices of the closure were provided to the Centers for
Medicare and Medicaid Services and the California Department of Health Care Services on January
10, 2020. Notice of the closure of the Hospital and dialysis center was also published in the Los
Angeles Times on Tuesday, January 14, 2020.

CDPH was provided notice of the closure of the St. Vincent Dialysis Center on January 13,
2020. This notice was sent concurrently to the Centers for Medicare and Medicaid Services and
the California Department of Health Care Services.

<sup>1</sup> 

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St. Vincent will continue to work collaboratively with the different regulatory agencies to ensure the proper wind-down of hospital operations.

#### C. Employees

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4 On January 10, 2020, St. Vincent employees were sent a written notice under the Workers 5 Adjustment and Retraining Notice ("WARN") act regarding the closure. By Monday, January 27, 6 2020, there will be approximately twenty employees remaining to assist with the wind-down, plant 7 maintenance and security. St. Vincent management worked tirelessly to create opportunities for the affected employees, including arranging for approximately 50 different healthcare 8 9 organizations to participate in on-site job fairs, whereat hundreds of employees received offers on 10 the spot or within days of the job fair. In addition, St. Francis Medical Center has made employment offers to approximately 50 employees from St. Vincent.

Dated: January 23, 2020

## DENTONS US LLP SAMUEL R. MAIZEL TANIA M. MOYRON NICHOLAS A. KOFFROTH

By /s/ Tania M. Moyron

Tania M. Moyron Attorneys for Verity Health Systems of California, Inc., et al.