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**UNITED STATES BANKRUPTCY COURT  
FOR THE 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 ASC, LLC  
  
Debtors and Debtors In Possession.

Lead Bankruptcy 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  
  
Adversary No. 2:20-ap-01051-ER  
  
**STIPULATION TO CONTINUE HEARING  
DATE OF MOTION TO DISMISS  
COMPLAINT UNDER RULE 12(b), WITH  
PREJUDICE, AND RELATED BRIEFING  
SCHEDULE**



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CALIFORNIA NURSES ASSOCIATION  
(CNA)  
  
Plaintiff,  
  
v.  
  
VERITY HEALTH SYSTEMS OF  
CALIFORNIA, INC., a California Corporation;  
ST. FRANCIS MEDICAL CENTER, an  
Affiliate; ST. VINCENT MEDICAL CENTER, an  
Affiliate; SETON MEDICAL CENTER, an  
Affiliate; ST. FRANCIS MEDICAL CENTER  
OF LYNWOOD, an Affiliate; ST. VINCENT  
DIALYSIS CENTER, INC., an Affiliate;  
VERITY HOLDINGS, LLC, an Affiliate;  
DEPAUL VENTURES, LLC, an Affiliate;  
RICHARD ADCOCK, an Individual; STEVEN  
SHARRER, an Individual, and DOES 1 through  
500,  
  
Defendants.

Continued Hearing Date and Time:  
Date: T/B/D  
Place: Courtroom 1568  
255 E. Temple St.  
Los Angeles, CA 90012

**STIPULATION**

Defendants Verity Health System of California, Inc., Seton Medical Center, St. Vincent Medical Center, St. Vincent Dialysis Center, Inc., St. Francis Medical Center, Verity Holdings, LLC and DePaul Ventures, LLC (collectively, the “Institutional Defendants”), Defendants Richard Adcock and Steven Sharrer (the “Individual Defendants,” and referred to with the Institutional Defendants as the (“Defendants” and individually as “Defendant”), and Plaintiff California Nurses Association (“Plaintiff” or “CNA,” and referred collectively with the Defendants as the “Parties”), hereby enter into this Stipulation (the “Stipulation”) based on the following recitals of fact:

**RECITALS**

A. On March 5, 2020, Plaintiff CNA filed its *Complaint For Damages, Civil Penalties, Attorneys Fees* [Docket No. 1] (the “Complaint”).

B. On March 20, 2020, Plaintiff CNA filed a *Notice of Motion and Motion of Plaintiff for Withdrawal of Reference of Adversary Proceedings Pending in Bankruptcy Court* [Docket No. 9] (the “Motion to Withdraw Reference”), which is pending in the United States District Court for the Central District of California (the “District Court”).

C. On April 6, 2020, the Institutional Defendants filed a *Notice of Debtors’ Motion and Motion to Dismiss Complaint Under Rule 12(b), With Prejudice* [Docket No. 12] (the “Motion to Dismiss”), and the Individual Defendants filed a *Notice of Motion and Motion by Defendants Richard Adcock and Steven Sharrer and Joinder In Debtors’ Motion to Dismiss Complaint Pursuant to Rule 12(b)(6)* [Docket No. 13].

E. The hearing on the Motion to Dismiss is currently scheduled to occur on May 6, 2020, at 10:00 a.m., at Courtroom 1568, located at 255 E Temple St., Los Angeles, CA 90012.

F. On April 16, 2020, the Parties filed an *Amended Stipulation Continuing Hearing Date of Motion to Withdraw Reference and Related Briefing Schedule* [2:20-cv-02623-SVW, Docket No. 14] (the “District Court Stipulation”) to continue the briefing and hearing schedule in connection the Motion to Withdraw Reference, with a hearing date on the Motion to Withdraw Reference scheduled to occur on June 1, 2020.

1 G. On April 17, 2020, the District Court approved the District Court Stipulation  
2 [2:20-cv-02623-SVW, Docket No. 14] and scheduled the hearing on the Motion to Withdraw  
3 Reference to occur on June 1, 2020, at 1:30 p.m.

4 H. The Parties have agreed to continue the hearing date of the Motion to Dismiss  
5 pending determination of the Motion to Withdraw Reference.

6 I. In the event that the District Court denies the Motion to Withdraw Reference or  
7 otherwise determines it does not wish to hear the Motion to Dismiss, the Parties desire a prompt  
8 hearing on the Motion to Dismiss in this Bankruptcy Court, so as to occur within one week from  
9 the District Court determination.

10 J. In view of these developments, the Parties agree to reschedule the briefing, so that  
11 any opposition filed by Plaintiff to the Motion to Dismiss is due on or before May 12, 2020, and  
12 any reply briefs to such Plaintiff opposition and in further support of the Motion to Dismiss are to  
13 be filed by Defendants on or before May 22, 2020.

14 **AGREEMENT**

15 **NOW, THEREFORE,** the Parties to this Stipulation hereby agree and stipulate as  
16 follows:

17 1. The deadline for Plaintiff to file any brief in opposition to the Motion to Dismiss is  
18 extended from April 27, 2020 to May 12, 2020.

19 2. The deadline for any Defendant to file any reply briefs to Plaintiff's opposition and  
20 in further support of the Motion to Dismiss is extended from May 7, 2020 to May 22, 2020.

21 3. The hearing on the Motion to Dismiss is continued from May 6, 2020 at 10:00  
22 a.m., to a date to be set by this Bankruptcy Court that is one business week after entry of an order  
23 denying the Motion to Withdraw Reference or other District Court determination that does not  
24 deny jurisdiction of this Bankruptcy Court over hearing the Motion to Dismiss.

25 4. The Stipulation shall be without prejudice to any Party seeking further extensions  
26 of time from the Bankruptcy Court.

27  
28 **IT IS SO STIPULATED.**

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1 Dated: April 21, 2020

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SAM J. ALBERTS  
SONIA R. MARTIN  
TANIA M. MOYRON

5 By: /s/Tania M. Moyron  
Tania M. Moyron

6 Counsel for Verity Health Systems of  
7 California, Inc., *et al.* and DePaul Ventures,  
8 LLC

8 Dated: April 21, 2020

**BARTKO ZANKEL BUNZEL**  
AN N. RUDA  
LOUISE ANN FERNANDEZ

11 By: /s/Louise Ann Fernandez  
Louise Ann Fernandez

13 Counsel for Richard Adcock and Steven  
14 Sharrer

15 Dated: April 21, 2020

**CALIFORNIA NURSES ASSOCIATION**  
CAROL A. IGOE  
KYRSTEN B. SKOGSTAD  
NICOLE J. DARO

19 By: /s/Kyrsten B. Skogstad  
Kyrsten B. Skogstad

20 Counsel for California Nurses Association