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*Counsel for the Official Committee of Unsecured Creditors  
of Verity Health System of California, Inc., et al.*

[additional counsel on next page]

**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.

OFFICIAL COMMITTEE OF UNSECURED  
CREDITORS of VERITY HEALTH SYSTEM OF  
CALIFORNIA, INC., *et al.*,

Plaintiff,

v.

U.S. BANK, NATIONAL ASSOCIATION, as  
trustee,

Defendant.

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

Chapter 11

Hon. Ernest M. Robles

Adv. Proc. No. 2:19-ap-01165-ER

**STIPULATION REGARDING  
PRETRIAL CONFERENCE AND  
STATUS CONFERENCE SET FOR  
JULY 14, 2020**



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15 *Attorneys for U.S. Bank National Association,*  
16 *not individually, but as Notes Trustee*  
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1 The Official Committee of Unsecured Creditors of Verity Health System of California, Inc., *et*  
2 *al.* (the “Committee”), appointed in connection with the chapter 11 cases of the above-captioned  
3 debtors and debtors-in-possession (the “Debtors”), on the one hand, and U.S. Bank, National  
4 Association, not individually but in its respective capacities as Series 2015 Note Trustee and as Series  
5 2017 Note Trustee (collectively, the “Notes Trustee”),<sup>1</sup> on the other, by and through their undersigned  
6 counsel, hereby state and stipulate as follows (the “Stipulation”):

7 **WHEREAS**, the Committee filed its Complaint for Determination of Validity, Priority, and  
8 Extent of Liens and Security Interests in this action on June 13, 2019 [Docket No. 1], and its First  
9 Amended Complaint on September 11, 2019 [Docket No. 30];

10 **WHEREAS**, the Court entered a Scheduling Order Regarding the First Amended Complaint  
11 on September 12, 2019 [Docket No. 33], which set a Pretrial Conference for July 14, 2020 at 11:00  
12 AM;

13 **WHEREAS**, the Notes Trustee filed a Motion to Dismiss the First Amended Complaint on  
14 September 30, 2019 [Docket No. 39] (the “Motion to Dismiss”), the Committee filed an opposition to  
15 the Motion to Dismiss on October 17, 2019 [Docket No. 42], and the Notes Trustee filed a reply to the  
16 Committee’s opposition on October 24, 2019 [Docket No. 44];

17 **WHEREAS**, the Committee filed the *Official Committee of Unsecured Creditors’ Omnibus*  
18 *Objection to Claims Filed by U.S. Bank National Association, UMB Bank, N.A., and Wells Fargo*  
19 *Bank, National Association, as Trustees; Declaration of Mark Shinderman in Support Thereof* [Bankr.  
20 Docket No. 3634] in the Debtors’ bankruptcy cases on November 18, 2019, which incorporates by  
21 reference the Committee’s adversary actions asserted in this adversary proceeding;

22 **WHEREAS**, on January 7, 2020, the Court entered an order adjourning the hearing on the  
23 Motion to Dismiss and setting a status conference for February 19, 2020 at 10:00 AM [Docket No.  
24 53];

25 **WHEREAS**, on April 13, 2020, the Court entered an order continuing the status conference  
26 initially set for February 19, 2020 at 10:00 AM to July 14, 2020 at 10:00 AM [Docket No. 59];

27  
28 \_\_\_\_\_  
<sup>1</sup> The Notes Trustee and the Committee are referred to herein collectively as the “Parties.”

1           **WHEREAS**, in light of the filing of the *Amended Joint Chapter 11 Plan of Liquidation (Dated*  
2 *June 16, 2020) of the Debtors, the Prepetition Secured Creditors, and the Committee* [Bankr. Docket  
3 No. 4879], which, if confirmed, will resolve the instant litigation, the Parties have met and conferred  
4 and have agreed to request to continue the Pretrial Conference and Status Conference both currently  
5 set for July 14, 2020, by approximately ninety (90) days to October 13, 2020, with a Joint Pretrial  
6 Stipulation to be filed on or before September 29, 2020 and a Joint Status Report to be filed on or  
7 before October 6, 2020;

8           **NOW, THEREFORE, IT IS HEREBY STIPULATED AND AGREED**, and the Parties  
9 request that the Court enter an order in the form of Exhibit A (the “Order”), as follows:

10           1. The Pretrial Conference set for July 14, 2020 at 11:00 AM shall be continued to  
11 October 13, 2020 at 10:00 AM. A Joint Pretrial Stipulation shall be filed on or before September 29,  
12 2020.

13           2. The Status Conference set for July 14, 2020 at 10:00 AM shall be continued to  
14 October 13, 2020 at 10:00 AM. A Joint Status Report shall be filed on or before October 6, 2020.

15           3. All Parties’ rights with respect to this Adversary Proceeding are expressly reserved.  
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Respectfully submitted,

DATED: June 30, 2020

MILBANK LLP

/s/ Mark Shinderman

Mark Shinderman  
Robert J. Liubicic  
Daniel B. Denny  
Alexandra Achamallah

*Counsel for the Official Committee of  
Unsecured Creditors of Verity Health System of  
California, Inc., et al.*

DATED: June 30, 2020

MCDERMOTT WILL & EMERY LLP

/s/ Megan Preusker

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Chicago, IL 60606-0029  
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Email: mpreusker@mwe.com

DATED: June 30, 2020

MASLON LLP

/s/ Jason M. Reed

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Jason M. Reed (admitted *pro hac vice*)  
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*Attorneys for U.S. Bank National Association,  
not individually, but as Notes Trustee*

**EXHIBIT A**

Proposed Order

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CENTRAL DISTRICT OF CALIFORNIA – LOS ANGELES DIVISION**

In re:

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Debtors and Debtors In Possession.

OFFICIAL COMMITTEE OF UNSECURED  
CREDITORS of VERITY HEALTH SYSTEM OF  
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Plaintiff,

v.

U.S. BANK, NATIONAL ASSOCIATION, as  
trustee,

Defendant.

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

Chapter 11

Hon. Ernest M. Robles

Adv. Proc. No. 2:19-ap-01165-ER

**ORDER APPROVING STIPULATION  
REGARDING PRETRIAL  
CONFERENCE AND STATUS  
CONFERENCE SET FOR JULY 14, 2020**

1 The Court, having reviewed the *Stipulation Regarding Pretrial Conference and Status*  
2 *Conference Set for July 14, 2020* (the “Stipulation”), filed as Docket No. \_\_\_\_, entered between the  
3 Official Committee of Unsecured Creditors of Verity Health System of California, Inc., *et al.* (the  
4 “Committee”), on the one hand, and U.S. Bank, National Association, not individually but in its  
5 respective capacities as Series 2015 Note Trustee and as Series 2017 Note Trustee (collectively, the  
6 “Notes Trustee”), on the other, and good cause appearing,

7 **HEREBY ORDERS AS FOLLOWS:**

- 8 1. The Stipulation is approved.
- 9 2. The Pretrial Conference set for July 14, 2020 at 11:00 AM shall be continued to  
10 October 13, 2020 at 10:00 AM. A Joint Pretrial Stipulation shall be filed on or before September 29,  
11 2020.
- 12 3. The Status Conference set for July 14, 2020 at 10:00 AM shall be continued to  
13 October 13, 2020 at 10:00 AM. A Joint Status Report shall be filed on or before October 6, 2020.
- 14 4. All Parties’ rights with respect to this Adversary Proceeding are expressly reserved.

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16 **IT IS SO ORDERED.**

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## PROOF OF SERVICE OF DOCUMENT

I am over the age of 18 and not a party to this bankruptcy case or adversary proceeding. My business address is:

**2029 Century Park E, 33<sup>rd</sup> Floor, Los Angeles, CA 90067.**

A true and correct copy of the foregoing document entitled (*specify*): **ORDER APPROVING STIPULATION REGARDING PRETRIAL CONFERENCE AND STATUS CONFERENCE SET FOR JULY 14, 2020** will be served or was served (a) on the judge in chambers in the form and manner required by LBR 5005-2(d); and (b) in the manner stated below:

**1. TO BE SERVED BY THE COURT VIA NOTICE OF ELECTRONIC FILING (NEF):** Pursuant to controlling General Orders and LBR, the foregoing document will be served by the court via NEF and hyperlink to the document. On (*date*) June 30, 2020, I checked the CM/ECF docket for this bankruptcy case or adversary proceeding and determined that the following persons are on the Electronic Mail Notice List to receive NEF transmission at the email addresses stated below:

☒ Service information continued on attached page

**2. SERVED BY UNITED STATES MAIL:**

On (*date*) \_\_\_\_\_, I served the following persons and/or entities at the last known addresses in this bankruptcy case or adversary proceeding by placing a true and correct copy thereof in a sealed envelope in the United States mail, first class, postage prepaid, and addressed as follows. Listing the judge here constitutes a declaration that mailing to the judge will be completed no later than 24 hours after the document is filed.

☐ Service information continued on attached page

**3. SERVED BY PERSONAL DELIVERY, OVERNIGHT MAIL, FACSIMILE TRANSMISSION OR EMAIL** (*state method for each person or entity served*): Pursuant to F.R.Civ.P. 5 and/or controlling LBR, on (*date*) June 30, 2020, I served the following persons and/or entities by personal delivery, overnight mail service, or (for those who consented in writing to such service method), by facsimile transmission and/or email as follows. Listing the judge here constitutes a declaration that personal delivery on, or overnight mail to, the judge will be completed no later than 24 hours after the document is filed.

☒ Service information continued on attached page

I declare under penalty of perjury under the laws of the United States that the foregoing is true and correct.

June 30, 2020  
*Date*

Alexandra Achamallah  
*Printed Name*

/s/ Alexandra Achamallah  
*Signature*

**SERVICE LIST**

(Via NEF)

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- **Jason D Strabo** jstrabo@mwe.com, cfuraha@mwe.com
- **United States Trustee (LA)** ustpreion16.la.ecf@usdoj.gov

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(Via Email)

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