

<p>Attorney or Party Name, Address, Telephone &amp; FAX Nos., State Bar No. &amp; Email Address</p> <p>JOSEPH L. STEINFELD, JR. jsteinfeld@askllp.com BRIGETTE MCGRATH, Admitted Pro Hac Vice bmcgrath@askllp.com GARY D. UNDERDAHL, Admitted Pro Hac Vice gunderdahl@askllp.com ASK LLP, 2600 Eagan Woods Drive Suite 400, St. Paul, MN 55121 Tel: (651) 406-9665 / Fax: (651) 406-9676</p> <p><input type="checkbox"/> Attorney for Plaintiff _____</p>	<p>FOR COURT USE ONLY</p>
<p style="text-align: center;"><b>UNITED STATES BANKRUPTCY COURT CENTRAL DISTRICT OF CALIFORNIA - LOS ANGELES DIVISION</b></p>	
<p>In re: VERITY HEALTH SYSTEM OF CALIFORNIA, INC., et al.,</p> <p style="text-align: right;">Debtor(s).</p> <p>Howard Grobstein, Liquidating Trustee for the VHS Liquidating Trust,</p> <p style="text-align: right;">Plaintiff(s),</p> <p style="text-align: center;">vs.</p> <p>Grant Thornton LLP</p> <p style="text-align: right;">Defendant.</p>	<p>CASE NO.: 2:18-bk-20151-ER</p> <p>CHAPTER 11</p> <p>ADVERSARY NO.: 2:20-AP-1294-ER</p> <p><b>REQUEST FOR ASSIGNMENT TO MEDIATION PROGRAM</b></p> <p><b>[NOTE: A COMPLETED ORDER ASSIGNING MATTER TO MEDIATION AND APPOINTING MEDIATOR AND ALTERNATE MEDIATOR MUST BE CONCURRENTLY UPLOADED THROUGH LODGED ORDER UPLOAD (LOU) WITH THIS REQUEST]</b></p> <p>[NO HEARING REQUIRED]</p>

I hereby request that the following matter be assigned to the Bankruptcy Mediation Program of this district:

Description of the Matter:

1. ☐ Objection to claim/claim resolution
2. ☐ Plan
  - ☐ Objection to plan confirmation
  - ☐ Plan formulation/negotiation
3. ☐ Valuation
4. ☒ Preference

This form is optional. It has been approved for use by the United States Bankrup



5. ☐ Fraudulent transfer

6. ☐ Lien avoidance

7. ☐ Dischargeability

Specify grounds: \_\_\_\_\_  
\_\_\_\_\_

8. ☐ Other. Please specify: \_\_\_\_\_  
\_\_\_\_\_

Amount of money at issue in Matter:

1. ☐ \$0 to \$1,000

2. ☐ \$1,001 to \$10,000

3. ☐ \$10,001 to \$50,000

4. ☒ \$50,001 to \$100,000

5. ☐ \$100,001 to \$500,000

6. ☐ \$500,001 to \$1,000,000

7. ☐ \$1,000,001 to \$5,000,000

8. ☐ \$5,000,001 to \$10,000,000

9. ☐ If more than \$10,000,000,  
state amount: \$ \_\_\_\_\_

10. ☐ Money not at issue.

**SUBMITTED JOINTLY BY:**

Date: 8/2/2022 Howard Grobstein, Liquidating Trustee  
(Name of party)

\_\_\_\_\_  
(Signature of party)

Date: 8/2/2022 Gary D. Underdahl  
(Name of party's counsel)

/s/ Gary D. Underdahl  
(Signature of party's counsel)

Date: 8/2/2022 Grant Thornton LLP  
(Name of party)

\_\_\_\_\_  
(Signature of party)

Date: 8/2/2022 Ian S. Landsberg  
(Name of party's counsel)

/s/ Ian S. Landsberg  
(Signature of party's counsel)

**Instructions from the court: A completed ORDER ASSIGNING MATTER TO MEDIATION PROGRAM AND APPOINTING MEDIATOR AND ALTERNATE MEDIATOR must be concurrently uploaded through Lodged Order Upload (LOU) with this Request for Assignment to Mediation Program.**

cc: Hon. Barry Russell  
Mediation Program Administrator  
United States Bankruptcy Court  
255 East Temple Street, Suite 1660  
Los Angeles, CA 90012

## 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:  
ASK LLP, 2600 Eagan Woods Drive, Suite 400, St. Paul, MN 55121

A true and correct copy of the foregoing document described as **REQUEST FOR ASSIGNMENT TO MEDIATION PROGRAM** 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 Order(s) and LBR, the foregoing document will be served by the court via NEF and hyperlink to the document. On 8/2/2022, I checked the CM/ECF docket for this bankruptcy case or adversary proceeding and determined that the following person(s) are on the Electronic Mail Notice List to receive NEF transmission at the email address(es) stated below:

ilandsberg@sklarkirsh.com

☐ Service information continued on attached page

**2. SERVED BY UNITED STATES MAIL OR OVERNIGHT MAIL** (state method for each person or entity served):  
On 8/2/2022, I served the following person(s) and/or entity(ies) at the last known address(es) 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/or with an overnight mail service 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.

Mediator: Alan I. Nahmias, Esq., 21860 Burbank Boulevard, Suite 360, Woodland Hills, CA 91367

Alternate Mediator: Byron Z. Moldo, Esq., 9401 Wilshire Boulevard, 9th Floor, Beverly Hills, CA 90212

☐ Service information continued on attached page

**3. SERVED BY PERSONAL DELIVERY, FACSIMILE TRANSMISSION OR EMAIL** (state method for each person or entity served): Pursuant to F.R.Civ.P. 5 and/or controlling LBR, on \_\_\_\_\_, I served the following person(s) and/or entity(ies) by personal delivery, 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 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.

Date: 8/2/2022

Signature: /s/ Jean Esslinger

Printed Name: Jean Esslinger

Attorney or Party Name, Address, Telephone & FAX Nos., State Bar No. & Email Address JOSEPH L. STEINFELD, JR. jsteinfeld@askllp.com BRIGETTE MCGRATH, Admitted Pro Hac Vice bmgrath@askllp.com GARY D. UNDERDAHL, Admitted Pro Hac Vice gunderdahl@askllp.com ASK LLP, 2600 Eagan Woods Drive Suite 400, St. Paul, MN 55121 Tel: (651) 406-9665 / Fax: (651) 406-9676  <i>Attorney for Plaintiff</i>	FOR COURT USE ONLY
<b>UNITED STATES BANKRUPTCY COURT CENTRAL DISTRICT OF CALIFORNIA - LOS ANGELES</b>	
In re: VERITY HEALTH SYSTEM OF CALIFORNIA, INC., et al.,  <div style="text-align: right;">Debtor(s).</div> Howard Grobstein, Liquidating Trustee for the VHS Liquidating Trust,  <div style="text-align: right;">Plaintiff(s),</div> Grant Thornton LLP  <div style="text-align: right;">Defendant.</div>	CASE NO.: 2:18-bk-20151-ER CHAPTER: 11 ADVERSARY NO.: 2:20-AP-1294-ER  <b>ORDER ASSIGNING MATTER TO MEDIATION PROGRAM AND APPOINTING MEDIATOR AND ALTERNATE MEDIATOR</b>  <input type="checkbox"/> <b>EXHIBIT ATTACHED (PARTIES' SIGNATURE PAGE)</b>  [NO HEARING REQUIRED]

This adversary proceeding  
(Adversary proceeding/name of dispute in main case)

is assigned to the Bankruptcy Mediation Program of this district, and the following are appointed as Mediator and Alternate Mediator:

Mediator:

Alan I. Nahmias, Esq.

Name

Mirman, Bubman & Nahmias

Firm name

Alternate mediator:

Byron Z. Moldo, Esq.

Name

Ervin Cohen & Jessup LLP

Firm name

This form is mandatory. It has been approved for use by the United States Bankruptcy Court for the Central District of California.

21860 Burbank Boulevard, Suite 360

Address

Woodland Hills, CA 91367

City, state, zip code

818-995-2555

Telephone

818-451-4260

Facsimile

anahmias@mbn.law

Email address

9401 Wilshire Boulevard, 9th Floor

Address

Beverly Hills, CA 90212

City, state, zip code

310-281-6354

Telephone

310-859-2325

Facsimile

bmoldo@ecjlaw.com

Email address

The attorneys for the parties are:

Attorney for Plaintiff \_\_\_\_\_:

Gary D. Underdahl

Name

ASK LLP

Firm name

2600 Eagan Woods Dr., Ste. 400

Address

St. Paul, MN 55121

City, state, zip code

(651) 406-9665

Telephone

(651) 406-9676

Facsimile

gunderdahl@askllp.com

Email address

Attorney for Defendant \_\_\_\_\_:

Ian S. Landsberg

Name

Sklar Kirsh LLP

Firm name

1880 Century Park East, Suite 300

Address

Los Angeles, CA 90067

City, state, zip code

(310) 845-6416

Telephone

Facsimile

ilandsberg@sklarkirsh.com

Email address

**[Attach additional page(s) if necessary.]**

Description of the Matter:

1. ☐ Objection to claim/claim resolution
2. ☐ Plan
  - ☐ Objection to plan confirmation
  - ☐ Plan formulation/negotiation
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4. ☒ Preference
5. ☐ Fraudulent transfer
6. ☐ Lien avoidance
7. ☐ Dischargeability

Specify grounds: \_\_\_\_\_

8. ☐ Other. Please specify: \_\_\_\_\_

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8. ☐ \$5,000,001 to \$10,000,000
9. ☐ If more than \$10,000,000,  
state amount: \$ \_\_\_\_\_
10. ☐ Money not at issue.

Instructions from the Court:

1. Re: filing and service of this Order:

a. If Order is submitted to court by party(ies)

(1) For electronic submission of orders, refer to Section 4 of the Court Manual.

(2) The party(ies) submitting this Order must file the following with the court: (a) the original and one (1) copy of this Order, and (b) a Proof of Service of Document which reflects service of this Order on the mediator, the alternate mediator, the mediation program administrator (Hon. Barry Russell) and any individual(s) and/or entity(ies) and/or other interested party(ies) as may be designated by the judge.

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This form is mandatory. It has been approved for use by the United States Bankruptcy Court for the Central District of California.

b. If Order is prepared by the judge:

(1) The following individual must serve a copy of this Order on the mediator, the alternate mediator, and the mediation program administrator (Hon. Barry Russell):\_\_\_\_\_

(2) The following additional individual(s) and/or entity(ies) and/or other interested party(ies) must be served by the individual designated in note (b)(1) above with a copy of this Order: [Attach additional page(s) if necessary.]

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(3) The individual designated in note (b)(1) above must file an original Proof of Service which reflects service of this Order on the mediator, the alternate mediator, the mediation program administrator, and the individual(s) and/or entity(ies) and/or interested party(ies) listed in note 1(b) above.

2. Other: [Attach additional page(s) if necessary.]\_\_\_\_\_

The parties are to comply with the provisions of Third Amended General Order No. 95-01.

IT IS SO ORDERED:

Date: \_\_\_\_\_

\_\_\_\_\_  
United States Bankruptcy Judge



**[EXHIBIT – PARTIES' SIGNATURE PAGE]**

**SUBMITTED JOINTLY BY:**

Date: 8/2/2022

Howard Grobstein, Liquidating Trustee  
Printed name of party

Signature of party

Date: 8/2/2022

Gary D. Underdahl  
Printed name of party's attorney

/s/ Gary D. Underdahl  
(Signature of party's counsel)

Date: 8/2/2022

Grant Thornton LLP  
(Name of party)

(Signature of party)

Date: 8/2/2022

Ian S. Landsberg  
(Name of party's counsel)

/s/ Ian S. Landsberg  
(Signature of party's counsel)

## 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:  
ASK LLP, 2600 Eagan Woods Drive, Suite 400, St. Paul, MN 55121

A true and correct copy of the foregoing document entitled **ORDER ASSIGNING MATTER TO MEDIATION PROGRAM AND APPOINTING MEDIATOR AND ALTERNATE MEDIATOR** 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:

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ilandsberg@sklarkirsh.com

☐ Service information continued on attached page

2. **SERVED BY UNITED STATES MAIL (indicate method for each person or entity served):**

On *(date)* 8/2/2022, 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.

Mediator: Alan I. Nahmias, Esq., 21860 Burbank Boulevard, Suite 360, Woodland Hills, CA 91367

Alternate Mediator: Byron Z. Moldo, Esq., 9401 Wilshire Boulevard, 9th Floor, Beverly Hills, CA 90212

Honorable Barry Russell, Mediation Program Administrator - 255 E. Temple, Room 1660, Los Angeles, CA 90012

☐ Service information continued on attached page

3. **SERVED BY PERSONAL DELIVERY, OVERNIGHT MAIL, FACSIMILE TRANSMISSION OR EMAIL (indicate method for each person or entity served):** Pursuant to F.R.Civ.P. 5 and/or controlling LBR, on *(date)* \_\_\_\_\_, I served the following person(s) and/or entity(ies) by personal delivery, 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 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.

8/2/2022

Jean Esslinger

/s/ Jean Esslinger

*Date*

*Printed Name*

*Signature*