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**UNITED STATES BANKRUPTCY COURT
EASTERN DISTRICT OF WASHINGTON**

In re:

ASTRIA HEALTH, *et al.*,

Debtors and Debtors in
Possession.

Washington State Nurses Association,

Plaintiff,

v.

SHC Medical Center-Yakima, Astria Health,

Defendants.

HONORABLE WHITMAN L. HOLT

**Hearing Date (if necessary): September 8,
2020 at 10:30 a.m. (Pacific Time)**

**Objection Deadline: September 4, 2020 at
1:00 p.m. (Pacific Time)**

Location: Telephonic only

Phone Number: 1-877-402-9757

Conference Code: 7036041

Chapter 11

Lead Case No. 19-01189-11

Jointly Administered

Case No. 19-01189-11-WLH

Adv. Proc. Case No. 20-80005-WLH

**NEW NOTICE OF DEBTORS' AND
WSNA'S JOINT MOTION FOR AN
ORDER APPROVING SETTLEMENT
PURSUANT TO FED. R. BANKR. P. 9019
AND RESOLVING ADVERSARY
PROCEEDING**

9019 MOTION NOTICE

20-80005-WLH Doc 39 Filed 08/20/20 Entered 08/20/20 17:16:27 Pg 1 of 4

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1 **PLEASE TAKE NOTICE** that on July 30, 2020 the above-captioned debtors
2 and debtors in possession (the “Debtors”) in the above-captioned chapter 11
3 bankruptcy cases (the “Cases”) and the Washington State Nurses Association
4 (“WSNA” and together with the Debtors, the “Parties”, and each a “Party”) filed a
5 notice and motion (collectively, the “Notice and Notice of Motion,” and each
6 individually the “Notice of Motion” and “Motion”) for the Court to enter an order
7 authorizing the Parties to enter into a certain settlement agreement (the “Settlement
8 Agreement”) pursuant to Federal Rule of Bankruptcy Procedure (“Bankruptcy
9 Rule”) 9019 to completely and fully resolve the above-captioned adversary
10 proceeding number 20-8005 (the “Adversary Proceeding.”) [Adv. Docket No. 34].
11 The Settlement Agreement was filed under seal pursuant to separate motion on July
12 30, 2020 (the “Seal Motion”) [Adv. Docket No. 35] which was approved by order of
13 the Court on August 7, 2020, (the “Seal Order”) [Adv. Docket No. 38].

14 **PLEASE TAKE FURTHER NOTICE** that this notice (the “New Notice”)
15 has been filed in both the Adversary Proceeding and the Chapter 11 Lead Case No.
16 19-01189-11 bankruptcy case.

17 **PLEASE TAKE FURTHER NOTICE** that the relief sought is based on this
18 Notice of Motion and the Motion, as well as the attached Declaration of Michael
19 Lane, supporting statements, arguments and representations of counsel who will
20 appear at the hearing on the Motion, if any, the record in this case, and any other
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evidence properly brought before the Court in all other matters of which this Court may properly take judicial notice.

PLEASE TAKE FURTHER NOTICE that both the Motion, and the corresponding Declaration of Michael Lane in support of the Motion, are publicly available at Docket No. 34 of the Adversary Proceeding, as well as at the following URL: <https://www.kccllc.net/astriahealth/document/1901189200731000000000001>.

PLEASE TAKE FURTHER NOTICE that, alternatively, upon request of a party, the Debtors will furnish an electronic copy of the Motion, and the corresponding Declaration of Michael Lane in support of the Motion, to such requesting party.

PLEASE TAKE FURTHER NOTICE that any party opposing or responding to the Motion must file a response (“Response”) with the Bankruptcy Court and serve a copy of it upon the Debtors, WSNA and the United States Trustee not later than **September 4, 2020 at 1:00 p.m.** (Pacific Time) (the “Objection Deadline”). A Response must be a complete written statement of all reasons in opposition to the Motion or in support, declarations and copies of all evidence on which the responding party intends to rely, and any responding memorandum of points and authorities.

PLEASE TAKE FURTHER NOTICE that the failure to file and serve a timely objection to the Motion may be deemed by the Court to be consent to the relief requested in the Motion.

1 **PLEASE TAKE FURTHER NOTICE** that a hearing on the Motion has
2 been scheduled for **September 8, 2020, 10:30 a.m.** (Pacific) (the “Hearing”)
3 although the Court may dispense with the Hearing if no timely objections are filed
4 by the Objection Deadline.

5 Dated: August 20, 2020

DENTONS US LLP
SAMUEL R. MAIZEL
SAM J. ALBERTS

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7
8 By /s/ Sam J. Alberts
Sam J. Alberts

9 Attorneys for the Defendants and the
10 Chapter 11 Debtors and Debtors In
Possession

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9019 MOTION NOTICE

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