

**UNITED STATES BANKRUPTCY COURT  
WESTERN DISTRICT OF LOUISIANA  
Lafayette Division**

**IN RE:**

**CASE NO. 16-50740**

**PROGRESSIVE ACUTE CARE, LLC, et al.**

**CHAPTER 11**

**DEBTORS**

**JOINTLY ADMINISTERED**

**MOTION TO LIMIT NOTICE**

**NOW INTO COURT**, through undersigned counsel, come Progressive Acute Care, LLC (“PAC”), Progressive Acute Care Avoyelles, LLC (“PAC Avoyelles”), Progressive Acute Care Oakdale, LLC (“PAC Oakdale”) and Progressive Acute Care Winn, LLC (“PAC Winn”) as debtors and debtors-in-possession (collectively, the “Debtors”), which files this motion to limit notice (“Motion”) for the following reasons:

**Jurisdiction and Venue**

1.

This Court has jurisdiction over this Motion under 28 U.S.C. § 1334. This matter is a core proceeding within the meaning of 28 U.S.C. § 157(b)(2)(A), (M) and (O).

2.

The statutory bases for the relief requested herein are sections 105(a) of Title 11 of the United States Code (as amended, the “Bankruptcy Code”) and Federal Rule of Bankruptcy Procedure (“F.R.B.P.”) 2002.

3.

This venue is proper pursuant to 28 U.S.C. §§1408 and 1409. This is a core proceeding pursuant to 28 U.S.C. §157(b)(2).

## **Background**

4.

On May 31, 2016, the Debtors each filed a petition for voluntary relief under chapter 11 of the Bankruptcy Code. No creditors' committee has been appointed in any case; and, the Debtors are continuing to operate their businesses in the ordinary course as debtors-in-possession, pursuant to §§ 1107 and 1108 of the Bankruptcy Code.

5.

The Debtors own and operate three (3) community-based hospitals ("Hospitals"), ranging from 50-60 bed capacity, which provide inpatient, outpatient and emergency care, primarily for residents of the immediate regions of the Hospitals. The Hospitals are located in Marksville (PAC Avoyelles), Oakdale (PAC Oakdale) and Winnfield (PAC Winn).

## **Relief Requested**

6.

The Debtors' mailing matrices consist of over 1,200 persons and entities that have an interest in these bankruptcy cases. Ongoing mail-outs to all persons and entities that have an interest in these cases would be costly and unduly burdensome to the Debtors and their counsel.

7.

Bankruptcy Rule 2002(m) authorizes this Court to limit such notice, and the requested relief has been granted by this Court and in other districts in large Chapter 11 cases. *See e.g. In re Harvest Oil & Gas, LLC, et al*, Case No. 15-50748 [Doc. 38]; *In re Piccadilly, LLC, et al*, Case No. 12-51127 [Doc. 108]; *In re Employers' Self Insurers Fund*, Case No. 12-11512 [Doc. 27]; *In re Towing and Recovery Professionals of Louisiana Trust*, Case No. 10-10707 [Doc. 76]; *In re Thinkstream Incorporated Delaware*, Case No. 15-10553 [Doc. 151].

8.

Accordingly, the Debtors request that, except for any Disclosure Statement and any Plan and any hearings thereon, the Court allow the Debtors to limit the persons and entities to whom notice shall be provided of all pleadings and hearings thereon to: (i) the Debtors; (ii) counsel for the Debtors; (iii) any official committees appointed in these cases and its counsel or, if no such committee has been appointed, the top twenty (20) largest unsecured creditors in each case; (iv) the United States Trustee; (v) the secured creditors and their counsel; (vi) all parties who request notice pursuant to Rule 2002 of the Federal Rules of Bankruptcy Procedure; (vii) all parties who return the form attached hereto as Exhibit A to Debtors' counsel; and, (viii) any person who is named as a respondent or whose interests otherwise may be directly affected by the relief sought in a pleading.

**WHEREFORE**, after notice and a hearing, the Debtors pray that, except for any Disclosure Statement and any Plan and any hearings thereon, the Court allow the Debtors to limit the persons to whom notice shall be provided of all pleadings and hearings thereon to: (i) the Debtors; (ii) counsel for the Debtors; (iii) any official committees appointed in the case and its counsel or, if no such committee has been appointed, the top twenty (20) largest unsecured creditors in each case; (iv) the United States Trustee; (v) the secured creditors and their counsel; (vi) all parties who request notice pursuant to Rule 2002 of the Federal Rules of Bankruptcy Procedure; (vii) all parties who return the form attached hereto as Exhibit A to Debtors' counsel; and, (viii) any person who is named as a respondent or whose interests otherwise may be directly affected by the relief sought in a pleading; and, for any and all other relief this Court deems necessary and proper.

Respectfully submitted,

By: /s/ Barbara B. Parsons  
William E. Steffes (La. Bar No. 12426)  
Barbara B. Parsons (La. Bar No. 28714)  
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*Proposed Counsel for Debtors*

EXHIBIT "A"

UNITED STATES BANKRUPTCY COURT  
WESTERN DISTRICT OF LOUISIANA  
Lafayette Division

IN RE:

CASE NO. 16-50740

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CHAPTER 11

DEBTORS

JOINTLY ADMINISTERED

NOTICE AND OPTION TO CONTINUE RECEIVING NOTICE

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PLEASE TAKE NOTICE that Robert Summerhays, Chief Judge, United States Bankruptcy Court, Western District of Louisiana, has entered an Order Limiting Notice in this case to the following parties: (i) the Debtor; (ii) counsel for the Debtor; (iii) any official committees appointed in the case or the twenty (20) largest unsecured creditors; (iv) the United States Trustee; (v) secured creditors and their counsel; (vi) all parties who request notice pursuant to Rule 2002 of the Federal Rules of Bankruptcy Procedure; (vii) all parties who return this form to the Debtor's undersigned counsel and indicate a desire to continue to receive notices; and, (viii) any person who is named as a respondent to or whose interests otherwise may be directly affected by the relief sought in a pleading except for any Disclosure Statement and any Plan and any hearings thereon.

**If you wish to continue to receive all notices in this bankruptcy case, please fill in this form and return it to the attention of: Barbara B. Parsons, Steffes, Vingiello & McKenzie, LLC, 13702 Coursey Boulevard, Building 3, Baton Rouge, Louisiana 70817.**

Name of Creditor: \_\_\_\_\_

Name of Creditor's Representative: \_\_\_\_\_

Address: \_\_\_\_\_

Phone Number: \_\_\_\_\_

Facsimile Number: \_\_\_\_\_

Email Address: \_\_\_\_\_

\_\_\_\_\_ We wish to continue to receive notices.