



SO ORDERED.

SIGNED June 3, 2016.


ROBERT SUMMERHAYS
UNITED STATES BANKRUPTCY JUDGE

**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**

INTERIM ORDER

Considering the *Emergency Ex Parte Motion for Interim Order: (A) Determining Adequate Assurance of Payment for Debtor's Utility Services, (B) Restraining Utilities From Altering, Discontinuing or Refusing the Debtor Service and (C) Scheduling a Final Hearing on the Interim Relief Sought Herein* ("Motion") [P-10] filed by the above-captioned debtors (the "Debtors")¹, the arguments of counsel at the June 2, 2016 hearing held on this matter, and good and sufficient cause having been shown;

¹ Progressive Acute Care, LLC, Progressive Acute Care Avoyelles, LLC, Progressive Acute Care Oakdale, LLC, and Progressive Acute Care Winn, LLC.

IT IS HEREBY ORDERED that the Motion is granted and that the Utility Companies, as identified on Exhibit "A" attached hereto, may retain any deposit made prior to the Petition Date to secure payment of post-petition services;

IT IS FURTHER ORDERED that the Debtors shall pay for all post-petition Utility Services by checks in such amounts as prescribed in the Utility Services' billing statements for post-petition Utility Services (the "Billing Statements"). The Debtors' checks shall be mailed so as to be received by the due dates reflected on the Billing Statements;

IT IS FURTHER ORDERED that: (a) if any Debtor fails to pay for post-petition Utility Services by the due date as prescribed in the Billing Statements, such Debtor(s) shall have five (5) business days to remedy its failure to pay. The five (5) business days shall begin to run automatically from the due date reflected on the Billing Statements, without any notice obligation on the part of the Utility Companies; (b) if the five (5) business day period expires without the Debtor(s) having remedied the failure to timely pay a Billing Statement, as a condition to obtaining future Utility Services with respect to the account represented by the past due Billing Statement, the unpaid Utility Company shall have the right to require the Debtor(s) to both (i) pay the past due Billing Statement, and (ii) make a deposit (the "Post-Petition Deposit"). The Post-Petition Deposit shall be in an amount equal to the lesser of (i) the average monthly billing for the prior consecutive twelve (12) months, or (ii) the actual billing statement for that account for the month that was not paid timely. The Post-Petition Deposit shall be payable no later than ten (10) business days after the date of the notice from the unpaid Utility Company that demands a Post-Petition Deposit in a specified amount consistent with these Utility Procedures (the "Post-Petition Deposit Notice");

IT IS FURTHER ORDERED that if, within ten (10) business days of the date of the Post-Petition Deposit Notice, the Debtor(s) has failed to pay both (i) the past due Billing Statement, and (ii) the Post-Petition Deposit, the unpaid Utility Company is free to alter, refuse or discontinue Utility Service to the Debtor(s) with respect to the unpaid account;

IT IS FURTHER ORDERED that the Utility Company shall be entitled to an administrative expense claim, pursuant to section 503(b)(1) of the Bankruptcy Code, for any past due amounts owed by the Debtor(s) for post-petition Utility Services at the time of plan confirmation or at any other relevant claim determination date;

IT IS FURTHER ORDERED that any Post-Petition Deposit is subject to approval by this Court;

IT IS FURTHER ORDERED that if the Debtor(s) and the Utility Company are unable to agree upon a Post-Petition Deposit, the Debtor(s) shall request a hearing before this Court pursuant to section 366(c)(3)(A);

IT IS FURTHER ORDERED that the Utility Companies listed on Exhibit "A" are hereby restrained from discontinuing, altering or refusing to provide service to the Debtors during the time the request for a Post-Petition Deposit is pending;

IT IS FURTHER ORDERED that if any Utility Company providing services to the Debtor(s) has not been identified on Exhibit "A", the Debtor(s) shall serve a copy of the interim and final orders on the newly identified Utility Company at the time the Debtor(s) becomes aware of the Utility Company;

IT IS FURTHER ORDERED that this interim order is binding on all Utility Companies, including those newly identified, subject to the right of the newly identified Utility Company, to

seek additional adequate assurance of payment in the form of a Post-Petition Deposit, pending a final hearing on the Motion;

IT IS FURTHER ORDERED that a final hearing on the Motion shall be held on June 28, 2016, at 10:00 a.m.

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Respectfully Submitted by:
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Counsel for the Debtors

Exhibit A

Progressive Acute Care Avoyelles, LLC

Vendor Name/Address	Account Number	Average Monthly Cost
AT&T 250 South Clinton Street, 4 th Floor Syracuse, NY 13202	8080-12365-72	\$12.05
AT&T PO Box 10550 Atlanta, GA 30348-5503	318 m51 4528 526 0514	\$4.33
AT&T PO Box 10550 Atlanta, GA 30348-5503	831-008-2387-735	\$1,947.25
AT&T PO Box 10550 Atlanta, GA 30348-5503	3180240 8401 085 0511	\$35.35
AT&T PO Box 10550 Atlanta, GA 30348-5503	318-240-9163-001	\$33.61
AT&T PO Box 10550 Atlanta, GA 30348-5503	381 240 7452 036 0516	\$227.35
AT&T PO Box 10550 Atlanta, GA 30348-5503	318 253 8611 058 0519	\$115.50
AT&T PO Box 10550 Atlanta, GA 30348-5503	318 253 5771 232 0517`	\$56.00
AT&T PO Box 10550 Atlanta, GA 30348-5503	318 819 5400 001 0512	\$951.40
AT&T PO Box 10550 Atlanta, GA 30348-5503	337 M36 5559 559	\$2,139.68
Brouillette Water System 3053 Hwy 1192 Marksville, LA 71351	020-7300-00	\$310.33
Progressive Water Solutions 1515 England Drive Alexandria, LA 71303-4109	28000114	\$1,521.06
Progressive Water Solutions 1515 England Drive Alexandria, LA 71303-4109	28000184	\$250.41

Cable South Media 3 PO Box 620 Milan, TN 38358	62674401	\$449.63
Marksville Water System 208 Spring Bayou Road Marksville, LA 71351	02898-080290000	\$22.63
Marksville Water System 208 Spring Bayou Road Marksville, LA 71351	01070-010560000	\$250.18
Entergy PO Box 8108 Baton Rouge, LA 70891-8108	28312049	\$20,430.53
Entergy PO Box 8108 Baton Rouge, LA 70891-8108	126759372	\$335.56
Entergy PO Box 8108 Baton Rouge, LA 70891-8108	28311280	\$67.70
Entergy PO Box 8108 Baton Rouge, LA 70891-8108	28312866	\$150.78
Entergy PO Box 8108 Baton Rouge, LA 70891-8108	72390735	\$143.86
Entergy PO Box 8108 Baton Rouge, LA 70891-8108	22943708	\$1,483.22
Century Link PO Box 4300 Carol Stream, IL 60197-4300	300135593	\$4.63
Century Link PO Box 4300 Carol Stream, IL 60197-4300	300156023	\$64.86
Centerpoint Energy PO Box 4981 Houston, TX 77210-4981	2890395-3	\$376.21

Progressive Acute Care Oakdale, LLC

Vendor Name/Address	Account Number	Average Monthly Cost
AT&T PO Box 10550 Atlanta, GA 30348-5503	318 215 0844 051	\$160.84
AT&T PO Box 10550 Atlanta, GA 30348-5503	318 335 3700 002 0517	\$2,217.79
AT&T PO Box 10550 Atlanta, GA 30348-5503	831-000-2424-250	\$2,382.25
AT&T PO Box 10550 Atlanta, GA 30348-5503	831-000-5749-071	\$1,996.09
AT&T PO Box 10550 Atlanta, GA 30348-5503	831-000-5749-079	\$550.24
AT&T 250 South Clinton Street, 4 th Flor Syracuse, NY 13202	8080-12565-55	\$22.47
Cameron Communications 153 W. Dave Dugazes Road Sulphur, LA 70665	352002524	\$901.83
Centerpoint Energy PO Box 4981 Houston, TX 77210-4981	2935636-7	\$1,856.64
Centerpoint Energy PO Box 4981 Houston, TX 77210-4981	7227261-0	\$36.99
Centerpoint Energy PO Box 4981 Houston, TX 77210-4981	10188867-5	\$24.40
City of Oakdale E. 6 th Avenue Oakdale, LA 71463	10363	\$2,064.04
Cleco Power PO Box 660228 Dallas, TX 75266-0228	1.00044E+12	\$17,290.04
Town of Elizabeth PO Box 457 Elizabeth, LA 70638-0457	01106-200002000	\$1,250.00

Progressive Acute Care Winn, LLC

Vendor Name/Address	Account Number	Average Monthly Cost
City of Winnfield PO Drawer 312 Winnfield, LA 71483	190580001	\$253.22
City of Winnfield PO Drawer 312 Winnfield, LA 71483	190585003	\$1,1815.32
City of Winnfield PO Drawer 312 Winnfield, LA 71483	94075005	\$1,096.00
City of Winnfield PO Drawer 312 Winnfield, LA 71483	94090006	\$922.49
City of Winnfield PO Drawer 312 Winnfield, LA 71483	190320001	\$342.07
City of Winnfield PO Drawer 312 Winnfield, LA 71483	190570002	\$108.01
AT&T PO Box 10550 Atlanta, GA 30348-5503	318 M32-5377 377 0511	\$2,094.75
AT&T PO Box 10550 Atlanta, GA 30348-5503	2.87E+11	\$110.77
Sudden Link 701 W. Court Street Winnfield, LA 71483	100001-3615-719962801	\$281.92
Sudden Link 701 W. Court Street Winnfield, LA 71483	100001-3615-705419501	\$1,379.46
Sudden Link 701 W. Court Street Winnfield, LA 71483	100001-3615-722112501	\$795.67
Sudden Link 701 W. Court Street Winnfield, LA 71483	100001-3615-711650202	\$383.13
Atmos Energy PO Box 790311 St. Louis, MO 63179-0311	3000574004	\$347.75
Atmos Energy PO Box 790311 St. Louis, MO 63179-0311	3000573845	\$2,021.47

Atmos Energy PO Box 790311 St. Louis, MO 63179-0311	3000574399	\$15.70
Atmos Energy PO Box 790311 St. Louis, MO 63179-0311	3002749385	\$161.38

Notice Recipients

District/Off: 0536-4
Case: 16-50740

User: mcomeaux
Form ID: pdf8

Date Created: 6/3/2016
Total: 6

Recipients submitted to the BNC (Bankruptcy Noticing Center) without an address:
tr DIP

TOTAL: 1

Recipients of Notice of Electronic Filing:

ust	Office of U. S. Trustee	USTPRegion05.SH.ECF@usdoj.gov
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TOTAL: 4

Recipients submitted to the BNC (Bankruptcy Noticing Center):

db	Progressive Acute Care, LLC	Post Office Box 5309	Abita Springs, LA 70420
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TOTAL: 1