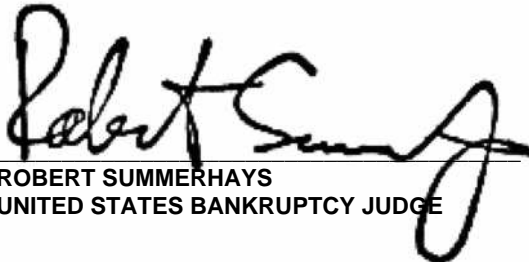


SO ORDERED.

SIGNED July 12, 2017.



  
ROBERT SUMMERHAYS  
UNITED STATES BANKRUPTCY JUDGE

UNITED STATES BANKRUPTCY COURT  
WESTERN DISTRICT OF LOUISIANA  
LAFAYETTE DIVISION

In re:

PROGRESSIVE ACUTE CARE, LLC, *et al.*

Debtors.<sup>1</sup>

)  
) Chapter 11  
)

) Case No. 16-50740  
)

) Jointly Administered  
)

**FINDINGS OF FACT, CONCLUSIONS OF LAW AND ORDER  
CONFIRMING JOINT PLAN OF ORDERLY LIQUIDATION OF  
PROGRESSIVE ACUTE CARE, LLC, ET AL., AS JOINTLY PROPOSED BY THE  
DEBTORS AND THE OFFICIAL COMMITTEE OF UNSECURED CREDITORS**

The Court has considered the *Joint Plan of Orderly Liquidation of Progressive Acute Care, LLC, et al.* (as immaterially modified, the “Plan”)<sup>2</sup> [Docket No. 465] proposed by the Debtors and

<sup>1</sup>The Debtors in these jointly administered Chapter 11 cases, along with the last four digits of each Debtor’s federal identification number are: Progressive Acute Care, LLC (1719); Progressive Acute Care Avoyelles, LLC (7245); Progressive Acute Care Oakdale, LLC (7332); and Progressive Acute Care Winn, LLC (7149).

<sup>2</sup> Unless otherwise defined herein, capitalized terms used in this Order shall have the meanings ascribed to them in the Plan. The rules of construction set forth in Article I of the Plan shall apply to this Order. In addition, any terms used in the Plan or this Order that are not defined in the Plan or this Order, shall have the meaning ascribed to them as set forth in the Bankruptcy Code, other federal or state statutes, rules, regulations, or the Disclosure Statement, as applicable. Terms not expressly defined in any Exhibits to the Plan shall have the meaning ascribed to them as set forth in the Plan.

the Official Committee of Unsecured Creditors. After reviewing (i) the *First Amended Disclosure Statement Relating to the Joint Plan of Orderly Liquidation of Progressive Acute Care, LLC, et al.* (the “Disclosure Statement”) [Docket No. 504], (ii) the Plan, and (iii) the complete record in these cases, and after receiving evidence with respect to the Plan and hearing the presentation and statements of counsel at the confirmation hearing held before the Court on June 27, 2017 (the “Confirmation Hearing”), the Court makes the following findings of fact and conclusions of law:

A. Jurisdiction; Core Proceeding; Venue. This matter is a core proceeding, over which this Court has jurisdiction pursuant to 28 U.S.C. §§ 157(b)(2)(L) and 1334(a). Venue of these proceedings is proper under 28 U.S.C. §§ 1408 and 1409.

B. Judicial Notice. Judicial notice is hereby taken of the dockets of these cases, including, without limitation, all pleadings, claims and other documents filed, all orders entered, and the transcripts of, and all evidence and arguments made, proffered or adduced at, the hearings held before the Court during the pendency of these cases.

C. Disclosure Statement Order. On April 19, 2017, the Court entered its *Order Approving Disclosure Statement Relating to the Joint Plan of Orderly Liquidation of Progressive Acute Care, LLC, et al., Proposed by the Debtors and the Official Committee of Unsecured Creditors* (the “Disclosure Statement Order”) [Docket No. 507]. Among other things, the Disclosure Statement Order approved the form of ballots for voting on the Plan (the “Ballots”) and established certain procedures for soliciting votes with respect to the Plan, including setting deadlines for submitting written ballots of acceptance or rejection and filing objections to confirmation of the Plan.

D. Notice and Solicitation. On March 21, 2017, the Noticing Agent (as that term is defined in the Plan) transmitted the Disclosure Statement, the Plan, the Ballots, the Disclosure Statement Order, and notice of the Confirmation Hearing (collectively, the “Solicitation Package”) in accordance with Bankruptcy Rule 3017 and the Disclosure Statement Order. Based on the foregoing, due, adequate and sufficient notice of the Disclosure Statement, the Plan, the Confirmation Hearing and all deadlines for voting on or filing objections to the Plan has been given to all known holders of Claims, and no other or further notice is or shall be required. Votes for acceptance or rejection of the Plan were solicited fairly, in good faith and in compliance with Bankruptcy Code sections 1125 and 1126, Bankruptcy Rules 3017 and 3018, the Disclosure Statement, the Disclosure Statement Order, and other applicable provisions of the Bankruptcy Code, and all other applicable rules, laws and regulations. The time between solicitation and confirmation was fair and sufficient to comply with the Bankruptcy Code and the Bankruptcy Rules. The Plan Proponents are thus entitled to the protections afforded in Bankruptcy Code section 1125(e).

E. Plan Supplement. On June 15, 2017, the Plan Proponents filed their *Plan Supplement and Notice of Oversight Committee Members, Liquidation Trustee and Debtor Representative and Liquidation Trust Agreement* [Docket No. 531] (the “Plan Supplement”).

F. Balloting. On June 23, 2017, the Balloting Agent filed the *Tabulation of Voting* [Docket No. 536], presenting the results of the ballot tabulation for classes of Claims entitled to vote on the Plan.

G. Objections to the Plan. Under the Disclosure Statement Order, objections to the Plan were required to be filed by June 20, 2017. Only one objection was filed; however, that objection was ultimately withdrawn prior to the Confirmation Hearing [Docket No. 543].

H. Plan Compliance with Bankruptcy Code (11 U.S.C. § 1129(a)(1)). The Plan complies with the applicable provisions of the Bankruptcy Code, in satisfaction of Bankruptcy Code section 1129(a)(1).

1. Proper Classification (11 U.S.C. §§ 1122, 1123(a)(1)). In addition to Administrative Claims, Priority Tax Claims, and United States Trustee fees, which need not be classified, the Plan designates 6 classes of Claims against and Interests in the Debtors. The Claims placed in each Class are substantially similar to other Claims, as the case may be, in such Class. Valid business, factual and/or legal reasons exist for separately classifying the various Classes of Claims, and such Classes and the Plan's treatment thereof do not unfairly discriminate between the holders of Claims. The Plan satisfies Bankruptcy Code sections 1122 and 1123(a)(1).

2. Specify Unimpaired Classes (11 U.S.C. § 1123(a)(2)). Section 4.1 of the Plan specifies the Classes of Claims that are unimpaired under the Plan, thereby satisfying Bankruptcy Code section 1123(a)(2).

3. Specify Treatment of Impaired Classes (11 U.S.C. § 1123(a)(3)). Section 4.2 of the Plan specifies the Classes of Claims and Interests that are impaired under the Plan and Section 3.4 specifies the treatment of the Claims and Interests in those Classes, thereby satisfying Bankruptcy Code section 1123(a)(3).

4. No Discrimination (11 U.S.C. § 1123(a)(4)). The Plan provides for the same treatment for each Claim in each respective Class, thereby satisfying Bankruptcy Code section 1123(a)(4).

5. Implementation of Plan (11 U.S.C. § 1123(a)(5)). As set forth in Article VI, the Plan provides adequate and proper means for its implementation, thereby satisfying Bankruptcy Code section 1123(a)(5).

6. Non-Voting Equity Securities (11 U.S.C. § 1123(a)(6)). The Plan is a liquidating plan that calls for the eventual dissolution of the Debtors pursuant to Section 6.5 thereof. Further, no securities will be issued under the Plan. Accordingly, section 1123(a)(6) does not apply.

7. Selection of Officers and Directors (11 U.S.C. § 1123(a)(7)). The Plan (and the Plan Supplement) complies with Bankruptcy Code section 1123(a)(7) by identifying the identity and compensation of the Liquidation Trustee and Oversight Committee who

will serve after the Effective Date and the manner in which a successor trustee may be appointed.

8. Additional Plan Provisions (11 U.S.C. § 1123(b)). Consistent with Bankruptcy Code section 1123(b), the Plan's provisions are appropriate and not inconsistent with the applicable provisions of the Bankruptcy Code, including provisions for (i) the rejection of executory contracts and unexpired leases; (ii) exculpation of, and releases of claims against, certain persons and entities with respect to certain limited actions taken in connection with the Plan and the Disclosure Statement, and injunctions against certain actions against the Debtors and certain other persons and entities; (iii) the settlement of certain claims belonging to the Debtors and/or their Estates; and, (iv) the treatment of rights of holders of Administrative Claims and Priority Tax Claims.

I. Plan Proponents' Compliance with Bankruptcy Code (11 U.S.C. § 1129(a)(2)). The Plan Proponents have complied with the applicable provisions of the Bankruptcy Code, thereby satisfying Bankruptcy Code section 1129(a)(2). Specifically,

1. The Debtors are proper debtors and the Plan Proponents have filed the Plan under Bankruptcy Code sections 109 and 1121, respectively;

2. The Debtors have complied with applicable provisions of the Bankruptcy Code, except as otherwise expressly provided or permitted by orders of the Court; and,

3. The Plan Proponents have complied with applicable provisions of the Bankruptcy Code, the Bankruptcy Rules and the Disclosure Statement Order in transmitting the Solicitation Package and soliciting and tabulating votes with respect to the Plan.

J. Plan Proposed in Good Faith (11 U.S.C. § 1129(a)(3)). The Plan Proponents have proposed the Plan in good faith and not by any means forbidden by law. No objection related to bad faith was filed and, therefore, the Plan and the Plan Proponents have met this requirement. Furthermore, evidenced produced at the Confirmation Hearing demonstrates that the Plan was a result of arm's length negotiations among the Debtors, Committee and Business First Bank.

K. Payments for Services or Costs and Expenses (11 U.S.C. § 1129(a)(4)). Any payment made or to be made by the Debtors or the Liquidation Trust for services or costs and expenses in or in connection with the Bankruptcy Case, or in connection with the Plan and incident to the Bankruptcy Case, has been approved by, or is subject to the approval of, the Court as reasonable, thereby satisfying Bankruptcy Code section 1129(a)(4).

L. Liquidating Trustee, Directors and Officers (11 U.S.C. § 1129(a)(5)). The Plan Proponents have complied with Bankruptcy Code section 1129(a)(5). The identity and compensation of the Liquidation Trustee and Oversight Committee have been fully disclosed in the Plan Supplement and at the Confirmation Hearing.

M. No Rate Changes (11 U.S.C. § 1129(a)(6)). Bankruptcy Code section 1129(a)(6) is not applicable as the Plan does not provide for any rate changes.

N. Best Interests of Creditors (11 U.S.C. § 1129(a)(7)). The Plan satisfies Bankruptcy Code section 1129(a)(7). The Liquidation Analysis attached to the Disclosure Statement and the evidence presented at the Confirmation Hearing establish that each holder of an impaired Claim or Interest either has accepted the Plan or will receive or retain under the Plan, on account of such Claim, property of a value, as of the Effective Date, that is not less than the amount that such holder would receive or retain if the Debtors were liquidated under chapter 7 of the Bankruptcy Code on such date. Accordingly, confirmation of the Plan is in the best interests of the Debtors' creditors.

O. Acceptance by Certain Classes (11 U.S.C. § 1129(a)(8)). Class 1 is not impaired under the Plan and the holders of Class 1 Claims are conclusively presumed to have accepted the Plan under Bankruptcy Code section 1126(f). There are no known Claims in Class 2, so no ballots were cast in that Class. Furthermore, the treatment of any Class 2 Claims is consistent with the requirements of Section 1129(b) with respect to the treatment of secured claims in a "fair and equitable manner." Claims in Classes 3 and 4 voted to accept the Plan in accordance with Bankruptcy Code sections 1126(c) and (d) and are accepting Classes with respect to the Plan. Holders of Claims in Class 5 and Holders of Interests in Class 6 will not receive any distributions on account of their Claims and Interests and are presumed to have rejected the Plan pursuant to section 1126(g) of the Bankruptcy Code. However, as found and determined below, pursuant to Bankruptcy Code section 1129(b)(1) the Plan may be confirmed notwithstanding the fact that Classes 5 and 6 are impaired and deemed to have rejected the Plan.

P. Treatment of Administrative and Priority Claims (11 U.S.C. § 1129(a)(9)). The treatment of Administrative Claims and Priority Tax Claims pursuant to Article II of the Plan satisfies the requirement of Bankruptcy Code section 1129(a)(9).

Q. Acceptance by Impaired Classes (11 U.S.C. § 1129(a)(10)). There are no known Claims in Class 2, so no ballots were cast in that Class. Classes 3 and 4 voted by the requisite majorities in number and amount to accept the Plan. Therefore, at least one Class of Claims that is impaired under the Plan has accepted the Plan, as determined without including any acceptance of the Plan by any insider, thus satisfying the requirements of Bankruptcy Code section 1129(a)(10).

R. Feasibility (11 U.S.C. § 1129(a)(11)). The Plan provides for the liquidation of the Debtors and distributions to creditors in accordance with the priority scheme of the Bankruptcy Code and the terms of the Plan. The Disclosure Statement and the evidence presented at the Confirmation Hearing establishes that the Plan is feasible and, confirmation of the Plan is not likely to be followed by any liquidation or the need for further financial reorganization of the Debtors. The Plan therefore satisfies the requirements of Bankruptcy Code section 1129(a)(11).

S. Payment of Fees (11 U.S.C. § 1129(a)(12)). All fees payable under section 1930 of title 28 of the United States Code, as determined by the Court, have been paid or will be paid in accordance with applicable law, thus satisfying the requirements of Bankruptcy Code section 1129(a)(12).

T. Continuation of Retiree Benefits (11 U.S.C. § 1129(a)(13)). Bankruptcy Code section 1129(a)(13) is inapplicable as the Debtors have no pension plans or “retiree benefits,” as that term is defined in the Bankruptcy Code.

U. Domestic Support Obligations and Objections by Holders of Unsecured Claims (11 U.S.C. §§ 1129(a)(14) and 1129(a)(15)). The Debtors are not individuals. Therefore, the requirements of Bankruptcy Code sections 1129(a)(14) and 1129(a)(15) are not applicable to the Debtors or the Plan.

V. No Applicable Nonbankruptcy Law Regarding Transfers (11 U.S.C. § 1129(a)(16)). Any and all property of the Debtors’ Estates which has not previously been transferred, shall be transferred pursuant to the terms of the Plan and in accordance with any applicable provisions of non-bankruptcy law.

W. Fair and Equitable; No Unfair Discrimination (11 U.S.C. § 1129(b)). Holders of Claims in Class 5 and Holders of Interests in Class 6 are deemed to have rejected the Plan. Based upon the evidence presented at the Confirmation Hearing, the Plan does not discriminate unfairly and is fair and equitable with respect to the aforementioned Classes, as required by Bankruptcy Code section 1129(b)(1) and (b)(2). Thus, the Plan may be confirmed notwithstanding the deemed rejection of the Plan by Classes 5 and 6.

X. Only One Plan (11 U.S.C. § 1129(c)). There are no competing plans; thus, Bankruptcy Code section 1129(c) is satisfied.

Y. Purpose of the Plan (11 U.S.C. § 1129(d)). The primary purpose of the Plan is not avoidance of taxes or avoidance of the requirements of Section 5 of the Securities Act, and there has been no objection filed by any governmental unit asserting such avoidance.

Z. Substantive Consolidation. The record of the Bankruptcy Cases and evidence presented at the Confirmation Hearing demonstrate good cause for substantive consolidation of the Debtors and their Estates pursuant to the terms of the Plan.

**THEREFORE, IT IS HEREBY ORDERED, ADJUDGED, AND DECREED THAT:**

1. Confirmation. The Plan Proponents have met their burden of proving the elements of sections 1129(a) and (b) of the Bankruptcy Code by a preponderance of the evidence. The legal and factual bases set forth at the Confirmation Hearing and as set forth in this Order establish just cause for the relief granted herein, and accordingly, the Plan attached hereto as **Exhibit A, as immaterially modified in accordance with this Confirmation Order**, is CONFIRMED in its entirety pursuant to section 1129 of the Bankruptcy Code; and, the terms of the Plan are hereby approved.

2. Plan Supplement and Appointments. The documents contained in the Plan Supplement are hereby authorized and approved. Without further order or authorization of this Court, the Plan Proponents, and/or their successors are authorized and empowered to make all modifications to all documents included as part of the Plan Supplement that are consistent with

the Plan and the terms of any agreements entered into as of the Effective Date and to execute and deliver such documents. Execution versions of the documents comprising the Plan Supplement, with such changes therein and modifications thereto as shall be agreed to by the Proponents, shall constitute legal, valid, binding, and authorized obligations of the respective parties thereto, enforceable in accordance with their terms.

3. Appointment of Debtor Representative, Liquidation Trustee and Oversight Committee. The appointment of Matthew Rubin of SOLIC Capital Advisors, LLC and SOLIC Capital, LLC as Debtor Representative and Liquidation Trustee; and, the appointment of Cardinal Health 200, LLC, Cardinal Health 414, LLC, LifeShare Blood Centers, Omega Diagnostics, Louisiana Healthcare Quality Forum, and The Schumacher Group of Louisiana, *et al.*, as members of the Oversight Committee are hereby authorized and approved.

4. Binding Effect. Except as otherwise provided in section 1141(d)(3) of the Bankruptcy Code, upon entry of this Confirmation Order and subject to the occurrence of the Effective Date, the provisions of the Plan shall bind (a) any Holder of a Claim against the Debtors and their respective successors and assigns, whether or not such Claim of such Holder is impaired under the Plan and whether or not such Holder has accepted the Plan, (b) any and all non-Debtor parties to Executory Contracts rejected through the Plan and this Confirmation Order, (c) every other party in interest in the Bankruptcy Case, and (d) all parties receiving or retaining property under the Plan, and their respective heirs, executors, administrators, successors, or assigns.

5. Vesting of Assets. Except as otherwise provided for in the Plan, upon the Effective Date, in accordance with section 1141 of the Bankruptcy Code, all of the Liquidation Trust Assets (except the Tort Claims and the Debtors' interests in related Insurance Policies, which shall revest in the Debtors), as well as the rights, privileges (including, but not limited to, the attorney-client privilege), and powers of the Debtors and their Estates applicable to the Liquidation Trust Assets (except those applicable to the Tort Claims and related Insurance Policies), shall automatically vest in the Liquidation Trust, free and clear of all Claims and Equity Interests for the benefit of the Liquidation Trust Beneficiaries. Upon the transfer of Liquidation Trust Assets to the Liquidation Trust, the Liquidation Trust shall succeed to all of the applicable Debtors' and Estates' rights, title and interest in such Liquidation Trust Assets, and the Debtors shall have no further interest in or with respect to such Liquidation Trust Assets. This Confirmation Order shall constitute a determination that the transfers of Assets to the Liquidation Trust are legal and valid and consistent with the laws of the State of Louisiana.

6. Rejection of Executory Contracts. Upon the Effective Date, except to the extent inconsistent with Section 14.5 of the Plan, all executory contracts and unexpired leases of the Debtors shall be rejected pursuant to the provisions of section 365 of the Bankruptcy Code, except: (i) any executory contracts and unexpired leases that are the subject of separate motions to reject, assume or assume and assign filed pursuant to section 365 of the Bankruptcy Code by the Debtors before the entry of the Confirmation Order; (ii) contracts and leases that were assumed and assigned to the Buyer by Order of the Bankruptcy Court before the entry of the Confirmation Order; (iii) any guaranty or similar agreement executed by a third party which guarantees repayment or performance of an obligation owed to the Debtors or to indemnify the Debtors; and,

(iv) agreements with third parties regarding preservation of the confidentiality of documents produced by the Debtors.

Claims created by the rejection of executory contracts and unexpired leases pursuant to the Plan and this Confirmation Order must be filed with the Bankruptcy Court no later than thirty (30) days after the Confirmation Date. **Any such Claims for which a proof of claim is not filed and served by the deadlines set forth above will be forever barred from assertion and shall not be enforceable against the Debtors, their Estates or their Assets.**

7. Insurance Policies. Notwithstanding anything contained in the Plan to the contrary, the Debtors' insurance policies, and any agreements, documents or instruments relating thereto, shall not be considered executory contracts subject to rejection pursuant to Section 12 of the Plan. The Debtors' and Estates' rights with respect to all Insurance Policies (including all Insurance Policies that may have expired prior to the Petition Date, all Insurance Policies in existence on the Petition Date, all Insurance Policies entered into by the Debtors after the Petition Date, and all Insurance Policies under which any of the Debtors hold rights to make, amend, prosecute and benefit from claims) shall be subject to the terms of the Plan including Section 14.3 thereof.

8. Settlement of Claims and Controversies. The provisions of the Plan constitute a good faith compromise of all Claims and controversies relating to the contractual, legal and subordination rights that a holder of a Claim may have with respect to any Allowed Claim, or any distribution to be made on account of such Allowed Claim; are in the best interests of the Debtors, their Estates and holders of Claims; are fair, equitable and reasonable; and, each settlement and compromise contained therein are hereby approved pursuant to Section 1123(b)(3) of the Bankruptcy Code and Bankruptcy Rule 9019.

9. Injunction. In accordance with section 1141(d)(3) of the Bankruptcy Code, the Confirmation Order will not discharge Claims. However, no holder of a Claim may receive any payment from, or seek recourse against, any Assets that are to be distributed under the Plan other than Assets required to be distributed to that holder pursuant to the Plan. **AS OF THE CONFIRMATION DATE, ALL PERSONS ARE ENJOINED FROM ASSERTING AGAINST ANY PROPERTY THAT IS TO BE DISTRIBUTED UNDER THE PLAN ANY CLAIMS, RIGHTS, CAUSES OF ACTION, LIABILITIES, OR EQUITY INTERESTS BASED UPON ANY ACT, OMISSION, TRANSACTION, OR OTHER ACTIVITY THAT OCCURRED BEFORE THE EFFECTIVE DATE EXCEPT AS EXPRESSLY PROVIDED IN THE PLAN OR THE CONFIRMATION ORDER.**

10. Exculpation. No Exculpated Party shall have or incur, and each Exculpated Party is hereby released and exculpated from any claim, obligation, Cause of Action or liability for any claim in connection with or arising out of, the administration of the Chapter 11 Cases, entry into the Liquidation Trust Agreement, entry into the Settlement Agreement, the Debtors' entry into any asset purchase agreement during the Chapter 11 Cases, the consummation of any transactions contemplated therein, the negotiation and pursuit of the Plan, or the solicitation of votes for, or confirmation of, the Plan, the funding of the Plan, the consummation of the Plan, or the administration of the Plan or the property to be distributed under the Plan, and the issuance of securities under or in connection with the Plan or the transactions contemplated by the foregoing,



except for willful misconduct, gross negligence, or intentional fraud as determined by Final Order of the Bankruptcy Court, but in all respects such Exculpated Party shall be entitled to reasonably rely upon the advice of counsel with respect to its duties and responsibilities pursuant to the Plan. ***From and after the effective date, to the extent of the releases and exculpations granted in the Plan, the Debtors and all parties in interest shall be permanently enjoined from commencing or continuing in any manner against the Exculpated Parties and their assets and properties, as the case may be, any suit, action, or other proceeding, on account of or respecting any claim, demand, liability, obligation, debt, right, cause of action, interest, or remedy released or to be released pursuant to the Plan.***

11. Retention of Jurisdiction. The Court shall retain and have exclusive jurisdiction over the matters set forth in Article XIII of the Plan to the fullest extent as set forth therein.

12. Immaterial Modifications Approved. The modifications to the Plan disclosed at the Confirmation Hearing and made prior to the Confirmation Date do not adversely change the treatment of the claim of any creditor or the interest of any equity security holder who has not accepted in writing the Modifications, and accordingly the Modifications are immaterial and no re-solicitation is required; the Proponents' *Motion for Order Approving Immaterial Modifications to Joint Plan of Liquidation* filed on June 26, 2017 [Docket No. 545] be and it is hereby granted.

13. Substantial Consolidation of the Debtors' Estates. Substantive consolidation of the Debtors' Estates into a single Estate for those purposes set forth in and relating to the Plan is hereby approved.

14. Bar Date for Administrative Expense Claims. All holders of Administrative Expense Claims (other than certain claims, including Fee Claims, excepted from the Administrative Bar Date under the Administrative Bar Date Order) were required to file and serve proofs of claim with respect to their Administrative Expense Claims by the Administrative Bar Date, **December 5, 2016. Failure to timely file and serve a proof of claim with respect to any such Administrative Expense Claim in accordance with the Administrative Bar Date Order resulted in the Administrative Expense Claim being forever barred and discharged, and no distribution shall be made under the Plan on account of any such barred and discharged Claim.**

Each Professional Person who holds or asserts a Fee Claim is required to file with the Bankruptcy Court, and serve on all parties required to receive notice, a Fee Application within forty-five (45) days after the Effective Date. **The failure to timely file and serve such Fee Application shall result in the Fee Claim being forever barred and discharged, and no distribution shall be made under the Plan on account of any such barred and discharged Claim.**

15. Final Order. This Order is a final order and the period in which an appeal must be filed shall commence upon the entry hereof. As no objections were filed, this Order shall not be stayed pursuant to Fed. R. Bankr. Proc. 3020(e), and the Plan may be consummated immediately.

#####

Respectfully submitted by:

WILLIAM E STEFFES (LA Bar Roll No. 12426)  
Steffes, Vingiello & McKenzie, LLC  
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Baton Rouge, Louisiana 70817  
Telephone: (225) 751-1751  
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E-mail: [bsteffes@steffeslaw.com](mailto:bsteffes@steffeslaw.com)  
*Counsel for Debtors*

United States Bankruptcy Court  
Western District of Louisiana

In re:  
Progressive Acute Care, LLC  
Debtor

Case No. 16-50740-RRS  
Chapter 11

**CERTIFICATE OF NOTICE**

District/off: 0536-4

User: mcomeaux  
Form ID: pdf4

Page 1 of 2  
Total Noticed: 1

Date Rcvd: Jul 12, 2017

Notice by first class mail was sent to the following persons/entities by the Bankruptcy Noticing Center on Jul 14, 2017.

db #+Progressive Acute Care, LLC, Post Office Box 5309, Abita Springs, LA 70420-5309

Notice by electronic transmission was sent to the following persons/entities by the Bankruptcy Noticing Center.  
NONE. TOTAL: 0

\*\*\*\*\* BYPASSED RECIPIENTS (undeliverable, \* duplicate) \*\*\*\*\*

tr DIP

TOTALS: 1, \* 0, ## 0

Addresses marked '+' were corrected by inserting the ZIP or replacing an incorrect ZIP.  
USPS regulations require that automation-compatible mail display the correct ZIP.

Transmission times for electronic delivery are Eastern Time zone.

Addresses marked '#' were identified by the USPS National Change of Address system as requiring an update.  
While the notice was still deliverable, the notice recipient was advised to update its address with the court immediately.

**I, Joseph Speetjens, declare under the penalty of perjury that I have sent the attached document to the above listed entities in the manner shown, and prepared the Certificate of Notice and that it is true and correct to the best of my information and belief.**

**Meeting of Creditor Notices only (Official Form 309): Pursuant to Fed. R. Bank. P. 2002(a)(1), a notice containing the complete Social Security Number (SSN) of the debtor(s) was furnished to all parties listed. This official court copy contains the redacted SSN as required by the bankruptcy rules and the Judiciary's privacy policies.**

Date: Jul 14, 2017

Signature: /s/Joseph Speetjens

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**CM/ECF NOTICE OF ELECTRONIC FILING**

The following persons/entities were sent notice through the court's CM/ECF electronic mail (Email) system on July 12, 2017 at the address(es) listed below:

Alan H. Goodman on behalf of Interested Party CHRISTUS Health alan.goodman@bswllp.com,  
kathy.moore@bswllp.com  
Andrew H. Sherman on behalf of Creditor Committee Official Committee of Unsecured Creditors  
for Progressive Acute Care, LLC asherman@sillscummis.com  
Armistead M. Long on behalf of Creditor Southern Textile Services, L.L.C. along@gamb.law,  
sroberts@gamb.law  
Barbara B. Parsons on behalf of Debtor Progressive Acute Care Avoyelles, LLC  
bparsons@steffeslaw.com, akujawa@steffeslaw.com/bparsons@ecf.courtdrive.com  
Bradley L. Drell on behalf of Creditor Pharmacy Service of Winnfield, Incorporated  
bdrell@goldweems.com, ddrago@goldweems.com/slouviere@goldweems.com  
Brandon A. Brown on behalf of Creditor De Lage Landen Financial Services, Inc.  
bbrown@stewartrobbins.com, kheard@stewartrobbins.com  
Conor Thomas Lutkewitte on behalf of Creditor TCF Equipment Finance, Inc.  
clutkewitte@favretlaw.com  
Gail Bowen McCulloch on behalf of U.S. Trustee Office of U. S. Trustee gail.mcculloch@usdoj.gov  
Henry C. Perret, Jr. on behalf of Creditor DHP Iberia Rehab, L.L.C. hperret@perretlaw.com  
J. Eric Lockridge on behalf of Creditor Committee Official Committee of Unsecured Creditors  
for Progressive Acute Care, LLC eric.lockridge@keanmiller.com, Brenda.seneca@keanmiller.com  
John M. Landis on behalf of Creditor Sheridan Healthcare of Louisiana, Inc.  
jlandis@stonepigman.com, boneil@stonepigman.com  
Joseph P. Hebert on behalf of Creditor Allen Emergency Group, LLC jphebert@liskow.com  
Kimberly L. Humbles on behalf of Interested Party Louisiana Department of Health & Hospitals  
kimberly.humbles@la.gov  
Mark J. Chaney, III on behalf of Creditor Sysmex America, Inc. mchaney@mcglinchey.com,  
aparnell@mcglinchey.com  
Mark P. Seyler on behalf of Creditor NES Louisiana, Inc. mseyler@barkleythompson.com  
Michael H. Piper on behalf of Plaintiff Progressive Acute Care Avoyelles, LLC  
mpiper@steffeslaw.com, mpiper@ecf.courtdrive.com/schassaing@steffeslaw.com  
Noel Steffes Melancon on behalf of Debtor Progressive Acute Care, LLC nsteffes@steffeslaw.com  
Office of U. S. Trustee USTPRegion05.SH.ECF@usdoj.gov  
Randall L. Wilmore on behalf of Creditor Siemens Financial Services, Inc.  
rwilmore@goldweems.com, atam@goldweems.com  
Richard A. Aguilar on behalf of Creditor Wells Fargo Vendor Financial Services, LLC  
raguilar@mcglinchey.com, aparnell@mcglinchey.com  
Richard J. Reynolds on behalf of Creditor Global Physicians Network, LLC rreynolds@ahmgt.com  
Robin R. DeLeo on behalf of Creditor De Leo Law Firm Elaine@dreher-la.com

The following persons/entities were sent notice through the court's CM/ECF electronic mail (Email) system (continued)

Ronald J. Savoie on behalf of Creditor Doerle Food Services LLC ronnie@jlaw.net,  
bob@jlaw.net;konrad@jlaw.net;kincaid@jlaw.net;terry@jlaw.net  
Sharon S. Whitlow on behalf of Creditor Business First Bancshares, Inc. d/b/a Business First  
Bank ssw@longlaw.com, dawn@longlaw.com;rhonda@longlaw.com  
Stephen D. Wheelis on behalf of Creditor CLECO Corporation steve@wheelis-rozanski.com  
Steven E. Adams on behalf of Attorney Louisiana Department of Health and Hospitals  
sea2334@yahoo.com  
Thomas E. St. Germain on behalf of Stockholder DeAnna W Jensen Living Trust Dated Jan 26,  
2012, Dr. Wade Jensen, Trustee ecf@weinlaw.com, wstgecfemail@gmail.com  
Thomas J. Lutkewitte on behalf of Creditor TCF Equipment Finance, Inc.  
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