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Hearing Date: August 16, 2016 at 10:00 a.m. (Prevailing Eastern Time)  
Objection Deadline: August 9, 2016 at 4:00 p.m (Prevailing Eastern Time)

*Counsel for the Plan Administrator*

**UNITED STATES BANKRUPTCY COURT  
SOUTHERN DISTRICT OF NEW YORK**

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In re:

SOUND SHORE MEDICAL CENTER OF  
WESTCHESTER, et al.

Chapter 11  
Case No. 13-22840 (RDD)

Debtors.

(Jointly Administered)

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**FOURTH MOTION OF THE PLAN ADMINISTRATOR  
FOR ENTRY OF AN ORDER EXTENDING THE DEADLINE  
TO FILE OBJECTIONS TO PROOFS OF CLAIM**

Monica Terrano, the Plan Administrator appointed in these cases, by and through her counsel, Garfunkel Wild, P.C., hereby submits this fourth motion (the “Motion”) to extend the deadline to object to the allowance of Administrative/Priority Claims, Secured Claims, and Unsecured Claims<sup>1</sup> (the “Claims Objection Deadline”) for a period of 90 days through and including October 25, 2016. In support of the Motion, the Plan Administrator respectfully states as follows:

**JURISDICTION AND BACKGROUND**

1. The Court has jurisdiction over this matter pursuant to 28 U.S.C. § 1334(b). Venue is proper pursuant to 28 U.S.C. §§ 1408 and 1409. The matter is a core proceeding within the meaning of 28 U.S.C. § 157(b)(2).

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<sup>1</sup>Unless otherwise defined, capitalized terms used herein have the meanings ascribed to them in the Plan (as defined below).

2. On May 29, 2013 (the “Petition Date”), the Debtors filed with this Court voluntary petitions for relief under Chapter 11 of Title 11 of the United States Code (the “Bankruptcy Code”). Pursuant to sections 1107 and 1108 of the Bankruptcy Code, the Debtors continue to administer their affairs. An official committee of unsecured creditors (the “Committee”) was appointed on June 10, 2013 by the Office of the United States Trustee.

3. The factual background relating to the commencement of these Chapter 11 cases is set forth in detail in the Declaration of John Spicer pursuant to Local Bankruptcy Rule 1007-2 and in support of the First Day Motions, filed on the Petition Date and incorporated herein by reference.

4. On November 5, 2014, this Court entered an order (the “Confirmation Order”) [Docket No. 908] confirming the Debtors’ first amended plan of liquidation, dated September 17, 2014 (the “Plan”) [Docket No. 821]. Pursuant to the Confirmation Order, Monica Terrano has been appointed as Plan Administrator. Pursuant to the Plan, the Plan Administrator has the authority, among other things, to object to claims on behalf of the Debtors’ estates (the “Estates”).

5. The Effective Date of the Plan was November 26, 2014. Pursuant to Section 9.1 of the Plan, the Plan Administrator was authorized to object to Unsecured Claims for up to one hundred eighty (180) days after the Effective Date and to Administrative/Priority Claims and Secured Claims at the later of 60 days from the Effective Date or such date as established by the Court (collectively, the “Objection Deadlines”). Approximately 1700 Unsecured Claims and 800 Administrative/Priority and Secured Claims were filed against the Estates.

6. The Objection Deadlines have since been extended by subsequent Orders of the Court, and have most recently been extended to July 27, 2016 by Order of this Court dated May 16, 2016 [Docket No. 1311].

7. The Plan Administrator and her advisors have been diligently reviewing and reconciling all remaining claims against the Debtors' books and records, have filed sixteen omnibus objections pertaining to the claims [Docket Nos. 1011, 1013, 1015, 1135, 1136, 1137, 1138, 1139, 1140, 1259, 1260, 1261, 1262, 1263, 1299 and 1329], as well as numerous individual objections where appropriate, and have consequently resolved numerous objectionable claims.

#### **RELIEF REQUESTED**

8. By this Motion, the Plan Administrator seeks entry of an order extending the Objection Deadlines for an additional 90 day period, through and including October 25, 2016, without prejudice to the rights of the Plan Administrator to seek further extensions of the Objection Deadlines.

9. The Plan Administrator has been reviewing all claims filed in this Chapter 11 Case since prior to the Effective Date in her capacity as the Debtors' Chief Wind Down Officer. Since the Effective Date the Plan Administrator has undertaken a systematic approach to review and analyze all filed claims in order to determine which of those claims may require an objection. As noted above, nearly 1700 Unsecured Claims and 800 Administrative/Priority and Secured Claims were filed against the Estates, many of which were filed in unliquidated amounts.

10. Despite the tremendous efforts expended by the Plan Administrator to reconcile the filed claims to date, the Plan Administrator does not believe she can complete her review of the claims by the existing Objection Deadlines. Although the Plan Administrator is continuing to review and reconcile the claims, she requires additional time to complete the ongoing and intensive reconciliation process. In addition, while the Plan Administrator will seek to resolve as many disputed claims as possible on a consensual basis, it is anticipated that additional objections will be filed in conjunction with the Plan Administrator's ongoing review of the claims.

11. Accordingly, the Plan Administrator requests an extension of the deadline to object to Administrative/Priority Claims, Secured Claims, and Unsecured Claims through and including October 25, 2016 to allow additional time to reconcile and resolve all such remaining claims and to the extent necessary, file any required objections with the Court.

#### **BASIS FOR RELIEF REQUESTED**

12. Section 105(a) of the Bankruptcy Code provides that "the court may issue any order, process, or judgment that is necessary or appropriate to carry out the provisions of [the Bankruptcy Code]." 11 U.S.C. § 105(a).

13. Bankruptcy Rule 9006(b) provides that the court may extend unexpired time periods, such as the Claims Objection Deadline, without notice:

[W]hen an act is required or allowed to be done at or within a specified period by these rules or by a notice given thereunder or by order of court, the court for cause shown may at any time in its discretion . . . with or without motion or notice order the period enlarged if the request therefor is made before the expiration of the period originally prescribed or as extended by a previous order. Fed. R. Bankr. P. 9006(b)(1).

14. In addition, under Section 9.1 of the Plan, “[t]he filing of a motion to extend the deadline to object to any Claims shall automatically extend such deadline until a Final Order is entered on such motion.” As such, the Objection Deadline shall be automatically extended until a Final Order is entered on this Motion.

15. The Plan Administrator submits that cause exists to grant the extension sought herein. To date, approximately 2,500 proofs of claim have been filed against the Debtors’ estates. Since the Effective Date, the Plan Administrator has worked diligently in (i) reviewing and analyzing the proofs of claim that have been filed; (ii) performing the required due diligence to determine the objectionable claims; and (iii) negotiating resolutions to certain of the claims.

16. Furthermore, as indicated above, the Plan Administrator has filed sixteen (16) non-substantive omnibus claim objections by which she has objected to over 600 claims. Orders granting the Plan Administrator’s omnibus claim objections have been entered by the Court. [See Docket Nos. 1062, 1063, 1064, 1194, 1200, 1201, 1202, 1203, 1204, 1259, 1260, 1261, 1262, 1263, 1287, 1288, 1289, 1290, 1291, 1318, and 1326]. The Plan Administrator will continue to work diligently to resolve all outstanding claim objections and complete the claims reconciliation process. However, in light of the number of claims filed and the complexity of the task at hand, the Plan Administrator needs additional time to ensure that only valid, non-objectionable claims are allowed and that such claims are allowed in the correct amounts.

17. For these reasons, the Plan Administrator submits that extending the Objection Deadline through and including October 25, 2016, is necessary, prudent, and in the best interests of the Debtors’ estate and creditors.

**NOTICE**

18. Notice of this Motion has been given to the following parties or, in lieu thereof, to their counsel, if known: (a) the United States Trustee; (b) the Post Effective Date Committee; and (c) all those who have entered an appearance in these cases pursuant to Bankruptcy Rule 2002. The Plan Administrator respectfully submits that such notice is sufficient, and requests that, except as provided herein, the Court find that no further notice of the relief requested herein is required.

**NO PREVIOUS REQUEST**

19. No previous request for the relief sought herein has been made to this or any other Court.

**CONCLUSION**

**WHEREFORE**, the Plan Administrator respectfully request that the Court enter an order substantially in the form annexed hereto as Exhibit A granting the relief requested herein and grant such other and further relief as the Court may deem just and proper.

Dated: Great Neck, New York  
July 15, 2016

GARFUNKEL WILD, P.C.  
Counsel for the Plan Administrator

By: /s/ Adam T. Berkowitz  
Burton S. Weston  
Adam T. Berkowitz  
Phillip Khezri  
111 Great Neck Road  
Great Neck, NY 11021  
(516) 393-2200

**EXHIBIT A**

**UNITED STATES BANKRUPTCY COURT  
SOUTHERN DISTRICT OF NEW YORK**

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In re:

SOUND SHORE MEDICAL CENTER OF  
WESTCHESTER, et al.

Chapter 11  
Case No. 13-22840 (RDD)

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Debtors.

(Jointly Administered)

**ORDER GRANTING FOURTH MOTION  
OF THE PLAN ADMINISTRATOR FOR ENTRY OF  
AN ORDER EXTENDING THE DEADLINE TO FILE  
OBJECTIONS TO PROOFS OF CLAIM**

THIS MATTER having come before the Court upon the motion of the Plan Administrator appointed in these cases (the “Motion”)<sup>1</sup> for entry of an order extending the deadline to object to the allowance of claims; and the Court having found that: (a) it has jurisdiction over the matters raised in the Motion pursuant to 28 U.S.C. §§ 157 and 1334(b); (b) this is a core proceeding pursuant to 28 U.S.C. § 157(b)(2); (c) venue is lying properly with this Court; (d) the relief requested in the Motion is in the best interests of the Estates and their creditors; (e) proper and adequate notice of the Motion and the hearing thereon has been given and that no other or further notice is necessary; and upon the record herein after due deliberation thereon, good and sufficient cause exists for the granting of the relief as set forth herein; it is hereby:

**ORDERED, ADJUDGED, AND DECREED THAT:**

The Motion is GRANTED in its entirety.

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<sup>1</sup> Unless otherwise defined, capitalized terms used herein shall have the meanings ascribed to them in the Motion



The deadline for the Plan Administrator to file objections to claims is extended through  
and including October 25, 2016.

Dated: August \_\_, 2016  
White Plains, New York

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HONORABLE ROBERT D. DRAIN  
UNITED STATES BANKRUPTCY JUDGE

**Hearing Date: August 16, 2016 at 10:00 a.m. (Prevailing Eastern Time)**  
**Objection Deadline: August 9, 2016 at 4:00 p.m. (Prevailing Eastern Time)**

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*Counsel for Estates and Plan Administrator*

**UNITED STATES BANKRUPTCY COURT  
SOUTHERN DISTRICT OF NEW YORK**

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In re:

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Chapter 11  
Case No. 13-22840 (RDD)

(Jointly Administered)

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**NOTICE OF FOURTH MOTION OF THE PLAN ADMINISTRATOR  
FOR ENTRY OF AN ORDER EXTENDING THE DEADLINE TO FILE OBJECTIONS  
TO PROOFS OF CLAIM**

**PLEASE TAKE NOTICE**, that Monica Terrano, the Plan Administrator appointed in the above-captioned cases, filed a motion (the "Motion") seeking the entry of an order extending the Plan Administrator's deadline to object to the allowance of Administrative/Priority Claims, Secured Claims, and Unsecured Claims for a period of 90 days through and including October 25, 2016.

**PLEASE TAKE NOTICE**, that a hearing on the Motion will be held before the Honorable Robert D. Drain, United States Bankruptcy Judge for the Southern District of New York, 300 Quarropas Street, White Plains, New York 10601 on the 16<sup>th</sup> day of August 2016 at

10:00 o'clock in the forenoon of that day, or as soon thereafter as counsel can be heard, to consider the entry of an Order approving the relief requested in the Motion and granting such other and further relief as is just and proper.

**PLEASE TAKE FURTHER NOTICE**, that objections, if any, to the relief requested in the Motion must be in writing, stating in detail the reasons therefor, and must be filed with the Clerk of the Bankruptcy Court, with a hard copy provided to the Clerk's Office at the Court for delivery to the Chambers of the Honorable Robert D. Drain, and shall be served upon (i) Garfunkel Wild, P.C., 111 Great Neck Road, Great Neck, New York 11021, Attention: Burton S. Weston, Esq., Adam T. Berkowitz, Esq., and Phillip Khezri, Esq., counsel to the Plan Administrator; (ii) Alston & Bird LLP, 90 Park Avenue, New York, New York 10016 Attention: Martin G. Bunin, Esq. and Craig E. Freeman, Esq., counsel to the Committee; and (iii) the Office of the United States Trustee, 201 Varick Street, Room 1006, New York, New York 10014, Attention: Susan Golden, Esq., so as to be received by all such parties no later than August 9, 2016 at 4:00 p.m.

**PLEASE TAKE FURTHER NOTICE**, that if no objections are timely served and filed as set forth above, the relief requested in the Motion may be granted without further notice.

Dated: July 15, 2016

GARFUNKEL WILD, P.C.  
*Counsel for Estates and Plan Administrator*

By: /s/ Adam T. Berkowitz  
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