

Hearing Date: August 2, 2013

Hearing Time: 10:00 a.m.

Objection Deadline: July 26, 2013 at 4:00 p.m.

ALSTON & BIRD LLP
Martin G. Bunin
Craig E. Freeman
90 Park Avenue
New York, New York 10016
Tel: (212) 210-9400
Fax: (212) 210-9444

Proposed Counsel to the Official Committee of Unsecured Creditors

UNITED STATES BANKRUPTCY COURT
SOUTHERN DISTRICT OF NEW YORK

-----X
In re: : Chapter 11
: :
SOUND SHORE MEDICAL CENTER OF : Case No. 13-22840
WESTCHESTER, *et al.*, : (Jointly Administered)
: :
Debtors. :
-----X

**NOTICE OF HEARING ON APPLICATION FOR AN
ORDER APPROVING THE RETENTION OF ALSTON & BIRD LLP
AS COUNSEL TO THE OFFICIAL COMMITTEE OF UNSECURED CREDITORS**

PLEASE TAKE NOTICE that a hearing will be held before the Honorable Robert D. Drain, United States Bankruptcy Judge, on **August 2, 2013 at 10:00 a.m., Eastern Time** in Room 501 of the United States Bankruptcy for the Southern District of New York, 300 Quarropas Street, White Plains, New York 10601-4140, or as soon thereafter as counsel can be heard, to consider the Application for an Order Approving the Retention of Alston & Bird LLP as Counsel to the Official Committee of Unsecured Creditors (the “Application”).

PLEASE TAKE FURTHER NOTICE that any responses or objections to the relief requested in the Application shall: (a) be in writing; (b) conform to the Federal Rules of Bankruptcy Procedure (the “Bankruptcy Rules”), all General Orders, Local Bankruptcy Rules, and the Final Order Establishing Case Management Procedures [Docket No. 143], (the “Case

Management Order”) approved by the Court; (c) be filed electronically with the Court, with a hard copy provided to the Clerk’s Office at the Bankruptcy Court for delivery to the Chambers of the Honorable Robert D. Drain; and (d) be served so as to be actually received by **July 26, 2013 at 4:00 p.m. prevailing Eastern Time**, by (i) Alston & Bird LLP, proposed counsel for the Creditors’ Committee, 90 Park Avenue, New York, New York 10016 (Attn: Mark G. Bunin, Esq.); (ii) Garfunkel Wild, P.C., proposed counsel for the Debtors and Debtors in Possession, 111 Great Neck Road, Great Neck, New York 11021 (Attn: Burton S. Weston, Esq. and Afsheen A. Shah, Esq.); and (iii) Office of the United States Trustee, 33 Whitehall Street, 21st Floor, New York, New York 10004 (Attn: Susan Golden, Esq.).

Dated: July 3, 2013

ALSTON & BIRD LLP

/s/ Martin G. Bunin

Martin G. Bunin

Craig E. Freeman

ALSTON & BIRD LLP

90 Park Avenue

New York, NY 10016

(212) 210-9400 (telephone)

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*Proposed Counsel to the Official Committee of
Unsecured Creditors*

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SOUND SHORE MEDICAL CENTER OF	: Case No. 13-22840
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Debtors.	:
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**APPLICATION FOR AN ORDER APPROVING THE
RETENTION OF ALSTON & BIRD LLP AS COUNSEL TO
THE OFFICIAL COMMITTEE OF UNSECURED CREDITORS**

The Official Committee of Unsecured Creditors appointed in the above-captioned chapter 11 cases (the “Committee”) submits this application (the “Application”) for an order approving the employment and retention of Alston & Bird LLP as counsel to the Committee pursuant to section 1103(a) of title 11 of the United States Code (the “Bankruptcy Code”) and rule 2014 of the Federal Rules of Bankruptcy Procedure (the “Bankruptcy Rules”).

In support of this Application, the Committee submits the declaration of Martin G. Bunin (the “Bunin Declaration”), attached hereto as Exhibit A and incorporated herein by reference, and respectfully represents as follows:

JURISDICTION

1. This Court has jurisdiction over this Application pursuant to 28 U.S.C. § 1334. This is a core proceeding pursuant to 28 U.S.C. § 157(b). Venue of this proceeding within this district is proper pursuant to 28 U.S.C. §§ 1408 and 1409.

BACKGROUND AND RELIEF REQUESTED

2. On May 29, 2013 (the “Petition Date”), Sound Shore Medical Center of Westchester, The Mount Vernon Hospital, Howe Avenue Nursing Home, Inc., The M.V.H. Corporation, Sound Shore Health System, Inc., NRHMC Services Corporation, and New Rochelle Sound Shore Housing, LLC (collectively, the “Debtors”) filed voluntary petitions for relief under chapter 11 of the Bankruptcy Code. The Debtors continue to operate their businesses and manage their property as debtors in possession pursuant to sections 1107(a) and 1108 of the Bankruptcy Code.

3. On May 31, 2013, the Court entered an order consolidating the Debtors’ cases for procedural purposes only and ordering their joint administration under the caption above. (Docket No. 30.)

4. On June 10, 2013, the United States Trustee appointed the Committee pursuant to section 1102 of the Bankruptcy Code. The Committee is currently comprised of the following members: (i) Westchester County Health Care Corporation (Committee Chair), (ii) Health/ROI, (iii) Ocean Side Institutional Industries, Inc., (iv) New York State Nurses Association, and (v) 1199SEIU National Benefit Fund for Health & Human Services Employees and 1199SEIU Health Care Employees Pension Fund. Later that day, the Committee selected Alston & Bird LLP as its counsel.

5. The Committee has selected the firm of Alston & Bird LLP as its counsel because of the expertise and experience of the firm’s attorneys in bankruptcy cases and, specifically, in

representing creditors' committees in chapter 11 cases. Attorneys at Alston & Bird LLP in New York have previously represented or currently represent creditors' committees in more than twenty chapter 11 cases filed by hospitals and other health care providers. Furthermore, Alston & Bird LLP's broad-based practice, which includes expertise in the areas of health care, finance, litigation, tax and real estate, as well as bankruptcy, will permit it to represent fully the interests of the Committee in an efficient and effective manner. Alston & Bird LLP has offices in New York, California (Los Angeles, Silicon Valley, and Ventura County), Atlanta, Washington, D.C., Dallas, and North Carolina (Charlotte and Raleigh).

6. Alston & Bird LLP is expected to render such legal services as the Committee may consider desirable to discharge the Committee's responsibilities and further the interests of the Committee's constituents in these cases. In addition to acting as primary spokesperson for the Committee, it is expected that Alston & Bird LLP's services will include, without limitation, assisting, advising, and representing the Committee with respect to the following matters:

- (a) The administration of these cases and the exercise of oversight with respect to the Debtors' affairs including all issues arising from or impacting the Debtors or the Committee in these chapter 11 cases;
- (b) The preparation on behalf of the Committee of all necessary applications, motions, orders, reports, and other legal papers;
- (c) Appearances in this Court to represent the interests of the Committee;
- (d) The negotiation, formulation, drafting, and confirmation of any plan of reorganization or liquidation and matters related thereto;
- (e) The exercise of oversight with respect to any transfer, pledge, conveyance, sale, or other liquidation of the Debtors' assets;
- (f) Such investigation as the Committee may desire concerning, among other things, the assets, liabilities, financial condition, and operating issues concerning the Debtors that may be relevant to this case;

- (g) Such communication with the Committee's constituents and others as the Committee may consider desirable in furtherance of its responsibilities; and
- (h) The performance of all of the Committee's duties and powers under the Bankruptcy Code and the Bankruptcy Rules or as may be ordered by the Court.

7. Alston & Bird LLP has indicated its willingness to serve as counsel to the Committee herein and to receive compensation on an hourly basis, subject to the approval of this Court and compliance with sections 330 and 331 of the Bankruptcy Code, the Federal Rules of Bankruptcy Procedure, the Local Bankruptcy Rules, the United States Trustee's Guidelines for Fees and Disbursements issued by the Office of the United States Trustee, and such other procedures as may be fixed by order of this Court, for professional services rendered and expenses incurred by Alston & Bird LLP. The current hourly rates charged by Alston & Bird LLP for attorneys and paralegals are set forth in the Bunin Declaration.

8. To the best of the Committee's knowledge, information, and belief (and consistent with the Bunin Declaration), Alston & Bird LLP is a "disinterested person" as that term is defined in section 101(14) of the Bankruptcy Code in that Alston & Bird LLP:

- (a) is not a creditor, an equity security holder, or an insider;
- (b) is not and was not, within two years before the date of the filing of the petition, a director, officer, or employee of the Debtors; and
- (c) does not have an interest materially adverse to the interest of the estates or of any class of creditors or equity security holders, by reason of any direct or indirect relationship to, connection with, or interest in, the Debtors, or for any other reason.

9. It is the carefully considered view of the Committee that, taking into account the facts of these cases and the various interests involved, representation of the Committee by Alston & Bird LLP is appropriate and advisable. To the best of the Committee's knowledge, information, and belief (and consistent with the Bunin Declaration), Alston & Bird LLP

represents no interest adverse to the Committee or the Debtors' estates which would preclude it from acting as counsel to the Committee in the matters upon which it is to be engaged.

10. Based on the foregoing, the employment of Alston & Bird LLP by the Committee is necessary, would be in the best interests of the Committee and the Debtors' estates and complies with section 1103 of the Bankruptcy Code.

11. Alston & Bird LLP commenced performing services for the Committee on June 10, 2013, the day Alston & Bird LLP was selected to represent the Committee in these cases. Accordingly, the Committee respectfully requests that the retention of Alston & Bird LLP be authorized *nunc pro tunc*, effective as of June 10, 2013.

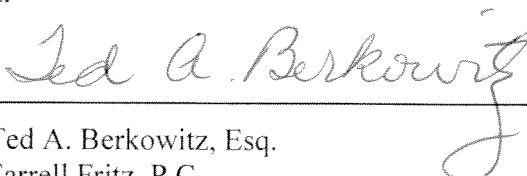
12. No previous application for the relief requested herein has been made to this or any other Court.

WHEREFORE, the Committee respectfully requests that the Court enter an order substantially in the form attached hereto as Exhibit B approving the retention of Alston & Bird LLP by the Committee to perform the services described herein, *nunc pro tunc* to June 10, 2013, and granting such other and further relief as the Court may deem just and proper.

Executed on July 3, 2013

**THE OFFICIAL COMMITTEE OF UNSECURED CREDITORS
OF SOUND SHORE MEDICAL CENTER OF WESTCHESTER,
ET AL.**

By: _____



Ted A. Berkowitz, Esq.
Farrell Fritz, P.C.
Counsel for Westchester County Health Care Corporation
Committee Chair

EXHIBIT A

ALSTON & BIRD LLP
Martin G. Bunin
Craig E. Freeman
90 Park Avenue
New York, New York 10016
Tel: (212) 210-9400
Fax: (212) 210-9444

Proposed Counsel to the Official Committee of Unsecured Creditors

UNITED STATES BANKRUPTCY COURT
SOUTHERN DISTRICT OF NEW YORK

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In re: : Chapter 11
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SOUND SHORE MEDICAL CENTER OF : Case No. 13-22840
WESTCHESTER, *et al.*, : (Jointly Administered)
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Debtors. :
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**DECLARATION OF MARTIN G. BUNIN IN SUPPORT OF APPLICATION FOR AN
ORDER APPROVING THE RETENTION OF ALSTON & BIRD LLP AS COUNSEL
TO THE OFFICIAL COMMITTEE OF UNSECURED CREDITORS**

I, MARTIN G. BUNIN, hereby declare under penalty of perjury:

1. I am an attorney at law admitted to practice in the State of New York and the Bankruptcy Courts and District Courts for the Southern and Eastern Districts of New York. I am a member of the firm of Alston & Bird LLP ("A&B"), which maintains an office at 90 Park Avenue, New York, NY 10016, among others. I submit this declaration (the "Declaration") in support of the application (the "Application") of the Official Committee of Unsecured Creditors (the "Committee") of the above-captioned debtors (the "Debtors")¹ for the entry of an order authorizing the Committee's retention of A&B as its counsel.

¹ The Debtors in these cases are Sound Shore Medical Center of Westchester, The Mount Vernon Hospital, Howe Avenue Nursing Home, Inc., The M.V.H. Corporation, Sound Shore Health System, Inc., NRHMC Services Corporation, and New Rochelle Sound Shore Housing, LLC.

2. A&B has conducted a conflicts check (the “Conflicts Check”) on the following classes of parties in interest from the list annexed as Schedule 1 to the Debtors’ application to retain Garfunkel Wild, P.C. (Docket No. 15): unsecured creditors, directors and officers, Debtors, secured creditors/lienholders, professionals, and relevant third parties. A copy of the list of the “Parties in Interest” on which A&B conducted its Conflict Check is annexed hereto as Exhibit 1.

3. The conflicts check system and adverse party index maintained by A&B is designed to include every matter on which the firm is now or has been engaged, by which entity the firm is now or has been engaged, and, in each instance, the identity of related parties and adverse parties and the attorneys in the firm who are knowledgeable about the matter. It is the policy of A&B that no new matter may be accepted or opened by the firm without completing and submitting to those charged with maintaining the conflicts check system and adverse party index the information necessary to check each such matter for conflicts, including the identity of the prospective client, the matter, and related and adverse parties. Accordingly, A&B maintains and systematically updates this system in the regular course of business of the firm, and it is the regular practice of the firm to make and maintain these records. A&B prepared a conflicts report using the names of the Parties In Interest (the “Conflicts Report”).

4. Based on the Conflicts Report, to the best of my knowledge, A&B does not currently represent any of the Parties In Interest, except to the extent set forth herein and/or in Exhibit 2 hereto. The fees paid to A&B in 2012 by each of the A&B clients noted in this Declaration and listed in Exhibit 2 hereto constituted less than one percent of A&B’s gross revenue in 2012.

5. As part of its diverse practice, A&B appears in cases, proceedings, and transactions involving many different parties, some of whom may be parties in interest in these chapter 11 cases or may represent parties in interest in these chapter 11 cases. In addition, A&B may represent parties who are parties in interest in these chapter 11 cases (or entities related to such parties in interest) who were not included in the Conflicts Check in matters unrelated to these chapter 11 cases.

6. 1199SEIU National Benefit Fund and 1199SEIU Healthcare Industry Pension Fund (together, the “1199 Funds”) are members of the Committee. The 1199 Funds, certain of their affiliated funds, and/or 1199SEIU United Health Care Workers East² have previously served or currently serve on creditors’ committees represented by A&B, or prior firms at which Craig Freeman and I were partners, in the following chapter 11 cases: Interfaith Medical Center (Bankr. E.D.N.Y.), North General Hospital, *et al.* (Bankr. S.D.N.Y.), Caritas Health Care, Inc., *et al.* (Bankr. S.D.N.Y.), Our Lady of Mercy Medical Center, *et al.* (Bankr. S.D.N.Y.), Union Hospital (Bankr. S.D.N.Y.), Flushing Hospital and Medical Center (Bankr. S.D.N.Y.), New York Medical Group, P.C. (Bankr. S.D.N.Y.), Bishop Henry B. Hucles Nursing Home, Inc., *et al.* (Bankr. E.D.N.Y.), Long Island Health Associates, Corp. (Bankr. E.D.N.Y.), New York United Hospital Medical Center (Bankr. S.D.N.Y.), Massapequa General Hospital (Bankr. E.D.N.Y.), The Parkway Hospital, Inc. (Bankr. E.D.N.Y.), Victory Memorial Hospital, *et al.* (Bankr. E.D.N.Y.), and Saint Vincents Catholic Medical Centers of New York, *et al.*, case no. 05-14945 (Bankr. S.D.N.Y.).

² “1199 SEIU Healthcare Workers” was listed under the category “Secured Creditors/Lienholders” in the parties in interest list annexed as Schedule 1 to the Debtors’ application to retain Garfunkel Wild, P.C., which formed the basis for the Parties In Interest list searched as A&B’s Conflicts Check.

7. New York State Nurses Association (“NYSNA”) is a member of the Committee. NYSNA currently serves or has served on the creditors’ committees represented by A&B, or prior firms at which Craig Freeman and I were partners, in the following chapter 11 cases: Interfaith Medical Center (Bankr. E.D.N.Y.), Cabrini Medical Center (Bankr. S.D.N.Y.), Caritas Health Care, Inc., *et al.* (Bankr. E.D.N.Y.), Bishop Henry B. Hucles Nursing Home, Inc., *et al.* (Bankr. E.D.N.Y.), Long Island Health Associates, Corp. (Bankr. E.D.N.Y.), and Flushing Hospital and Medical Center (Bankr. E.D.N.Y.).

8. Health/ROI is a member of the Committee. Health/ROI currently serves or has served on the creditors’ committees represented by A&B in the chapter 11 cases of Our Lady of Mercy Medical Center, *et al.* (Bankr. S.D.N.Y.), North General Hospital, *et al.* (Bankr. S.D.N.Y.), and Victory Memorial Hospital, *et al.* (Bankr. E.D.N.Y.).

9. Sun Life Assurance Company of Canada (US) (“Sun Life”) is listed as a “Secured Creditor/Lienholder” of the Debtors. A&B currently provides services to Sun Life on matters unrelated to the Debtors, their estates, or these chapter 11 cases. A&B’s engagement letter with Sun Life contains a waiver generally permitting A&B to be adverse to Sun Life. A&B has reached out to Sun Life to confirm the scope of the waiver, and A&B will file a supplement to this declaration when the confirmation is received.

10. A&B has not agreed to share (i) any compensation it may receive with another party or person, other than with the partners of A&B or (ii) any compensation another person or party has received or may receive.

11. Our hourly rates range or are anticipated to range (our rates are adjusted periodically and updated annually in January of each year) as follows:

Partner	\$420 - \$1,150
Counsel	\$375 - \$935

Associate	\$210 - \$695
Paralegal	\$100 - \$335
Case Clerk	\$ 75 - \$165

Craig Freeman and I are the A&B bankruptcy partners who will be the primary partners on this matter, and our hourly rates for this matter are \$775 and \$865, respectively.

12. Except as otherwise noted, the hourly rates set forth above are A&B's general hourly rates for work of this nature. These rates are set at a level designed to fairly compensate A&B for the work of its attorneys and paralegals and to cover fixed and routine overhead expenses.

13. It is A&B's policy to charge its clients in all areas of practice for all other expenses incurred in connection with the client's case. The expenses charged to clients include, among other things, mail and express mail charges, special or hand delivery charges, photocopying charges, travel expenses, expenses for "working meals" and committee meetings, computerized research, and transcription costs. A&B will charge the estates for these expenses in a manner and at rates consistent with charges made generally to A&B's other clients. A&B will seek reimbursement of its expenses as allowed pursuant to the Bankruptcy Code, the applicable Federal Rules of Bankruptcy Procedure, the applicable Local Bankruptcy Rules and Guidelines, the Guidelines for Reviewing Applications for Compensation and Reimbursement of Expenses promulgated by the Office of the United States Trustee, and orders of this Court.

14. Based upon the Conflicts Report, A&B represents no interest adverse to the Committee or the Debtors' estates with respect to the matters on which A&B is to be employed. I believe A&B is a "disinterested person" as defined in 11 U.S.C. § 101(14).

15. If A&B discovers any information that is contrary to or pertinent to the statements made herein, A&B will disclose such information in a supplemental affidavit. A&B recognizes its continuing duty to disclose such information.

16. I declare under penalty of perjury that the foregoing is true and correct to the best of my knowledge.

Executed on July 3, 2013
New York, New York

/s/ Martin G. Bunin
Martin G. Bunin

Exhibit 1

Unsecured Creditors

Allscripts Healthcare, LLC
Amerisourcebergen Drug Corp.
Stryker Orthopaedics
Convergent Revenue Cycle M
McKesson Information Solutions
Crothall Service Group
New York Medical College
TGC LLC
Miller & Milone, P.C.
New York Radiology Alliance
Health/ROI
1199 SEIU National Benefit
Apollo Health Street Inc.
Emergency Medical Assoc.
Medtronic USA Inc.
Greystone Servicing Corporation, Inc.

Nutrition Mgmt Services Co.
Modern Medical Systems
Children's Phy. of West LL
Enterprise Systems Software, LLC-BSD
Healthcare Assoc of NYS
Michael Anthony Contracting
Cannon Design
Fresenius Management Services
New York Blood Center
Westchester County Health Care
Corporation (a/k/a Westchester Medical
Center)
Medline Industries
Pension Benefit Guaranty Corp,
Dormitory Authority of State of New York
Oceanside Institutional

Directors and Officers

Dariusz Alaie, MD
Rev. Wendell Elliott Baisden
Vincent M. Bufano
Pat Capasso
Samuel Consolazio
Hon. Ernest Davis
Anthony Debellis
Rev. Troy Preston Decohen
Darren DeVerna
Richard Petriollo, MD
Ramesh Naik, MD
Danna Wood
Richard Naclerio
Mauro C. Romita
George T. Erbe
John R. Spicer
Carol A. Petrillo
Lawrence J. Ruisi
Stan Buturla
Barbara A. Langbein
Louis B. Frost

Mary M. Savage
Jeffrey R. Powers
Hon. Noam Bramson
Theodore Keltz, MD
Stephen Trauzzi, MD
Mark Weigle, MD
Robert P. Balachandran
Daniel F. Cremins
Kathie E. Davidson
John J. Dooner
Richard C. Gay
John A. Geoghegan
Lorri S. Gorman
Timothy C. Idoni
Charles H. McCabe
Thomas M. McEvoy
Stewart J. McMillan
Stephen J. Tenore
MaryEllen Johnston
Albert Farina

Debtors

Sound Shore Medical Center of Westchester
The Mount Vernon Hospital
Howe Avenue Nursing Home, Inc.
The M.V.H. Corporation
Sound Shore Health System, Inc.
NRHMC Services Corporation
New Rochelle Sound Shore Housing, LLC

Secured Creditors/Lienholders

Sun Life Assurance Company of Canada (US)
Dormitory Authority of the State of New York
Hudson Valley Bank
Midcap Financial, LLC
Mdcap Funding IV, LLC
Pension Plan/Pension Benefit Guaranty Corporation
1199 SEIU Healthcare Workers

Professionals

Alvarez & Marsal
Garfunkel Wild

Relevant Third Parties

Sound Shore Medical Center of Westchester Foundation, Inc.
NRHMC, Inc.
Montefiore Medical Center
New York State Nurses Association
MVH ALP

Exhibit 2

PARTY	A&B REPRESENTATION
Allscripts, Inc.	Allscripts, Inc. has been listed as one of the Debtors' unsecured creditors. A&B currently represents Allscripts Healthcare Solutions, Inc. in matters unrelated to the Debtors, their estates, or these chapter 11 cases.
Fresenius Management Services	Fresenius Management Services has been listed as one of the Debtors' unsecured creditors. A&B currently represents Fresenius Medical Care North America in matters unrelated to the Debtors, their estates, or these chapter 11 cases.
McKesson Information Systems	McKesson Information Systems has been listed as one of the Debtors' unsecured creditors. A&B currently represents McKesson Corporation, McKesson Provider Technologies, Inc., McKesson Health Solutions, McKesson Technology Solutions, and/or certain of their affiliates in matters unrelated to the Debtors, their estates, or these chapter 11 cases.

EXHIBIT B

UNITED STATES BANKRUPTCY COURT
SOUTHERN DISTRICT OF NEW YORK

-----X
In re: : Chapter 11
: :
SOUND SHORE MEDICAL CENTER OF : Case No. 13-22840
WESTCHESTER, *et al.*, : (Jointly Administered)
: :
Debtors. :
-----X

**ORDER AUTHORIZING THE RETENTION OF ALSTON & BIRD LLP AS
COUNSEL TO THE OFFICIAL COMMITTEE OF UNSECURED CREDITORS**

Upon the application (“Application”) for an order approving the retention of Alston & Bird LLP as counsel to the Official Committee of Unsecured Creditors (the “Committee”) of the above-captioned debtors (the “Debtors”); and upon the declaration of Martin G. Bunin, Esq. attached to the Application as Exhibit A (the “Bunin Declaration”); and it appearing that Alston & Bird LLP is a disinterested person pursuant to section 101(14) of title 11 of the United States Code (the “Bankruptcy Code”) and does not represent an interest adverse to the Committee or the Debtor’s estate with respect to the matters on which Alston & Bird LLP is to be employed; it is

ORDERED, that the Application is granted as set forth herein; and it is further

ORDERED, that the retention of Alston & Bird LLP as counsel for the Committee to perform all of the services set forth in the Application on the terms set forth in the Application and the Bunin Declaration is hereby approved pursuant to section 1103(a) of the Bankruptcy Code effective as of June 10, 2013; and it is further

ORDERED, that the compensation to be paid to Alston & Bird LLP shall be subject to the approval of this Court pursuant to sections 330 and 331 of the Bankruptcy Code, the Federal Rules of Bankruptcy Procedure, the Local Bankruptcy Rules, the United States Trustee’s Guidelines for Fees and Disbursements issued by the Office of the United States Trustee, and

such other procedures as may be fixed by order of this Court, for professional services rendered and expenses incurred by Alston & Bird LLP; and it is further

ORDERED, that to the extent the Application is inconsistent with this Order, the terms of this Order shall govern.

Dated: White Plains, New York
August __, 2013

HON. ROBERT D. DRAIN
UNITED STATES BANKRUPTCY JUDGE