

KAMALA D. HARRIS  
Attorney General of California  
JENNIFER KIM  
Supervising Deputy Attorney General  
ELISA B. WOLFE-DONATO  
KENNETH K. WANG  
Deputy Attorneys General  
State Bar No. 120357  
300 South Spring Street, Suite 1702  
Los Angeles, CA 90013-1256  
Telephone: (213) 897-0633  
Fax: (213) 897-5775  
E-mail: Elisa.Wolfe@doj.ca.gov  
*Attorneys for California Department of Health Care  
Services and California Department of Public Health*

**IN THE UNITED STATES BANKRUPTCY COURT  
FOR THE CENTRAL DISTRICT OF CALIFORNIA  
SANTA ANA DIVISION**

**In re:**

**PLAZA HEALTHCARE  
CENTER LLC,**

Debtor and Debtor-in-  
Possession.

/x/ Affects all Debtors.

Case No. 8:14-bk-11335-CB  
Jointly administered with  
Case No. 8:14-bk-11337-CB  
Case No. 8:14-bk-11358-CB  
Case No. 8:14-bk-11359-CB  
Case No. 8:14-bk-11360-CB  
Case No. 8:14-bk-11361-CB  
Case No. 8:14-bk-11362-CB  
Case No. 8:14-bk-11363-CB  
Case No. 8:14-bk-11364-CB  
Case No. 8:14-bk-11365-CB  
Case No. 8:14-bk-11366-CB  
Case No. 8:14-bk-11367-CB  
Case No. 8:14-bk-11368-CB  
Case No. 8:14-bk-11370-CB  
Case No. 8:14-bk-11371-CB  
Case No. 8:14-bk-11372-CB  
Case No. 8:14-bk-11373-CB  
Case No. 8:14-bk-11375-CB  
Case No. 8:14-bk-11376-CB

**EMERGENCY MOTION TO DISQUALIFY  
STALKING HORSE PARTIES FROM  
(1) INTERIM MANAGEMENT OF DEBTORS'  
FACILITIES, AND (2) PURCHASING  
DEBTORS' FACILITIES OR ASSETS**

Courtroom: 5-D  
Judge Hon. Catherine Bauer

Pursuant to Local Bankruptcy Rules 2081-1(a)(12) and 9075-1, the California Department of Health Care Services (“DHCS”) and the California Department of Public Health (“CDPH”) hereby move on an emergency basis for an order disqualifying the Stalking Horse Parties from (1) the interim management of any of the Debtors’ skilled nursing facilities, and (2) purchasing any of the Debtors’ skilled nursing facilities or assets.

There are five grounds for this motion:

1. **RECHNITZ IS A VIOLATOR OF INDUSTRY LAWS AND REGULATIONS.** The principal individual behind the Stalking Horse Parties is Shlomo Rechnitz. Rechnitz and his companies (Brius Management Company and Brius LLC) have a history of failing to comply with laws and regulations enforced by DHCS and the federal Centers for Medicare and Medicaid Services (“CMS”). Specifically - -

A: Rechnitz and his companies currently own 57 skilled nursing facilities.

B: In October 2013, DHCS issued an enforcement order which has been and is continuing to cause the withholding of 100% of Medi-Cal payments to two of Rechnitz’s skilled nursing facilities. This order was imposed because Rechnitz repeatedly and continuously failed or refused to submit required audit materials to DHCS.

C: *Within the last week*, DHCS issued a new enforcement order which threatens to withhold 20% of Rechnitz’s Medi-Cal payments for the remaining 55 of his 57 skilled nursing facilities. This order is being imposed because Rechnitz has again failed or refused to submit required audit materials to DHCS.

D: In or around April 2014, the federal CMS issued an enforcement order to one of Rechnitz’s skilled nursing facilities. This federal enforcement order seeks to (i) deny payment for new admissions; (ii) impose civil monetary penalties; and (iii) terminate the facility’s Medicare provider agreement no later than October

1 2, 2014, if substantial compliance with Medicare participation requirements is not  
2 promptly achieved and maintained.

3 E: Rechnitz's continued and repeated refusals to comply with industry  
4 laws and regulations is harming the skilled nursing industry.

5 **2. RECENT ENFORCEMENT ACTIONS WILL HARM**  
6 **RECHNITZ'S FINANCIAL STABILITY.** The financial impact of these  
7 enforcement orders will hurt Rechnitz's operational revenue. Accordingly, he will  
8 have less income with which to provide quality patient care.

9 **3. RECHNITZ PROBABLY WON'T BE ABLE TO GET**  
10 **REGULATORY APPROVAL TO BE A MEDI-CAL PROVIDER.** The  
11 pending sale promises to entrust Rechnitz with another 19 skilled nursing facilities.  
12 However, because of Rechnitz's history of enforcement activity with DHCS, DHCS  
13 is unlikely to approve a transfer of Medi-Cal provider contracts from Debtors to  
14 Rechnitz.

15 **4. RECHNITZ PROBABLY WON'T BE ABLE TO GET**  
16 **REGULATORY APPROVAL TO OPERATE DEBTORS' SKILLED**  
17 **NURSING FACILITIES.** Additionally, for Rechnitz to become licensed to  
18 operate Debtors' 19 skilled nursing facilities, Rechnitz must meet a "good  
19 character" requirement. CDPH is unlikely to grant licensure to Rechnitz because he  
20 will be unable to satisfy the "good character" requirement.

21 **5. THIS COURT SHOULD NOT PERMIT AN UNQUALIFIED**  
22 **BUYER TO TAKE OVER DEBTORS' 19 SKILLED NURSING**

23 **FACILITIES.** Because (i) Rechnitz tends to not comply with regulatory  
24 requirements, (ii) Rechnitz's revenue is being markedly reduced and could  
25 compromise patient care, (iii) Rechnitz is unlikely to be approved as a Medi-Cal  
26 provider for Debtors' facilities, and (iv) Rechnitz is unlikely to be licensed to  
27 operate Debtors' facilities, this Court should not allow Rechnitz to manage  
28

1 Debtors' skilled nursing facilities on an interim basis, and should not approve  
2 Rechnitz's purchase of Debtors' facilities or assets.

3  
4 The grounds for this motion are supported by the appended declarations from  
5 the following individuals:

6 1. Jean Iacino, Interim Deputy Director for the Center for Health Care  
7 Quality at the California Department of Public Health.

8 2. Bob Sands, Assistant Deputy Director of Audits and Investigations  
9 ("A&I") at the California Department of Health Care Services.

10  
11 A separate declaration re notice and service of process will be provided at the  
12 time of hearing.

13  
14 **MEMORANDUM OF POINTS AND AUTHORITIES**

15 Local Bankruptcy Rule 2081-1(a)(12) provides that a movant may request  
16 emergency or expedited relief where special circumstances exist. Moreover, "The  
17 motion must be supported by evidence that exigent circumstances exist justifying  
18 an expedited hearing." Here, the special circumstances are that Shlomo Rechnitz, a  
19 serial violator of rules within the skilled nursing industry, is slated to take over  
20 interim management of Debtors' 19 skilled nursing facilities on September 1, 2014,  
21 i.e., in four days. Because of his multiple enforcement actions and repeated  
22 violations of regulatory authority, Rechnitz is not qualified to assume such an  
23 important role. During the last week, the regulatory situation involving Rechnitz  
24 suddenly became markedly worse: he was the subject of a new DHCS enforcement  
25 action which threatens to hold back 20% of his Medi-Cal payments for 55 of his 57  
26 skilled nursing facilities. This new enforcement action, when it goes into effect on  
27 September 22, 2014, will affect Rechnitz's business revenue and threaten his ability  
28 to deliver high quality patient care. The appended declarations of Jean Iacino and

1 Bob Sands establish the background facts and circumstances which give rise to the  
2 special circumstances and the threat to patient care created by Rechnitz.

3 Local Bankruptcy Rule 9075-1, subdivision (a), sets forth the requirement for  
4 bringing an emergency motion. The moving parties have met, or are in the process  
5 of meeting these requirements.

6  
7 Wherefore, the California Department of Health Care Services and the  
8 California Department of Public Health urge this Honorable Court to (i) allow the  
9 instant motion to be heard on an emergency basis, (ii) disqualify the Stalking Horse  
10 Parties/ Bidder from taking over the interim management of Debtors' 19 skilled  
11 nursing facilities, and (iii) disqualify the Stalking Horse Parties/ Bidder from  
12 purchasing Debtors' 19 skilled nursing facilities or the assets thereof.

13  
14 Dated: August 28, 2014

Respectfully submitted,

15 KAMALA D. HARRIS  
16 Attorney General of California  
17 JENNIFER KIM  
18 DIANE S. SHAW  
19 Supervising Deputy Attorneys General

20 */s/ Elisa B. Wolfe-Donato*  
21 ELISA B. WOLFE-DONATO  
22 Deputy Attorney General  
23 *Attorneys for California Department*  
24 *of Health Care Services and*  
25 *California Department of Public*  
26 *Health*  
27  
28

**DECLARATION OF JEAN IACINO  
IN SUPPORT OF EMERGENCY MOTION TO  
DISQUALIFY STALKING HORSE PARTIES FROM (1) INTERIM  
MANAGEMENT OF DEBTORS' FACILITIES, AND (2) PURCHASING  
DEBTORS' FACILITIES OR ASSETS**

I, Jean Iacino, declare as follows:

1. I have personal knowledge of the following facts, and I am competent to testify to their truth, under oath, if called as a witness.

2. I am the Interim Deputy Director for the Center for Health Care Quality at the California Department of Public Health (CDPH).

3. CDPH is responsible for overseeing and regulating skilled nursing facilities for the protection of the health and safety of the residents. As the Interim Deputy Director for the Center for Health Care Quality, I am responsible for developing, implementing, and enforcing programs to protect patient health and safety; ensuring quality health care for patients, clients and residents in health facilities; and ensuring the quality of healthcare staff and professionals who work in health facilities through licensing, examination, inspection, education, and proficiency testing.

4. I am familiar with Shlomo Rechnitz (Rechnitz) and his corporate entities, Brius Management Company and Brius LLC (collectively as Brius). Rechnitz currently owns and controls fifty-seven (57) skilled nursing facilities licensed by CDPH.

5. On Tuesday, August 26, 2014, the Department of Health Care Services (DHCS) notified me that (i) Rechnitz and Brius have refused to provide necessary audit documentation to DHCS after being given many opportunities to do so, and that (ii) on August 22, 2014, DHCS notified Rechnitz's counsel, Mark Johnson of Hooper, Lundy, and Bookman, P.C., that DHCS will commence withholds of twenty percent (20%) of Medi-Cal funding from fifty-five (55) skilled nursing facilities owned and controlled by Rechnitz, if the requested documentation is not provided to DHCS by September 22, 2104. In my experience and observation, this

1 near across-the-board 20% withholding of Medi-Cal payments is a significant,  
2 serious enforcement action by DHCS.

3 6. Also on August 26, 2014, I learned that in October 2013, DHCS  
4 imposed a one hundred percent (100%) withhold of Medi-Cal funding upon the two  
5 other skilled nursing facilities controlled and owned by Rechnitz for their repeated  
6 and ongoing refusal and failure to file a cost report for the 2012 cost reporting year.  
7 The repeated and ongoing failure and refusal to file the necessary cost reports for  
8 the 2012 year has delayed DHCS's ability to complete its audit of the fifty-seven  
9 (57) facilities owned and controlled by Rechnitz and has impeded DHCS's ability  
10 to establish the NF B (continuous nursing care) nursing rates for the new rate year  
11 that started on August 1, 2014. This is a very serious violation that creates  
12 significant harm to the State of California and the skilled nursing community.

13 7. I have reviewed the events leading to the imposition of the current one  
14 hundred percent (100%) withhold of Medi-Cal funding to two facilities, and the  
15 pending twenty percent (20%) withhold of that funding from fifty-five facilities.  
16 Rechnitz's conduct shows repeated and ongoing disregard for regulatory  
17 requirements.

18 8. Given the significant number and portion of the current and future  
19 Medi-Cal funding withhold, CDPH has grave concerns, in the instant case, about  
20 the pending sale of additional facilities to Rechnitz.

21 9. A reduction of Medi-Cal funding to Rechnitz's currently-owned group  
22 of fifty-seven (57) skilled nursing facilities could seriously jeopardize the services  
23 and compromise the care provided to residents at those facilities, as well as at any  
24 new facilities that Rechnitz may acquire.

25 10. I recently became aware that the federal Centers for Medicare &  
26 Medicaid Services (CMS) has taken several enforcement actions against a facility  
27 owned and controlled by Rechnitz – Gridley Healthcare & Wellness Centre LLC –  
28 for substantial noncompliance with federal requirements for participation in the

1 Medicare and/or Medicaid programs. The CMS enforcement actions include:

- 2 • denial of payment for new admissions;
- 3 • civil monetary penalties; and
- 4 • termination of the facility's Medicare provider agreement no later than
- 5 October 2, 2014, if substantial compliance with Medicare participation
- 6 requirements is not promptly achieved and maintained.

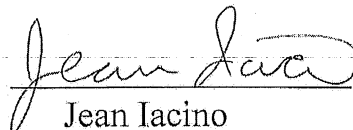
7  
8 11. These developments and enforcement actions by both state and federal  
9 agencies raise significant concerns as to the wisdom of the sale of additional skilled  
10 nursing facilities to Rechnitz. Chief among those concerns is the safety of placing  
11 additional residents under the care of Rechnitz and his corporate entities, even on a  
12 temporary basis, given their demonstrated record of repeated and ongoing  
13 noncompliance with state and federal regulatory requirements, and resultant  
14 enforcement actions.

15 12. Furthermore, as the state licensing agency for skilled nursing facilities,  
16 CDPH is required by section 1265 of the California Health and Safety Code (West  
17 2006) to consider several factors in making its decisions to grant or deny licensure.  
18 One of those factors is the demonstration by the applicant of reputable and  
19 responsible character. Rechnitz's failure to cooperate fully with DHCS and CMS  
20 creates great doubt as to whether Rechnitz can satisfy this "good character"  
21 requirement.

22 13. I make this declaration in my official capacity.

23 I declare under penalty of perjury of the laws of the State of California that  
24 the foregoing is true and correct.

25 Executed on August 28, 2014, at Sacramento, California.

26  
27   
28 Jean Iacino  
Declarant



**DECLARATION OF BOB SANDS  
IN SUPPORT OF EMERGENCY MOTION TO  
DISQUALIFY STALKING HORSE PARTIES FROM (1) INTERIM  
MANAGEMENT OF DEBTORS' FACILITIES, AND (2) PURCHASING  
DEBTORS' FACILITIES OR ASSETS**

I, Robert Sands, declare as follows:

1. I have personal knowledge of the following facts, and I am competent to testify to their truth, under oath, if called as a witness.
2. I am employed as the Assistant Deputy Director of Audits and Investigations (A&I), California Department of Health Care Services (DHCS). As the Assistant Deputy Director of A&I, I am responsible for directing and overseeing the audit and investigations operations of A&I.
3. On September 4, 2013, DHCS sent the first letter to Brius Management Company (Brius) regarding the placement of Highland Park and Brighton Place Spring Valley (Brighton) on twenty percent withhold for failure to file a home office cost report.
4. On October 10, 2013, DHCS sent the second letter to Brius Management Company regarding the placement of Highland Park and Brighton on one hundred percent withhold for failure to file a home office cost report.
5. On October 30, 2013, DHCS and Axiom Healthcare (Axiom - cost report preparer) exchanged e-mails regarding the filing of a home office cost report for Brius Management Company.
6. On December 20, 2013, DHCS sent a letter to Mr. Mike Lesnick of Axiom, which stated that Highland Park and Brighton will remain on withhold pending the filing of a home office cost report as required under Title 42, Code of Federal Regulations, Section 413.24 and CMS Pub. 15-1, Section 2413, for Brius. The letter listed five specific items for Axiom to submit along with the home office cost report. Among the items requested was a full disclosure of all facilities owned

1 by Shlomo Rechnitz (Rechnitz). In prior years, Axiom had not disclosed to the  
2 audit staff all of the facilities owned by Mr. Rechnitz.

3 7. On January 29, 2014, DHCS held a telephone conference with Mr.  
4 Rechnitz's representative, Mike Lesnick of Axiom (Lesnick) and Mark Johnson of  
5 Hooper, Lundy, and Bookman (Johnson) to discuss the facilities on withhold. Both  
6 parties agreed that Mr. Rechnitz's operations need to be reviewed on a global basis  
7 which would a home office cost report that incorporated all of the various regional  
8 offices such as Boardwalk West Financial Services LLC (Boardwalk), Citrus  
9 Wellness LLC (Citrus), Core Healthcare Centers LLC (Core), and all the related  
10 party transactions such as Twin Med and JI Medical. Mr. Lesnick stated that he  
11 would give DHCS a proposal for a global home office cost report. To date, Mr.  
12 Lesnick has not submitted a proposal for a global home office cost report.

13 8. On February 6, 2014, DHCS received a home office cost report for  
14 Brius and a home office cost report for Brius LLC. The two home office cost  
15 reports disclose no assets, no liabilities, no income, and no expense for either Brius  
16 or Brius LLC.

17 9. On February 7, 2014, DHCS informed Mr. Johnson that the auditors  
18 found fees for Rockport Healthcare Services (Rockport) during the review of the  
19 2012 cost report and inquired if a home office cost report would be filed for  
20 Rockport.

21 10. On February 7, 2014, Mr. Johnson stated that Rockport is an  
22 administrative service company that provides various consulting and administrative  
23 services to facilities in which Mr. Rechnitz had an ownership interest. Neither Mr.  
24 Rechnitz nor anyone related to Mr. Rechnitz had any ownership interest in  
25 Rockport.

26 11. On February 14, 2014, DHCS asked Mr. Johnson if a home office cost  
27 report for Rockport would be filed and if not, why not. DHCS also asked if  
28

1 Rockport is a related party and that the issue of related party through control must  
2 be addressed. Mr. Johnson did not believe Rockport was a related party.

3 12. On February 18, 2014, DHCS sent Mr. Johnson a request for nine  
4 specific items to document the relationship between Rockport and Mr. Rechnitz.  
5 There was no response.

6 13. On February 24, 2014, DHCS e-mailed Mr. Johnson regarding the  
7 status of the home office documentation. Again, there was no response.

8 14. On March 7, 2014, DHCS again e-mailed Mr. Johnson regarding the  
9 status of the home office documentation, for which it did not receive a response

10 15. On March 17, 2014, DHCS, once again, e-mailed Mr. Johnson  
11 regarding the status of home office documentation, again, DHCS did no receive a  
12 response.

13 16. On March 24, 2014, DHCS formally requested from Mr. Johnson that  
14 a home office cost report be filed for Rockport.

15 17. On March 31, 2014, Mr. Johnson wrote to respond to DHCS's  
16 December 20, 2013 letter. The response included a list of fifty-eight facilities in  
17 which Mr. Rechnitz had an ownership interest and a list of business entities in  
18 which Mr. Rechnitz had an ownership interest. This is the first time the number of  
19 facilities owned by Mr. Rechnitz was disclosed to DHCS's Financial Audits  
20 Branch.

21 18. Mr. Johnson's March 31, 2014 letter claimed that Rockport was not a  
22 related party and directed DHCS to contact Foley Hoag (Hoag), the attorney for  
23 Rockport for any questions related to Rockport. The letter stated, "We are  
24 informed that Rockport Healthcare Services, LLC ("Rockport") is owned by Steven  
25 Stroll and Marsha Stroll, each as individuals." The letter also disclosed that Steven  
26 Stroll was Mr. Rechnitz's certified public account and had been providing tax  
27 services to Mr. Rechnitz since 1998.  
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1       19.     On April 8, 2014, DHCS contacted Mr. Hoag and requested  
2     documentation regarding the relationship between Rockport and Mr. Rechnitz.  
3     DHCS also requested an explanation on why Rockport was not a related party to  
4     Mr. Rechnitz and to specifically address the issue of relationship through control.

5       20.     On April 9, 2014, DHCS e-mailed Mr. Johnson regarding his March  
6     31, 2014 letter. DHCS inquired about the relationship of Rechnitz to Boardwalk  
7     and Citrus and if a home office cost report should be filed for the two entities.  
8     DHCS also inquired if the related party profit had been removed from the filed cost  
9     reports at the facilities. DHCS asked some additional questions regarding the  
10    relationship of Mr. Rechnitz to Rockport and requested documentation of the  
11    related party costs for facility lease expense.

12       21.     On April 22, 2014, DHCS inquired on the status of its April 9, 2014  
13    request.

14       22.     On the same day, DHCS also inquired with Mr. Hoag regarding the  
15    status of its April 8, 2014 request for the documentation related to Rockport.

16       23.     On April 23, 2014, Mr. Johnson requested clarification on the  
17    outstanding documentation requests and inquired about removing the withholds  
18    from the two facilities.

19       24.     On April 29, 2014, DHCS inquired with Mr. Hoag regarding the status  
20    of its April 8, 2014 request for the documentation related to Rockport.

21       25.     On April 30, 2014, DHCS reminded Mr. Johnson that, on January 29,  
22    2014, he and Mr. Lesnick agreed that the review of Mr. Rechnitz's operations  
23    should be done on a global basis and that Mr. Lesnick was going to present a  
24    proposal for a global home office cost report that incorporated all the regional  
25    offices and the related party transactions. DHCS informed Mr. Johnson that the  
26    two Brius home office cost reports were incomplete and inconsistent with other  
27    information previously disclosed. Specifically, the two home office cost reports  
28    failed to disclose any assets, liabilities, equity, income, or expense. Mr. Johnson

1 was informed that the two Brius home office cost reports did not constitute proper  
2 home office cost reports and the Highland Park and Brighton facilities would  
3 remain on a one hundred percent withhold.

4 26. On May 15, 2014, DHCS held a telephonic conference with Mr.  
5 Johnson to clarify the outstanding document requests and the need to file home  
6 office cost reports.

7 27. On May 15, 2014, DHCS inquired with Mr. Hoag regarding its April  
8 8, 2014 request for the Rockport documentation.

9 28. On May 22, 2014, DHCS again inquired with Mr. Hoag regarding its  
10 April 8, 2014 request for the Rockport documentation.

11 29. On May 28, 2014, Mr. Johnson wrote to DHCS, stating that  
12 Boardwalk and Citrus are related parties and that home office cost reports should  
13 have been filed but were not. Mr. Johnson's letter also stated that the related party  
14 profit for Boardwalk and Citrus were not eliminated on the filed facilities' cost  
15 reports. The same letter also stated that Mr. Stroll was not Mr. Rechnitz's agent.  
16 However, the statement is contrary to the records at the Secretary of State's Office.

17 30. On June 4, 2014, Mr. Hoag confirmed that Mr. Stroll is the owner of  
18 Rockport, that Rockport provides services to all fifty-eight of Mr. Rechnitz's  
19 facilities and three non-Rechnitz-owned facilities.

20 31. On August 22, 2014, DHCS sent a formal letter to Mr. Johnson that  
21 the failure of Mr. Rechnitz to submit a home office cost report for Rockport,  
22 Boardwalk, and Citrus has impeded the State's ability to complete the audits of 57  
23 nursing facilities and to establish NF B rates when the rate year started on August 1,  
24 2014. If the home office cost reports are not received by September 22, 2014,  
25 DHCS will place 55 facilities on 20% withhold under Title 42, Code of Federal  
26 Regulations, Section 413.24 and CMS Pub. 15-1, Section 2413. The two facilities  
27 currently on 100% withhold will remain on 100% withhold.  
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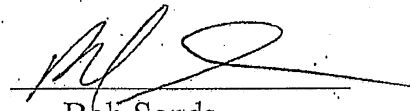
1 32. If DHCS does not to receive Rockport, Boardwalk, and Citrus home  
2 office cost reports by September 22, 2014, DHCS will place 100% withhold to all  
3 55 facilities, all interim payments since the beginning of the cost reporting period  
4 can be deemed overpayments per CMS. Pub. 15-1, Section 100.

5 33. If Rechnitz does not submit the Rockport, Boardwalk, Citrus home  
6 office cost reports after the 100% withhold, DHCS can take administrative action to  
7 temporarily suspend the facilities from providing Medi-Cal services.

8 34. Given the significant degree of non-compliance by Rechnitz in  
9 submitting home office cost reports, DHCS has grave concerns, in the instant case,  
10 about the pending sale of additional facilities.

11 I declare under penalty of perjury of the laws of the State of California that the  
12 foregoing is true and correct.

13 Executed on August 28, 2014, at Sacramento, California.

14  
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16 Bob Sands  
17 Declarant  
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**NOTE:** When using this form to indicate service of a proposed order, **DO NOT** list any person or entity in Category I. Proposed orders do not generate an NEF because only orders that have been entered are placed on the CM/ECF docket.

## PROOF OF SERVICE OF DOCUMENT

I am over the age of 18 and not a party to this bankruptcy case or adversary proceeding. My business address is:  
300 South Spring Street, Room 1072, Los Angeles, CA 90012.

A true and correct copy of the foregoing document described **EMERGENCY MOTION TO DISQUALIFY STALKING HORSE PARTIES FROM (1) INTERIM MANAGEMENT OF DEBTORS' FACILITIES, AND (2) PURCHASING DEBTORS' FACILITIES OR ASSETS** will be served or was served **(a)** on the judge in chambers in the form and manner required by LBR 5005-2(d); and **(b)** in the manner indicated below:

**I. TO BE SERVED BY THE COURT VIA NOTICE OF ELECTRONIC FILING ("NEF")** – Pursuant to controlling General Order(s) and Local Bankruptcy Rule(s) ("LBR"), the foregoing document will be served by the court via NEF and hyperlink to the document. On **August 28, 2014**, I checked the CM/ECF docket for this bankruptcy case or adversary proceeding and determined that the following person(s) are on the Electronic Mail Notice List to receive NEF transmission at the email address(es) indicated below

SEE ATTACHED SERVICE LIST

☒ Service information continued on attached page

**II. SERVED BY U.S. MAIL OR OVERNIGHT MAIL** (indicate method for each person or entity served):

On **August 28, 2014**, I served the following person(s) and/or entity(ies) at the last known address(es) in this bankruptcy case or adversary proceeding by placing a true and correct copy thereof in a sealed envelope in the United States Mail, first class, postage prepaid, and/or with an overnight mail service addressed as follows. Listing the judge here constitutes a declaration that mailing to the judge will be completed no later than 24 hours after the document is filed.

SEE ATTACHED SERVICE LIST

☒ Service information continued on attached page

**III. SERVED BY PERSONAL DELIVERY, FACSIMILE TRANSMISSION OR EMAIL** (indicate method for each person or entity served): Pursuant to F.R.Civ.P. 5 and/or controlling LBR, on **August 28, 2014**, I served the following person(s) and/or entity(ies) by personal delivery, or (for those who consented in writing to such service method), by facsimile transmission and/or email as follows. Listing the judge here constitutes a declaration that personal delivery on the judge will be completed no later than 24 hours after the document is filed.

Honorable Catherine E. Bauer  
U.S. Bankruptcy Court, Courtroom 365  
411 W. Fourth Street, Suite 2030, Santa Ana, CA 92701-4593

(VIA OVERNIGHT MAIL)

☐ Service information continued on attached page

I declare under penalty of perjury under the laws of the United States of America that the foregoing is true and correct.

August 28, 2014  
Date

Evelyn Mendoza  
Type Name

/s/ Evelyn Mendoza  
Signature

I. TO BE SERVED BY THE COURT VIA NOTICE OF ELECTRONIC FILING ("NEF")

- Michael A Abramson maa@abramsonlawgroup.com
- Russell S Balisok balisok@stopelderabuse.org
- Robert D Bass rbass@greenbass.com
- Ron Bender rb@lnbyb.com
- Richard S Berger rberger@lgbfirm.com,  
marizaga@lgbfirm.com;ncereseto@lgbfirm.com;msutton@lgbfirm.com
- Manuel A Boigues bankruptcycourtnotices@unioncounsel.net
- Matthew Borden borden@braunhagey.com, fair@braunhagey.com
- Michael J Bujold Michael.J.Bujold@usdoj.gov
- Steven Casselberry scasselberry@mrllp.com, jjacobs@mrllp.com
- Cheryl S Chang Chang@Blankrome.com, Lalocke@Blankrome.com;RMerten@Blankrome.com
- Baruch C Cohen bcc4929@gmail.com, pjstarr@starrparalegals.com
- Michael T Delaney mdelaney@bakerlaw.com, sgaeta@bakerlaw.com
- Marianne M Dickson MDickson@seyfarth.com, shobrien@seyfarth.com
- Caroline Djang cdjang@rutan.com
- Joseph A Eisenberg jae@jmbm.com,  
vr@jmbm.com;tgeher@jmbm.com;bt@jmbm.com;jae@ecf.inforuptcy.com
- Andy J Epstein taxcpaesq@gmail.com
- Fahim Farivar lawyercpa@gmail.com
- William L Foreman wforeman@oca-law.com, laiken@oca-law.com
- Eric J Fromme ejf@jmbm.com, lo2@jmbm.com
- Jeffrey K Garfinkle jgarfinkle@buchalter.com,  
docket@buchalter.com;dcyrankowski@buchalter.com
- Fredric Glass fglass@fairharborcapital.com
- Christina Goebelsmann cgoebelsmann@wargofrench.com
- Matthew A Gold courts@argopartners.net
- Nancy S Goldenberg nancy.goldenberg@usdoj.gov
- D Edward Hays ehays@marshackhays.com, ecfmarshackhays@gmail.com
- Mark S Horoupian mhoroupian@sulmeyerlaw.com,  
ppenn@sulmeyerlaw.com;mhoroupian@ecf.inforuptcy.com;ppenn@ecf.inforuptcy.com
- Ivan L Kallick ikallick@manatt.com, ihernandez@manatt.com
- David I Katzen katzen@ksfirm.com, schuricht@ksfirm.com
- Gerald P Kennedy gerald.kennedy@procopio.com,  
kristina.terlaga@procopio.com;calendaring@procopio.com;efile-bank@procopio.com
- Monica Y Kim myk@lnbrb.com
- K Kenneth Kotler kotler@kenkotler.com, zoe@kenkotler.com
- Ian Landsberg ilandsberg@landsberg-law.com, bgomelsky@landsberg-law.com;  
cdonoyan@landsberg-law.com;dzuniga@landsberg-law.com
- Mary D Lane mal@msk.com, mec@msk.com
- Leib M Lerner leib.lerner@alston.com
- Elan S Levey elan.levey@usdoj.gov, louis.lin@usdoj.gov
- Howard S Levine howard@cypressllp.com, jennifer@cypressllp.com



- Elizabeth A Lossing elizabeth.lossing@usdoj.gov
- Samuel R Maizel smaizel@pszjlaw.com, smaizel@pszjlaw.com
- Craig G Margulies craig@marguliesfaithlaw.com,  
staci@marguliesfaithlaw.com;mhillel@marguliesfaithlaw.com;fahim@marguliesfaithlaw.com
- Ashley M McDow amcdow@bakerlaw.com,  
mdelaney@bakerlaw.com;sgaeta@bakerlaw.com;rojeda@bakerlaw.com
- Krikor J Meshefejian kjm@lnbrb.com
- Kenneth Miller kmiller@ecjlaw.com, kanthony@ecjlaw.com
- Benjamin Nachimson ben.nachimson@wgfflp.com
- Tara L Newman tara.newman@doj.ca.gov
- Robert B Orgel rorgel@pszjlaw.com, rorgel@pszjlaw.com
- Christopher E Prince cprince@lesnickprince.com
- Hanna B Raanan hraanan@marlinsaltzman.com,  
jhawkes@marlinsaltzman.com;sshepard@marlinsaltzman.com;irvinefileclerk@marlinsaltzman.c  
om
- Hamid R Rafatjoo hrafatjoo@venable.com, kfox2@venable.com;bclark@venable.com
- Kurt Ramlo kr@lnbyb.com
- Brett Ramsaur bramsaur@swlaw.com, kcollins@swlaw.com
- Paul R Shankman pshankman@jhindsllaw.com
- Lindsey L Smith lls@lnbyb.com
- Adam D Stein-Sapir info@pfillc.com
- Alan Stomel alan.stomel@gmail.com, astomel@yahoo.com
- Kelly Sweeney ksweeney@spiwakandiezza.com
- United States Trustee (SA) ustpreion16.sa.ecf@usdoj.gov
- Jeanne C Wanlass jwanlass@loeb.com, karnote@loeb.com;ladocket@loeb.com
- Joshua D Wayser joshua.wayser@kattenlaw.com,  
jessica.mickelsen@kattenlaw.com;kim.johnson@kattenlaw.com,ecf.lax.docket@kattenlaw.com,ad  
elle.shafer@kattenlaw.com
- Andrew F Whatnall awhatnall@daca4.com
- Elisa B Wolfe-Donato Elisa.Wolfe@doj.ca.gov
- Jennifer C Wong bknotice@mccarthyholthus.com
- David Wood dwood@marshackhays.com, ecfmarshackhays@gmail.com
- Benyahou Yeroushalmi ben@yeroushalmilaw.com
- Kristin A Zilberstein bknotice@mccarthyholthus.com, kzilberstein@mccarthyholthus.com

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**c/o Law Offices of Alan F. Broidy, APC**  
**1925 Century Park East**  
**17th Floor**  
**Los Angeles, CA 90067**

**Levene, Neale Bender Rankin & Brill LLP**  
**10250 Constellation Blvd Ste 1700**  
**Los Angeles, CA 90067**

**NSBN**

,

**Sanders Collins & Rehaste, LLP**

,

**Benjamin P Wasserman**  
**235 E Broadway Ste 206**  
**Long Beach, CA 90802**

**Bradley Yourist**  
**Yourist Law Corporation**  
**11111 Santa Monica Blvd.**  
**Suite 100**  
**Los Angeles, CA 90025**