

**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.

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(Jointly Administered)

**ORDER GRANTING TWELFTH OMNIBUS OBJECTION TO CLAIMS**

Upon the motion of the Plan Administrator appointed in these cases (the “Twelfth Objection”)<sup>1</sup> for entry of an order pursuant to 11 U.S.C. § 502 and Rule 3007 of the Federal Rules of Bankruptcy Procedure expunging, disallowing, or reducing each of the proofs of claim listed on Exhibit A thereto, on the basis that they do not match the Debtors’ books and records and/or lack sufficient support; and good and sufficient notice of the Twelfth Objection having been provided to (i) the claimants listed on Exhibit A at the addresses set forth on the claimants’ respective proofs of claim, (ii) counsel for the Committee, and (iii) the Office of the United States Trustee; and upon the responses to the Twelfth Objection filed on behalf of Michael Anthony Contracting Corp. [Claim No. 403; Docket No. 1274], Reliance Insurance Company (In Liquidation) [Claim No. 830; Docket No. 1279], and Comphealth Associates Inc. DBA CHG Companies [Claim No. 100; Docket No. 1281]; and the Debtors having received responses on behalf of Children’s & Women’s Physicians of Westchester LLP [Claim No. 594], Healogics Wound Care & Hyperbaric Services, Inc. [Claim No. 784]; Nixon Peabody LLP [Claim No. 83]; Sleep Services of America Inc [Claim No. 497], Surgical Monitoring Associates [Claim No. 505], and Women Medical Wellness (Claim No. 248); and the Court having jurisdiction to

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

consider the Twelfth Objection under 28 U.S.C. §§ 157(a)-(b) and 1334(b); and upon the record of the hearing held by the Court on the Twelfth Objection on March 16, 2016; and the Court having found and concluded that the legal and factual basis set forth in the Twelfth Objection establish cause for the relief granted herein and that such relief is in the best interest of the Debtors' estate, creditors and other parties in interest; and good and sufficient cause appearing, it is hereby

**ORDERED**, that the relief requested in the Twelfth Objection is ADJOURNED to May 18, 2016 at 10:00 a.m. as to the following claims, which hearing may be further adjourned by the Debtors:

- Joseph E Casino, M.D. (Claim No. 712)
- Reliance Insurance Company (In Liquidation) (Claim No. 830)
- Michael Anthony Contracting Corp. (Claim No. 403).

And it is further

**ORDERED**, that the relief requested in the Twelfth Objection is WITHDRAWN WITHOUT PREJUDICE as to the following claims:

- Children's & Women's Physicians of Westchester LLP (Claim No. 594)
- Surgical Monitoring Associates (Claim No. 505)
- Comphealth Associates Inc. DBA CHG Companies (Claim No. 100)
- Healogics Wound Care & Hyperbaric Services, Inc. (Claim No. 784)
- Sleep Services of America Inc. (Claim No. 497)
- Nixon Peabody LLP (Claim No. 83).

And it is further

**ORDERED**, that the relief requested in the Twelfth Objection is GRANTED to the extent set forth below and upon the terms and conditions set forth herein; and it is further

**ORDERED**, that the Claims listed on Exhibit A hereto are hereby disallowed and expunged or reduced to the extent noted on such Exhibit A; and it is further

**ORDERED**, that the Debtors' claims and noticing agent, Garden City Group, LLC., and the Clerk of this Court are authorized to take any and all actions that are necessary or appropriate to give effect to this Order; and it is further

**ORDERED**, that this Order is deemed to be a separate order with respect to each claim covered hereby; and it is further

**ORDERED**, that this Court shall retain jurisdiction over any and all issues arising from or related to the implementation and interpretation of this Order.

Dated: April 8, 2016  
White Plains, New York

/s/ Robert D. Drain  
HONORABLE ROBERT D. DRAIN  
UNITED STATES BANKRUPTCY JUDGE

**Sound Shore Medical Center of Westchester, et al.,  
Exhibit A - Insufficient Documentation/Books and Records Claims**

Note: Claimants are listed alphabetically by last name or by entity name.

SEQ NO.	NAME	CLAIMS TO BE MODIFIED		CLAIMED DEBTOR	CLAIMED AMOUNT	MODIFIED AMOUNT/CLASSIFICATION	BASIS FOR OBJECTION
		CLAIM NO.	DATE FILED				
1	ADVANCED SURGICAL INC 4001 1ST AVE LAFAYETTE HILL, PA 19444	143	8/14/2013	Sound Shore Medical Center of Westchester	Unsecured: \$67,945.72	Unsecured: \$43,010.90	Proof of Claim does not have detailed invoices to agree to amount claimed. Proposed allowed claim based on the Debtors' books.
2	THE ADVISORY BOARD COMPANY ATTN LEGAL DEPARTMENT 2445 M ST NW WASHINGTON, DC 20037	640	9/13/2013	Sound Shore Medical Center of Westchester	Unsecured: \$186,475.00	Unsecured: \$176,799.00	Proof of Claim does not reflect one payment by the Debtors of \$9,676.00.
3	BARONE MD, RICHARD P PRESIDENT RASW PC 421 HUGUENOT ST NEW ROCHELLE, NY 10801	568	9/16/2013	Sound Shore Medical Center of Westchester	Unsecured: \$10,000.00	Unsecured: \$0.00	Missing supporting documentation for Proof of Claim.
4	BEACHER RA, MELVIN 50 WEBSTER AVENUE NEW ROCHELLE, NY 10801	720	9/16/2013	Sound Shore Medical Center of Westchester	Unsecured: \$2,664.00	Unsecured: \$0.00	Missing supporting documentation for Proof of Claim.
5	BEEKLEY CORP 1 PRESTIGE LN BRISTOL, CT 06010	212	8/19/2013	Sound Shore Medical Center of Westchester	Unsecured: \$1,929.00	Unsecured: \$0.00	Proof of claim does not reflect payment of \$1,929.09.
6	BUTKIS, VALERIE 200 THE ESPLANADE N APT C16 VENICE, FL 34285	344	8/29/2013	Sound Shore Medical Center of Westchester	Secured: Unliquidated Priority: Unliquidated	Unsecured: \$0.00	Missing supporting documentation for Proof of Claim.
7	CHAKRIAN, LEVON 47-20 215TH ST BAYSIDE, NY 11381	844	9/16/2013	Sound Shore Medical Center of Westchester	Priority: \$13,008.00	Priority: \$0.00	Books and records show no amount owed for disability and Proof of Claim has no support for disability owed.
8	COOPER, DAVID PO BOX 3724 MOUNT VERNON, NY 10653	980	9/16/2013	The Mount Vernon Hospital, Inc.	Priority: \$3,768.49	Priority: \$0.00	Proof of claim does not reflect sick time paid while employee was on workers compensation.
9	D & D ELEVATOR MAINTENANCE INC 28 HAYES ST ELMSFORD, NY 10523	407	8/27/2013	Sound Shore Medical Center of Westchester	Secured: \$176,498.35 Unsecured: \$33,602.22	Secured: \$0.00 Unsecured: \$51,135.10	Proof of Claim does not reflect payment by the Debtors of \$188,955.47.
10	DANIEL T CARELLO REALTY 421 HUGUENOT ST NEW ROCHELLE, NY 10801	163	8/15/2013	Blank	Secured: Unliquidated Priority: \$10,000.00	Unsecured: \$0.00	Missing supporting documentation for Proof of Claim.
11	DIAMOND, TARA 80 GUION PL APT 8U NEW ROCHELLE, NY 10801	967	9/16/2013	Howe Avenue Nursing Home, Inc.	Priority: \$7,000	Priority: \$0.00	Books and records do not show employee is entitled to retro raise increase-position did not require a license.
12	EMERGENCY MEDICAL ASSOCIATION-SOUND SHORE PLLC C/O BRACH EICHLER LLC ATTN DAVID J KLEIN, ESQ 101 EISENHOWER PKWY ROSELAND, NJ 07068	107	8/6/2013	Sound Shore Medical Center of Westchester	Unsecured: \$600,525.42	Unsecured: \$410,525.42	Proof of Claim does not reflect a payment by the Debtors of \$190,000.00.
13	GEGA, VALICA 2856 E 197TH ST BRONX, NY 10461	460	9/9/2013	Sound Shore Medical Center of Westchester	Priority: \$29,210.25	Unsecured: \$0.00	Missing supporting documentation for Proof of Claim.
14	GOM, MEDICAL EQUIPMENT INC 6907-10 NESCOBSET HWY STE 10 PH/B 345 LIT, JIANLUN L LIT, JIANLUN L	232	8/20/2013	Sound Shore Medical Center of Westchester	Unsecured: \$148,099.50	Unsecured: \$117,146.50	Proof of Claim does not reflect payment by the Debtors of \$30,953.00.
15	16 LOCUST AVE APT 6R NEW ROCHELLE, NY 10801	175	8/16/2013	Sound Shore Medical Center of Westchester	Unsecured: Unliquidated	Unsecured: \$0.00	Missing supporting documentation for Proof of Claim.
16	C/O REICH REICH & REICH PC 235 MAIN ST STE 450 WHITE PLAINS, NY 10601	1353	2/3/2014	Sound Shore Medical Center of Westchester	Unsecured: \$62,572.29	Unsecured: \$70,476.92	Proof of Claim does not reflect payment by the Debtors of \$22,905.00.
17	LUNDE, RHODA 2 FERNDALE PL LARCHMONT, NY 10538	746	9/16/2013	Sound Shore Medical Center of Westchester	Priority: \$6,095.00	Priority: \$0.00	Need supporting documentation for Proof of Claim.
18	7 PONDFIELD ROAD BRONXVILLE, NY 10708	434	9/6/2013	Sound Shore Medical Center of Westchester	Unsecured: \$423,325.00	Unsecured: \$302,194.00	Proof of Claim included a duplicate invoice for \$121,131.00. Proposed allowed claim based on the Debtors' books and records.
19	MCKESSON PHARMACY SYSTEMS INC SOUND SHORE PHARMACY 16 GUION PLACE GOLDSTEIN FAV NEW ROCHELLE, NY 10802	715	9/16/2013	Sound Shore Medical Center of Westchester	Secured: Unliquidated Priority: \$350,000.00	Secured: \$0.00 Priority: \$0.00	Proof of Claim includes a sale agreement but no basis for asserting a claim. According to Debtors' books and records no amounts are due to claimant.
20	MEDICAL SPECIALTIES DISTRIBUTORS LLC C/O KLEINMAN SALTZMAN & BOLNICK PC 151 N MAIN ST NEW CITY, NY 10958	202	7/29/2013	Sound Shore Medical Center of Westchester	Unsecured: \$259,077.44	Unsecured: \$198,621.00	Proof of Claim includes interest of \$51,546.44. There was no calculation provided to support interest calculation included on Proof of Claim.

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CLAIMANTS TO BE MODIFIED		CLAIMED DEBTOR		CLAIMED AMOUNT		MODIFIED AMOUNT/CLASSIFICATION		BASIS FOR OBJECTION	
SEQ NO.	NAME	CLAIM NO.	DATE FILED	CLAIMED DEBTOR	CLAIMED AMOUNT	MODIFIED AMOUNT	CLASSIFICATION	BASIS FOR OBJECTION	
21	MOURIS 186 BRIARWOOD DR SOMERS, NY 10589	390	9/3/2013	Howe Avenue Nursing Home, Inc.	Unsecured: Unliquidated	Unsecured: \$0.00	Unsecured: \$0.00	Missing supporting documentation for Proof of Claim.	
22	MOURIS, SUSAN 186 BRIARWOOD DR SOMERS, NY 10589	391	9/3/2013	Howe Avenue Nursing Home, Inc.	Unsecured: Unliquidated	Unsecured: \$0.00	Unsecured: \$0.00	Missing supporting documentation for Proof of Claim.	
23	NNAEMKA MD, PETER 140 LOCKWOOD AVE NEW ROCHELLE, NY 10801	337	8/28/2013	Sound Shore Medical Center of Westchester	Unsecured: \$27,000.00	Unsecured: \$4,445.00	Unsecured: \$4,445.00	Proof of Claim does not provide contract to pay for services. Proposed allowed claim based on the Debtors' books and records.	
24	ORGANOGENESIS INC PO BOX 842958 BOSTON, MA 02284	649	9/13/2013	The Mount Vernon Hospital, Inc.	Unsecured: \$69,230.95	Unsecured: \$41,112.00	Unsecured: \$41,112.00	Proof of Claim includes interest of \$28,718. There was no contract provided and no support for interest calculations on Proof of Claim.	
25	ORTHO RANGE LTD 49 HALSTEAD AVE HARRISON, NY 10528	574	09/13/13	Howe Avenue Nursing Home, Inc.	Unsecured: \$93,416.24	Unsecured: \$68,940.25	Unsecured: \$68,940.25	Proof of Claim includes \$34,475.99 of finance charges. There was no contract provided and no support for the finance charge calculation.	
26	ORTHOPIX INC 3485 PLANO PKWY LEWISVILLE, TX 75066	585	9/13/2013	Sound Shore Medical Center of Westchester	Unsecured: \$68,143.17	Unsecured: \$79,762.24	Unsecured: \$79,762.24	Proof of Claim does not reflect payments made by the Debtors of \$7,285.34 and \$1,995.59.	
27	ORTHOMELIX SURG DESIGNS INC 1065 MEDINA RD STE 500 MEDINA, OH 44286	217	8/19/2013	Sound Shore Medical Center of Westchester	Unsecured: \$7,600.01	Unsecured: \$7,397.10	Unsecured: \$7,397.10	Proof of Claim includes \$103.00 of sales tax.	
28	THE OUTSOURCE GROUP INC ATTN MARK ROWLAND, CHIEF FINANCIAL OFFICER THREE CITY PLACE DR STE 690 ST LOUIS, MO 63141	253	8/22/2013	The Mount Vernon Hospital, Inc.	Unsecured: \$77,203.40	Unsecured: \$71,527.99	Unsecured: \$71,527.99	Proof of Claim does not reflect a payment made by the Debtors of \$5,676.01.	
29	PIT, RICHARD 2523 WESTERVELT AVE BRONX, NY 10469	448	9/7/2013	Blank	Unsecured: Unliquidated	Unsecured: \$0.00	Unsecured: \$0.00	Missing supporting documentation for Proof of Claim. Proposed allowed claim based on the Debtors' books and records.	
30	POM RECOVERIES INC ATTN JAMES ARGUITTO 65 E HOFFMAN AVE LINDENHURST, NY 11757	948	9/16/2013	Sound Shore Medical Center of Westchester	Secured: Unliquidated Unsecured: Unliquidated	Unsecured: \$0.00	Unsecured: \$0.00	Missing supporting documentation for Proof of Claim. Proposed allowed claim based on the Debtors' books and records.	
31	PRAXAIR DISTRIBUTION INC C/O RIMS BANKRUPTCY RECOVERY SERVICES PO BOX 5726 TIMONIUM, MD 21084	36	7/11/2013	Sound Shore Medical Center of Westchester	Unsecured: \$58,082.49	Unsecured: \$49,602.49	Unsecured: \$49,602.49	Proof of Claim does not reflect payment made of \$8,480.19.	
32	RASHMIKANT, MEHTA 435 OXFORD RD NEW ROCHELLE, NY 10804	845	9/16/2013	Sound Shore Medical Center of Westchester	Priority: \$10,799.99 Unsecured: \$3,403.28	Priority: \$0.00 Unsecured: \$0.00	Priority: \$0.00 Unsecured: \$0.00	Needs supporting documentation for claim for pension grandfather claim.	
33	RIVERA, ANNI 1285 WOODSEDGE RD WIND GAP, PA 18091	393	9/3/2013	Sound Shore Medical Center of Westchester	Priority: Unliquidated	Unsecured: \$0.00	Unsecured: \$0.00	Missing supporting documentation for Proof of Claim.	
34	RIVKIN RADLER LLP ATTN STUART I GORDON, ESQ 926 RYR PLZ UNIONDALE, NY 11556	31	7/1/2013	Sound Shore Medical Center of Westchester	Unsecured: \$9,809.78	Unsecured: \$4,627.78	Unsecured: \$4,627.78	Proof of Claim does not reflect a payment of \$5,182.00.	
35	RL MT VERNON PHARMACY INC C/O PENACHIO MALARA LLP 235 MAIN ST WHITE PLAINS, NY 10601	634	9/13/2013	Sound Shore Medical Center of Westchester	Unsecured: Unliquidated	Unsecured: \$0.00	Unsecured: \$0.00	Proof of Claim includes a sale agreement but no basis for asserting a claim. According to Debtors' books and records no amounts are due to claimant.	
36	RUSSELL, JOHN 60 LOCUST AVE APT 108 NEW ROCHELLE, NY 11234	160	8/15/2013	Sound Shore Medical Center of Westchester	Priority: \$617.00	Unsecured: \$0.00	Unsecured: \$0.00	Missing supporting documentation for Proof of Claim.	
37	SANDHU, AVA 180 SICKLES AVE NEW ROCHELLE, NY 10801	912	9/16/2013	Sound Shore Medical Center of Westchester	Priority: \$20,000.00	Priority: \$0.00	Priority: \$0.00	Proof of Claim does not have detailed invoices to agree to amount claimed.	
38	SANDOVAL, ROSARIO 912 SARA AVE NORTH LEHIGH ACRES, FL 33971	929	9/12/2013	Sound Shore Medical Center of Westchester	Unsecured: \$71,629.65	Unsecured: \$0.00	Unsecured: \$0.00	Missing supporting documentation for Proof of Claim.	
39	SEPS 109 URBAN AVE WESTBURY, NY 11590	282	8/24/2013	Sound Shore Medical Center of Westchester	Unsecured: \$270.00	Unsecured: \$0.00	Unsecured: \$0.00	Proof of claim does not reflect payment of \$270.	
40	SOUND SHORE MEDICAL CTR FOUNDATION 16 GUIJON PL NEW ROCHELLE, NY 10802	719	9/16/2013	Sound Shore Medical Center of Westchester	Unsecured: \$111,754.00	Unsecured: \$0.00	Unsecured: \$0.00	Books and records indicate no payments to Foundation but that Foundation owes Debtor.	
41	STERICYCLE INC PO BOX 6592 CAROL STREAM, IL 60197	247	8/22/2013	Sound Shore Medical Center of Westchester	Unsecured: \$78,230.22	Unsecured: \$75,763.95	Unsecured: \$75,763.95	Proof of Claim does not include payment by the Debtors of \$2,466.27.	

Note: Claimants are listed alphabetically by last name or by entity name.

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SEQ NO.	NAME	CLAIMS TO BE MODIFIED		CLAIMED DEBTOR	CLAIMED AMOUNT	MODIFIED AMOUNT/CLASSIFICATION	BASIS FOR OBJECTION
		CLAIM NO.	DATE FILED				
42	SUTHERLAND HEALTHCARE SOLUTIONS FKA APOLLO HEALTH STREET INC C/O PHILLIPS LYTLE LLP ATTN ALLAN HILL, ESQ 620 8TH AVE FL 23 NEW YORK, NY 10018	516	9/10/2013	Sound Shore Medical Center of Westchester	Unsecured: \$601,753.58	Unsecured: \$306,285.11	Proof of Claim does not reflect payment by the Debtors of \$225,082.22. Also, Proof of Claim includes \$70,386.00 in late fees. The contract does not provide for late charges.
43	TOYOTA MOTOR CREDIT CORPORATION DBA TOYOTA LEASE TRUST PO BOX 8026 CEDAR RAPIDS, IA 52408	20	6/19/2013	Sound Shore Medical Center of Westchester	Secured: Unliquidated	Unsecured: \$0.00	Missing supporting documentation for Proof of Claim.
44	TOYOTA MOTOR CREDIT CORPORATION PO BOX 8026 CEDAR RAPIDS, IA 52408	22	6/19/2013	Sound Shore Medical Center of Westchester	Secured: Unliquidated	Unsecured: \$0.00	Missing supporting documentation for Proof of Claim.
45	NRHMC 342 UNION AVE NEW ROCHELLE, NY 10801	650	9/13/2013	Sound Shore Medical Center of Westchester	Unsecured: \$60,525.19	Unsecured: \$48,420.13	Proof of Claim does not reflect payment by the Debtors of \$12,105.06.
46	WELL CORNELL MEDICAL COLLEGE 520 E 70TH ST ST 465 NEW YORK, NY 10021	545	9/12/2013	Sound Shore Medical Center of Westchester	Unsecured: \$38,886.40	Unsecured: \$24,898.40	Proof of Claim does not reflect a payment by the Debtors of \$13,888.00.
47	WOLF HALDENSTEIN ADLER 270 MADISON AVENUE NEW YORK, NY 10016	146	8/14/2013	Howe Avenue Nursing Home, Inc.	Unsecured: \$26,098.16	Unsecured: \$17,722.85	Proof of Claim does not reflect a payment by the Debtors of \$8,375.32.
48	WOMEN MEDICAL WELLNESS 100 STEVENS AVE FL 7 MOUNT VERNON, NY 10550	248	8/22/2013	The Mount Vernon Hospital, Inc.	Priority: \$151,590.18	Priority: \$0.00	Proof of claim does not reflect payment of \$151,590.18.
49	ZIMMET HEALTHCARE SERVICES GROUP LLC C/O ZIMMET BIBBER LLP ATTN BRIAN J ZIMMET, ESQ 437 MADISON AVE 40TH FL NEW YORK, NY 10022	73	7/22/2013	Sound Shore Medical Center of Westchester	Unsecured: \$213,471.01	Unsecured: \$140,658.51	Proof of Claim does not have detailed invoices to agree to amount claimed. Proposed allowed claim based on the Debtors' books.
50	ZOMBACK, ELLEN 89 ROBERT DR NEW ROCHELLE, NY 10804	204	8/19/2013	The Mount Vernon Hospital, Inc.	Admin: \$450.00 503(b)(9): \$450.00 Unsecured: \$1,260.00	Admin: \$0.00 503(b)(9): \$0.00 Unsecured: \$950.00	Proof of Claim does not reflect payment by the Debtors of \$720.00.

Any 503(b)(9) amount is included in the Admin amount as a subset.