

**GARFUNKEL WILD, P.C.**  
111 Great Neck Road  
Great Neck, New York 11021  
Phone: 516.393-2200  
Fax: 516.466-5964  
Burton S. Weston  
Adam T. Berkowitz  
Phillip Khezri

*Counsel for the Estates and the Plan Administrator*

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

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SOUND SHORE MEDICAL CENTER OF  
WESTCHESTER, et al.<sup>1</sup>,

Chapter 11

Case No.: 13-22840 (RDD)

Debtors.

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**PLAN ADMINISTRATOR'S EIGHTEENTH OBJECTION  
TO ALLOWANCE OF CERTAIN PROOFS OF CLAIM**

**(Unliquidated Claims which do not match the "Debtors' Books and Records" and/or contain  
"Insufficient Support")**

Monica Terrano, as Plan Administrator (the "Plan Administrator") for the estates of Sound Shore Medical Center of Westchester, and its affiliated debtors (collectively, the "Estates"), by and through her counsel, hereby submits this omnibus objection (the "Objection") seeking entry of an Order pursuant to 11 USC § 502 and Fed. R. Bankr. P. 3007 fixing, reducing, and /or disallowing and expunging certain unliquidated proofs of claim identified on Exhibit A which do not match the Debtors' book and records, and/or which lack sufficient support (the "Unliquidated Claims", and each an "Unliquidated Claim"). In support of the Objection, the

Plan Administrator represents as follows:

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<sup>1</sup> The debtors in these chapter 11 cases, along with the last four digits of each debtor's federal tax identification number include: Sound Shore Health System, Inc. (1398), Sound Shore Medical Center of Westchester (0117), The Mount Vernon Hospital (0115), Howe Avenue Nursing Home, Inc. d/b/a Helen and Michael Schaffer Extended Care Center (0781), NRHMC Services Corporation (9137), The M.V.H. Corporation (1514) and New Rochelle Sound Shore Housing, LLC (0117). There are certain additional affiliates of the Debtors who are not debtors and have not sought relief under Chapter 11.

## **BACKGROUND**

1. On May 29, 2013 (the “Petition Date”), Sound Shore Medical Center of Westchester, and its affiliates (each a “Debtor” and together the “Debtors,”), each filed a voluntary petition for relief under chapter 11 of title 11 of the United States Code (the “Bankruptcy Code”) with the United States Bankruptcy Court for the Southern District of New York (the “Court”). Pursuant to Sections 1107 and 1108 of the Bankruptcy Code, the Debtors continued to administer their affairs as debtors-in-possession.

2. On June 10, 2013, the United States Trustee appointed an Official Committee of Unsecured Creditors (the “Committee”). [Docket No. 67]. No Trustee or examiner was appointed in the cases.

3. On June 3, 2013, this Court granted an order to employ GCG, Inc. (“GCG”), as the Debtors’ Claims and Noticing agent [Docket No. 41].

4. On June 28, 2013, the Debtors filed their respective schedule of assets and liabilities and statement of financial affairs (the “Schedules”) [Docket Nos. 125, 127, 129, 131, 133, 135, 137].

5. By order of this Court dated July 25, 2013 (the “Bar Date Order”) [Docket No. 194], with certain exceptions, the general deadline for the filing of proofs of claim against the Debtors was established as September 16, 2013 (the “Bar Date”) and the deadline for governmental units to file claims against the Debtors was established as November 25, 2013. On August 9, 2013, the Debtors caused written notice of the Bar Date to be mailed to the Debtors’ known and potential creditors [Docket No. 265]. In addition, on August 15, 2013, the Debtors caused notice of the Bar Date to be published in the The New York Times [Docket No. 299].

6. Thereafter, on December 13, 2013, an order was entered establishing January 31, 2014 (the “Administrative Bar Date”) as the deadline for the filing of all administrative proofs of claim against the Debtors (the “Administrative Bar Date Order”) [Docket No. 490]. On December 19, 2013, the Debtors caused written notice of the Administrative Bar Date to be mailed to the Debtors’ known and potential creditors [Docket No. 516]. Additionally, on December 26, 2013, the Debtors caused notice of the Administrative Bar Date to be published in The New York Times Local Edition [Docket No. 622].

7. On November 6, 2014, the Court entered an Order (the “Confirmation Order”) confirming the Debtors’ First Amended Plan of Liquidation Under Chapter 11 of the Bankruptcy Code of Sound Shore Medical Center of Westchester, *et al.* (the “Plan”) [Docket No. 908]. 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 Estates.

8. On December 9, 2014, the Debtors filed their Notice of (I) Entry of Order Confirming Debtors’ First Amended Plan of Liquidation; (II) Occurrence of Effective Date of Plan; (III) Supplemental Administrative Claims Bar Date; (IV) Professional Fee Claims Bar Date; and (V) Bar Date for Proofs of Claim Relating to Executory Contracts Rejected Pursuant to Plan declaring the Plan to be “effective” [Docket No. 940].

### **JURISDICTION**

9. This Court has jurisdiction over this Objection pursuant to 28 U.S.C. § 1408. This is a core proceeding pursuant to 28 U.S.C. § 157(b)(2)(B). The statutory predicates for the relief requested herein are Section 502 of the Bankruptcy Code and Rules 3001 and 3002 of the Federal Rules of Bankruptcy Procedure (the “Bankruptcy Rules”).

**RELIEF REQUESTED**

10. Since the passing of the Bar Date and the Administrative Bar Date, the Plan Administrator, together with her counsel and advisors, has reviewed the Debtors' books and records to identify objectionable claims. As a result of this review, certain objectionable claims have been uncovered which are addressed by this Eighteenth Objection.

11. The Unliquidated Claims that are the subject of this Eighteenth Objection contain a stated face amount, but also assert that the claim is unliquidated, either by stating that the claim is unliquidated or by including language indicating that the claim is not fixed. While the Unliquidated Claims purport to be unliquidated, after reviewing such claims and the the Debtors' books and records, the Plan Administrator has determined that such claims can and should be fixed and that such claims lack sufficient support for any additional unliquidated amounts.

12. Upon examining the proofs of claim identified on Exhibit A, the Plan Administrator determined that each such Unliquidated Claim does not match the Debtors' books and records with respect to any stated amount, and/or lacks sufficient support with respect to any asserted unliquidated portion of such claim.

13. Accordingly, the Plan Administrator objects to and seeks to fix, reduce, and /or disallow and expunge the Unliquidated Claims as set forth on Exhibit A.

**BASIS FOR RELIEF REQUESTED**

14. Section 502 of the Bankruptcy Code provides, in pertinent part, as follows:

(a) A claim or interest, proof of which is filed, under section 501 of this title, is deemed allowed, unless a party in interest, including a creditor of a general partner in a partnership, that is a debtor in a case under chapter 7 of this title, objects.

11 U.S.C. § 502(a).

15. Pursuant to Bankruptcy Rule 3001(f), a properly executed and filed proof of claim constitutes *prima facie* evidence of the validity and the amount of the underlying claim under section 502(a) of the Bankruptcy Code. *See* Fed. R. Bankr. P. 3001(f). To receive the benefit of *prima facie* validity, however, “the proof of claim must ‘set forth facts necessary to support the claim.’” *In re Chain*, 255 B.R. 278, 280 (Bankr. D.Conn. 2000) (quoting *In re Marino*, 90 B.R. 25, 28 (Bankr. D. Conn. 1988)).

16. As set forth herein, the Plan Administrator has diligently and carefully reviewed and scrutinized each of the proofs of claim filed in this case and has determined that the claims set forth on Exhibit A hereto do not match the Debtors’ books and records and/or such claims lack sufficient support. The Plan Administrator thus seeks to fix, reduce, and/ or disallow and expunge each of the objectionable Unliquidated Claims identified on Exhibit A.

### **RESERVATION OF RIGHTS**

17. The Plan Administrator reserves all rights to object to any surviving claims asserted against the Debtors whether asserted or unasserted by any of the claimants affected by the Objection. Should one or more of the objections addressed herein be denied or dismissed, the Plan Administrator reserves her rights to further object to the disputed claim on any other grounds, discovered by the Plan Administrator during the pendency of this case.

### **NOTICE**

18. Notice of this Eighteenth Objection will be given by mailing a copy of this Eighteenth Objection and the proposed order to (i) the Office of the United States Trustee for this district, (ii) counsel for the Committee, (iii) each of the claimants listed on Exhibit A, at their

respective addresses as set forth on such exhibit, and (iv) each of the entities who have filed a notice of appearance in accordance with Bankruptcy Rule 2002 and all other parties required to be notified under the Case Management Order. In addition, as required under the Order Approving Omnibus Claim Objection Procedures [Docket No. 1036], each claimant whose claim is subject to this Eighteenth Objection has received, in such claimant's respective notice packet, a separate individualized notice informing the claimant that its claim is covered by this Eighteenth Objection and that the failure to timely oppose the objection, as set forth in the notice, may result in the grant of the relief requested by this Eighteenth Objection.

**WHEREFORE**, the Plan Administrator respectfully requests that the relief requested herein be granted and this Court enter an order, substantially in the form annexed hereto as Exhibit B, and grant such other and further relief as is just and proper.

Dated: Great Neck, New York  
December 14, 2016

GARFUNKEL WILD, P.C.  
Counsel for the Estates and 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

GARFUNKEL WILD, P.C.  
111 Great Neck Road  
Great Neck, New York 11021  
Telephone: (516) 393-2200  
Facsimile: (516) 466-5964  
Burton S. Weston  
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*Counsel for the Estates and the Plan Administrator*

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

-----X

In re:

SOUND SHORE MEDICAL CENTER OF  
WESTCHESTER, et al.<sup>1</sup>

Chapter 11  
Case No. 13-22840 (RDD)

Debtors.

(Jointly Administered)

-----X

**DECLARATION OF MONICA TERRANO IN  
SUPPORT OF EIGHTEENTH OMNIBUS OBJECTION TO CLAIMS**

STATE OF NEW YORK)

) ss.:

COUNTY OF NASSAU)

Pursuant to 28 U.S.C. § 1746, I, Monica Terrano, hereby declare:

1. I am the Plan Administrator (“PA”) for the estates of Sound Shore Medical Center of Westchester, and its debtor affiliates (the “Estates”). In my capacity as the PA, I am authorized to submit this declaration (the “Declaration”) in support of the Estate’s Eighteenth Omnibus Objection to Claims (the “Eighteenth Objection”).<sup>2</sup>

<sup>1</sup> The debtors in these chapter 11 cases, along with the last four digits of each debtor’s federal tax identification number include: Sound Shore Health System, Inc. (1398), Sound Shore Medical Center of Westchester (0117), The Mount Vernon Hospital (0115), Howe Avenue Nursing Home, Inc., d/b/a Helen and Michael Schaffer Extended Care Center (0781), NRHMC Services Corporation (9137), The M.V.H. Corporation (1514) and New Rochelle Sound Shore Housing, LLC (0117). There are certain additional affiliates of the Debtors who are not debtors and have not sought relief under Chapter 11.

<sup>2</sup> Capitalized terms, unless herein defined, shall have the meaning ascribed to them in the Eighteenth Objection.

2. Except as otherwise indicated, all facts set forth in this Declaration are based upon: (a) my personal knowledge; (b) my review of relevant documents, including, without limitation, Proofs of Claim (as defined below); (c) my experience and knowledge of the Estate's prior operations, books and records and personnel; and (d) as to matters involving United States bankruptcy law or rules or other applicable laws, my reliance on the advice of counsel or other advisors to the Estate. If called upon to testify, I could and would testify to the facts set forth herein on that basis.

3. I am a Certified Public Accountant with over 17 years of experience in the healthcare industry. Over the past seven years, I have worked primarily on Chapter 11 cases relating to hospital restructurings and/or liquidations. During this time, I have specialized in all aspects of bankruptcy case administration, including claims review and reconciliation, and the preparation of related statements and required schedules and have been focusing primarily on bankrupt hospitals.

#### **CLAIMS ADMINISTRATION PROCESS**

4. Since the expiration of the General Bar Date and Governmental Bar Date, considerable time and effort has been expended by the Estates and their professionals and advisors in connection with the claims administration process to ensure a high level of diligence in reviewing and reconciling hundreds of proofs of claim (the "Proofs of Claim") filed in connection with these Chapter 11 cases. Working directly with the Estates' professionals and advisors, I personally reviewed, analyzed and considered the merits of each Proof of Claim and determined that the claims covered by the Eighteenth Objection were subject to objection. Throughout the process, I regularly interfaced with the Estate's professionals and advisors to address potential legal issues impacting the claims.



**THE UNLIQUIDATED CLAIMS**

5. I am generally familiar with the information contained in the Eighteenth Objection. Based on my review of the Proofs of Claim, I assisted the Estate’s bankruptcy counsel in the preparation of the Eighteenth Objection and related schedules by identifying claims filed by claimants which do not match the Debtors’ book and records, and/or which lack sufficient support (the “Unliquidated Claims”).

6. In evaluating the Unliquidated Claims, the Debtors and its advisors compared such claims against the Debtors’ books and records, and reviewed each of the filed proofs of claim (including supporting documentation) and ultimately determined that each Unliquidated Claim, either in whole or part did not match the Debtors’ books and records, and/or lacked sufficient supporting documentation. Therefore, I believe that fixing, reducing, and /or disallowing and expunging the Unliquidated Claims, for the reasons set forth in the Eighteenth Objection, is appropriate.

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

Dated: December 14, 2016  
Great Neck, New York

/s/ Monica Terrano  
Monica Terrano, as Plan Administrator

**EXHIBIT A**

Creditor Name	Claim #	Total Stated Claim	Proposed Fully Liquidated Surviving Claim	Basis for Objection
ACCLARENT, INC C/O PATTERSON BELKNAP WEBB & TYLER LLP ATTN DAVID W DYKHOUSE, ESQ 1133 AVENUE OF THE AMERICAS NEW YORK, NY 10036	532	Total Stated Claim: \$13,124.87* Total Administrative Claim: \$0.00 Total Priority Claim: \$0.00 Total Secured Claim: \$0.00 Total Unsecured: \$13,124.87*	Unsecured: \$13,124.87	The claim includes a stated face amount, but nonetheless, asserts that the claim is unliquidated. Upon review of the claim and the Debtors' books and records, the Plan Administrator has determined that the stated amount of the claim matches the Debtors' books and records. The claim lacks support for any unliquidated amount.
ADP INC ATTN MARIA MARTINEZ 101 N STANTON EL PASO, TX 79901	34	Total Stated Claim: \$64,111.64* Total Administrative Claim: \$0.00 Total Priority Claim: \$0.00 Total Secured Claim: Unliquidated Total Unsecured Claim: \$64,111.64	Secured: \$0.00 Unsecured: \$64,111.64	The claim includes a stated face amount, but nonetheless, asserts that the claim is unliquidated. Upon review of the claim and the Debtors' books and records, the Plan Administrator has determined that the stated amount of the claim matches the Debtors' books and records. The claim lacks support for any unliquidated amount.
AFCO 5600 N RIVER RD STE 400 ROSEMONT, IL 60018	98	Total Stated Claim: \$2,232.46* Total Administrative Claim: \$0.00 Total Priority Claim: \$0.00 Total Secured Claim: Unliquidated Total Unsecured Claim: \$2,232.46	Secured: \$0.00 Unsecured: \$2,232.46	The claim includes a stated face amount, but nonetheless, asserts that the claim is unliquidated. Upon review of the claim and the Debtors' books and records, the Plan Administrator has determined that the stated amount of the claim matches the Debtors' books and records. The claim lacks support for any unliquidated amount.
AFCO 5600 N RIVER RD STE 400 ROSEMONT, IL 60018	242	Total Stated Claim: \$5,376.07* Total Administrative Claim: \$0.00 Total Priority Claim: \$0.00 Total Secured Claim: Unliquidated Total Unsecured Claim: \$5,376.07	Secured: \$0.00 Unsecured: \$5,376.07	The claim includes a stated face amount, but nonetheless, asserts that the claim is unliquidated. Upon review of the claim and the Debtors' books and records, the Plan Administrator has determined that the stated amount of the claim matches the Debtors' books and records. The claim lacks support for any unliquidated amount.
FORD MOTOR CREDIT COMPANY LLC 9930 FEDERAL DR COLORADO SPGS, CO 80921	21	Total Stated Claim: \$5,742.49* Total Administrative Claim: \$0.00 Total Priority Claim: \$0.00 Total Secured Claim: \$5,742.49* Total Unsecured Claim: \$0.00	Secured: \$0.00	The claim includes a stated face amount, but nonetheless, asserts that the claim is unliquidated. Upon review of the claim and the Debtors' books and records, the Plan Administrator has determined that the claim was previously satisfied. The claim lacks support for any unliquidated amount.
GLOBUS MEDICAL INC ATTN BARBARA SHAFFER 2560 GENERAL ARMISTEAD AVE AUDUBON, PA 19403	628	Total Stated Claim: \$16,058.00* Total Administrative Claim: \$0.00 Total Priority Claim: \$0.00 Total Secured Claim: \$0.00 Total Unsecured Claim: \$16,058.00*	Unsecured: \$16,058.00	The claim includes a stated face amount, but nonetheless, asserts that the claim is unliquidated. Upon review of the claim and the Debtors' books and records, the Plan Administrator has determined that the stated amount of the claim matches the Debtors' books and records. The claim lacks support for any unliquidated amount.
MCKESSON TECHNOLOGIES INC C/O MILLER & MARTIN PLLC ATTN WILLIAM A DUPRE IV, ESQ 1170 PEACHTREE ST NE STE 800 ATLANTA, GA 30309	638	Total Stated Claim: \$1,085,923.26* Total Administrative Claim: \$0.00 Total Priority Claim: \$0.00 Total Secured Claim: \$0.00 Total Unsecured Claim: \$1,085,923.26*	Unsecured: \$1,085,923.26	The claim includes a stated face amount, but nonetheless, asserts that the claim is unliquidated. Upon review of the claim and the Debtors' books and records, the Plan Administrator has determined that the stated amount of the claim matches the Debtors' books and records. The claim lacks support for any unliquidated amount.

Creditor Name	Claim #	Total Stated Claim	Proposed Fully Liquidated Surviving Claim	Basis for Objection
NEW YORK STATE DEPARTMENT OF TAXATION & FINANCE BANKRUPTCY SECTION PO BOX 5300 ALBANY, NY 12205	6	Total Stated Claim: \$317,722.11* Total Administrative Claim: \$0.00 Total Priority Claim: \$297,722.11* Total Secured Claim: \$0.00 Total Unsecured Claim: \$20,000.00*	Priority: \$0 Unsecured: \$20,000.00	The claim includes a stated face amount, but nonetheless, asserts that the claim is unliquidated. Upon review of the claim and the Debtors' books and records, the Plan Administrator has determined that the stated amount of the claim matches the Debtors' books and records. The claim lacks support for any unliquidated amount. Additionally, the Plan Administrator seeks to expunge the priority portion of the claim as it has been satisfied by payment from the Debtors's estates.
NEW YORK STATE DEPARTMENT OF TAXATION & FINANCE BANKRUPTCY SECTION PO BOX 5300 ALBANY, NY 12205	116	Total Stated Claim: \$50.00* Total Administrative Claim: \$0.00 Total Priority Claim: \$0.00 Total Secured Claim: \$0.00 Total Unsecured Claim: \$50.00*	Unsecured: \$50.00	The claim includes a stated face amount, but nonetheless, asserts that the claim is unliquidated. Upon review of the claim and the Debtors' books and records, the Plan Administrator has determined that the stated amount of the claim matches the Debtors' books and records. The claim lacks support for any unliquidated amount.
NIMSOF LLC 3965 FREEDOM CIR FL 6 SANTA CLARA, CA 95054	386	Total Stated Claim: \$17,816.25* Total Administrative Claim: \$0.00 Total Priority Claim: \$0.00 Total Secured Claim: \$0.00 Total Unsecured Claim: \$17,816.25*	Unsecured: \$17,816.25	The claim includes a stated face amount, but nonetheless, asserts that the claim is unliquidated. Upon review of the claim and the Debtors' books and records, the Plan Administrator has determined that the stated amount of the claim matches the Debtors' books and records. The claim lacks support for any unliquidated amount.
SYNTHE INC C/O PATTERSON BELKNAP WEBB & TYLER LLP ATTN DAVID W DYKHOUSE, ESQ 1133 AVENUE OF THE AMERICAS NEW YORK, NY 10036	530	Total Stated Claim: \$35,342.23* Total Administrative Claim: \$0.00 Total Priority Claim: \$0.00 Total Secured Claim: \$0.00 Total Unsecured Claim: \$35,342.23*	Unsecured: \$35,342.23	The claim includes a stated face amount, but nonetheless, asserts that the claim is unliquidated. Upon review of the claim and the Debtors' books and records, the Plan Administrator has determined that the stated amount of the claim matches the Debtors' books and records. The claim lacks support for any unliquidated amount.
SYNTHE INC C/O PATTERSON BELKNAP WEBB & TYLER LLP ATTN DAVID W DYKHOUSE, ESQ 1133 AVENUE OF THE AMERICAS NEW YORK, NY 10036	531	Total Stated Claim: \$107,568.27* Total Administrative Claim: \$0.00 Total Priority Claim: \$0.00 Total Secured Claim: \$0.00 Total Unsecured Claim: \$107,568.27*	Unsecured: \$107,568.27	The claim includes a stated face amount, but nonetheless, asserts that the claim is unliquidated. Upon review of the claim and the Debtors' books and records, the Plan Administrator has determined that the stated amount of the claim matches the Debtors' books and records. The claim lacks support for any unliquidated amount.
THE OUTSOURCE GROUP INC ATTN MARK ROWLAND, CHIEF FINANCIAL OFFICER THREE CITY PLACE DR STE 690 ST LOUIS, MO 63141	254	Total Stated Claim: \$89,581.97* Total Administrative Claim: \$0.00 Total Priority Claim: \$0.00 Total Secured Claim: \$0.00 Total Unsecured Claim: \$89,581.97*	Unsecured: \$89,581.97	The claim includes a stated face amount, but nonetheless, asserts that the claim is unliquidated. Upon review of the claim and the Debtors' books and records, the Plan Administrator has determined that the stated amount of the claim matches the Debtors' books and records. The claim lacks support for any unliquidated amount.
VISITING NURSE ASSOCIATION 540 WHITE PLAINS RD STE 300 TARRYTOWN, NY 10591	238	Total Stated Claim: \$30,550.00* Total Administrative Claim: \$0.00 Total Priority Claim: \$0.00 Total Secured Claim: \$0.00 Total Unsecured Claim: \$30,550.00*	Unsecured: \$0	The claim includes a stated face amount, but nonetheless, asserts that the claim is unliquidated. Upon review of the claim and the Debtors' books and records, the Plan Administrator determined that the Claimant entered into a stipulation [Docket No. 768] resolving the claim, with the surviving claim appearing as Claim No. 237.

\*Denotes an unliquidated component

**EXHIBIT B**

**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 EIGHTEENTH OMNIBUS OBJECTION TO CLAIMS**

THIS MATTER having come before the Court upon the objection of the Plan Administrator appointed in these cases (the “Eighteenth Objection”)<sup>1</sup> seeking entry of an order pursuant to 11 U.S.C. § 502 and Rule 3007 of the Federal Rules of Bankruptcy Procedure fixing, reducing, and /or disallowing and expunging, each of the proofs of claim listed on Exhibit A attached to the Eighteenth Objection on the basis that such claims do not match the Debtors’ books and records and/or lack sufficient supporting documentation; the Court having reviewed the Eighteenth Objection; and notice having been provided (i) to 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 no objections having been filed; and the Eighteenth Objection having come before the Court for a hearing held on January 13, 2017 (the “Hearing”); and upon the record made before the Court on that date; and the Court having found that the relief requested in the Eighteenth Objection is in the best interest of the Debtors’ estates, creditors and other parties in interest; and the Court overruling all objections and responses; and it appearing that sufficient notice of the Eighteenth Objection has been given, and the Court having determined that the legal and factual basis set forth in the Eighteenth Objection establish cause for the relief granted herein; and after due deliberation and consideration of the Motion having been had; and it appearing that good and sufficient cause exists for granting the Eighteenth Objection, it is hereby

**ORDERED**, that the relief requested in the Eighteenth 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, as attached to the Eighteen Objection, are hereby fixed, reduced, and /or disallowed and expunged as set forth in Exhibit A; and it is further

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<sup>1</sup> Unless otherwise defined, capitalized terms used herein shall have the meanings ascribed to them in the Eighteenth Objection and any exhibits thereto.

**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 all rights of the Plan Administrator to object to any surviving claims against the Debtors, whether asserted or unasserted by any of the claimants affected by the Eighteenth Objection, and to further object to the surviving claims on any other grounds discovered by the Plan Administrator during the pendency of this case are hereby reserved; 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: January \_\_\_\_, 2017  
White Plains, New York

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HONORABLE ROBERT D. DRAIN  
UNITED STATES BANKRUPTCY JUDGE

Hearing Date: January 13, 2017 at 10:00 a.m. (Prevailing Eastern Time)  
Objection Deadline: January 6, 2017 at 4:00 p.m. (Prevailing Eastern Time)

**GARFUNKEL WILD, P.C.**  
*Counsel for the Estates and Plan Administrator*  
111 Great Neck Road  
Great Neck, New York 11021  
Phone: (516) 393-2200  
Fax: (516) 466-5964  
Burton S. Weston  
Adam T. Berkowitz  
Phillip Khezri

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

-----X

In re:

SOUND SHORE MEDICAL CENTER OF  
WESTCHESTER, et al<sup>1</sup>.,  
  
Debtors.

Chapter 11 Case  
  
No. 13-22840 (RDD)  
(Jointly Administered)

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**THE OMNIBUS CLAIMS OBJECTION LISTED BELOW SEEKS TO  
FIX, REDUCE AND/OR DISALLOW AND EXPUNGE CERTAIN FILED PROOFS OF  
CLAIM.  
YOU ARE RECEIVING THIS NOTICE BECAUSE YOUR CLAIM IS  
COVERED BY THE EIGHTEENTH OMNIBUS OBJECTION. YOUR FAILURE  
TO TIMELY OPPOSE THE RELIEF SOUGHT HEREIN MAY RESULT IN  
THE GRANTING OF THE RELIEF REQUESTED BY THIS OBJECTION.**

**NOTICE OF PLAN ADMINISTRATOR’S EIGHTEENTH OMNIBUS OBJECTION  
TO CLAIMS WHICH DO NOT MATCH THE DEBTORS’ BOOKS AND RECORD, AND/OR  
WHICH LACK SUFFICIENT SUPPORT**

**PLEASE TAKE NOTICE**, that a hearing on the annexed Eighteenth Omnibus  
Objection to Claims, dated December 14, 2016 (the “Eighteenth Omnibus Objection”), of the

<sup>1</sup> The debtors in these chapter 11 cases, along with the last four digits of each debtor’s federal tax identification number include: Sound Shore Health System, Inc. (1398), Sound Shore Medical Center of Westchester (0117), The Mount Vernon Hospital (0115), Howe Avenue Nursing Home, Inc., d/b/a Helen and Michael Schaffer Extended Care Center (0781), NRHMC Services Corporation (9137), The M.V.H. Corporation (1514) and New Rochelle Sound Shore Housing, LLC (0117). There are certain additional affiliates of the Debtors who are not debtors and have not sought relief under Chapter 11.



Post Confirmation Estates of Sound Shore Medical Center of Westchester, et al. (the “Estates”), will be held before the Honorable Robert D. Drain, United States Bankruptcy Judge, at the United States Bankruptcy Court for the Southern District of New York (the “Court”), 300 Quarropas Street, White Plains, New York, on the 13th day of January 2017 at 10:00 a.m. or as soon thereafter as counsel may be heard seeking the relief set forth on Exhibit A to the Eighteenth Omnibus Objection.

**ALL PARTIES RECEIVING THIS NOTICE SHOULD REVIEW THE EIGHTEENTH OMNIBUS OBJECTION CAREFULLY TO DETERMINE IF A RESPONSE IS REQUIRED. THE FAILURE TO TIMELY FILE A RESPONSE OR OTHERWISE OPPOSE THE OBJECTION MAY RESULT IN THE GRANTING OF THE RELIEF.**

**PLEASE TAKE FURTHER NOTICE** that responses if any, to the proposed Eighteenth Omnibus Objection (the “Responses”) shall be made in writing, shall conform to the Federal Rules of Bankruptcy Procedure and the Local Rules for the Southern District of New York, shall state with particularity the grounds upon which such Response is based, and shall be filed with the Bankruptcy Court, in electronic format in accordance with General Order M-399, by utilizing the Court’s electronic case filing system at [www.nysb.uscourts.gov](http://www.nysb.uscourts.gov), or if the same cannot be filed electronically, by manually filing same with the Clerk of the Court together with a cd-rom containing same in Word, Wordperfect or PDF format, 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 served on (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 for this district so as to be received by all such parties no later than 4:00 p.m. (Prevailing Eastern Time) on January 6, 2017.

**PLEASE TAKE FURTHER NOTICE** that if no Responses are timely filed and served with respect to the Eighteenth Omnibus Objection, the Estates may, on or after the Objection Deadline, submit to the Bankruptcy Court an order substantially in the form of the proposed order annexed to the Eighteenth Omnibus Objection, which order may be entered with no further notice or opportunity to be heard.

**PLEASE TAKE FURTHER NOTICE** you may obtain copies of a proof of claim from the website maintained by the Debtors' noticing and claims agent, Garden City Group, LLC ("GCG") at <http://www.gcginc.com/cases/soundshore>. You can search for the desired proof of claim using the Claimant's name or the claim number. If you do not have access to the Internet, you can request a copy of any proof of claim, pleading or service list from GCG by calling the Sound Shore Medical Center's Information line at 866-300-1288.

**PLEASE TAKE FURTHER NOTICE** that the hearing on the Eighteenth Omnibus Objection may be adjourned without further notice except as announced in open court on the Hearing Date, or at any adjourned hearing.

Dated: Great Neck, New York  
December 14, 2016

GARFUNKEL WILD, P.C.  
*Counsel for the Estates and 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