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PROPOSED COUNSEL FOR THE DEBTORS

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**IN THE UNITED STATES BANKRUPTCY COURT  
FOR THE NORTHERN DISTRICT OF TEXAS  
DALLAS DIVISION**

In re:	§	
	§	
	§	Chapter 11
	§	
4 West Holdings, Inc. <i>et al.</i> , <sup>1</sup>	§	Case No. 18-30777
	§	
Debtors.	§	(Joint Administration Requested)
	§	
	§	

**MOTION OF DEBTORS FOR ENTRY OF AN ORDER PURSUANT TO BANKRUPTCY  
RULE 1007 EXTENDING THE DEADLINE TO FILE SCHEDULES OF ASSETS  
AND LIABILITIES AND STATEMENTS OF FINANCIAL AFFAIRS**

The above-captioned debtors (collectively the “Debtors”), by and through their proposed counsel, DLA Piper LLP (US), hereby submit this motion (the “Motion”) for entry of an order, substantially in the form attached hereto as Exhibit B (the “Proposed Order”), pursuant to Rule 1007(a)(5) of the Federal Rules of Bankruptcy Procedure (the “Bankruptcy Rules”), extending

<sup>1</sup> A list of the Debtors in these Chapter 11 Cases, along with the last four digits of each Debtor’s federal tax identification number, is attached hereto as Exhibit A.

the deadline to file their Schedules and Statements (as defined below), without prejudice to the Debtors' ability to request additional extensions for cause shown. In support of the Motion, the Debtors rely upon and incorporate by reference the *Declaration of Louis E. Robichaux IV in Support of Chapter 11 Petitions and First Day Pleadings* (the "First Day Declaration")<sup>2</sup> filed with the Court contemporaneously herewith. In further support of the Motion, the Debtors respectfully represent as follows:

### **JURISDICTION AND VENUE**

1. The Court has jurisdiction over the Debtors, their estates, and this matter under 28 U.S.C. §§ 157 and 1334. This is a core proceeding under 28 U.S.C. § 157(b)(2).
2. Venue is proper before this Court under 28 U.S.C. §§ 1408 and 1409.
3. The statutory bases for the relief requested herein are section 521 of title 11 of the United States Code (the "Bankruptcy Code"), Bankruptcy Rules 1007 and 9006, and Rule 1007-1 of the Local Bankruptcy Rules of the United States Bankruptcy Court for the Northern District of Texas (the "Local Rules").

### **BACKGROUND**

4. On the date hereof (the "Petition Date"), each Debtor filed with this Court a voluntary petition under the Bankruptcy Code.
5. The Debtors continue to operate their businesses and manage their properties as debtors in possession pursuant to sections 1107(a) and 1108 of the Bankruptcy Code. No trustee, examiner, or official committee of unsecured creditors has been appointed in the Debtors' chapter 11 cases (the "Chapter 11 Cases").

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<sup>2</sup> Capitalized terms used but not otherwise defined herein shall have the meaning ascribed to them in the First Day Declaration.

6. Additional information regarding the Debtors and these Chapter 11 Cases, including the Debtors' business operations, capital structure, financial condition, and the reasons for and objectives of these Chapter 11 Cases, is set forth in the First Day Declaration.

**RELIEF REQUESTED**

7. By this Motion, the Debtors respectfully request entry of an order extending the required time for filing the (a) schedules of assets and liabilities, (b) schedules of executory contracts and unexpired leases, (c) schedules of current income and expenditures, and (d) statement of financial affairs (collectively, the "Schedules and Statements"), from March 20, 2018 (the "Initial Deadline") to April 12, 2018, without prejudice to the Debtors' ability to request additional extensions for cause shown.

**BASIS FOR RELIEF**

8. Pursuant to section 521 of the Bankruptcy Code and Bankruptcy Rule 1007, if the bankruptcy petition is accompanied by a list of all the debtor's creditors and their addresses, each debtor is required, within fourteen (14) days from the date of filing, to file with the court the Schedules and Statements.

9. Although the Debtors have commenced preparation of their Schedules and Statements, as a result of the large numbers of creditors and parties in interest in the Debtors' Chapter 11 Cases, the Debtors need additional time to prepare and file the Schedules and Statements.

10. This Court has authority to grant the Debtors' requested extension under Bankruptcy Rule 1007(c), which provides for an extension, for cause, of the time for the filing of Schedules and Statements. The Debtors respectfully submit that cause exists to extend the Debtors' time to file the Schedules and Statements beyond the Initial Deadline. Given the size

and complexity of the Debtors' operations, and taking into account that there are 135 separate Debtor-entities, a significant amount of information must be accumulated, reviewed, and analyzed to properly prepare the Schedules and Statements. Further, it is estimated that it will take approximately two weeks for the Debtors to close their pre-petition books and for all pre-petition invoices to be received by the Debtors' accounting department. The Debtors will then have to extract all necessary information from their books and records and populate such information in the Official Forms. In light of the large number of debtors and creditors in these cases, it will take time for this process to be completed, and the Debtors therefore submit that cause exists for the requested extension. Moreover, prior to the filing of the Motion, the Debtors have consulted with the Office of the United States Trustee for the Northern District of Texas who does not oppose entry of the relief requested in this Motion.

11. Further, courts in this district have routinely granted similar relief. *See, e.g., In re ADPT DFW Holdings LLC*, et al., Case No. 17-3142 (Bankr. N.D. Tex. April 20, 2017) [Dkt. No. 50]; *In re Think Finance, LLC*, et al., Case No. 17-33964 (Bankr. N.D. Tex. October 27, 2017) [Dkt. No. 36]; *In re CHC Group, Ltd.*, et al., Case No. 16-31854 (Bankr. N.D. Tex. May 7, 2016) [Dkt. No. 54]; *In re Energy & Exploration Partners, Inc.*, et al., Case No. 15-45931 (RFN) (Bankr. N.D. Tex. Dec. 9, 2015) [Dkt. No. 41]; *In re Alco Stores, Inc.*, et al., Case No. 14-34941 (Bankr. N.D. Tex. Oct. 16, 2014) [Dkt. No. 66]. Accordingly, the Debtors respectfully submit that similar relief should be granted in these Chapter 11 Cases.

12. For the forgoing reasons, the Debtors submit that the relief requested in this Motion should be granted.

**NOTICE**

13. Notice of this Motion shall be provided to: (a) the U.S. Trustee; (b) the Office of the Attorney General of the states in which the Debtors operate Facilities; (c) the Debtors' forty (40) largest unsecured creditors on a consolidated basis; (d) counsel for Sterling National Bank; (e) counsel for OHI Asset RO, LLC and the DIP Lender; (f) the Internal Revenue Service; and (g) the Department of Medicaid, Department of Health, and Division of Health Services Regulation in each state in which the Debtors operate Facilities. The Debtors respectfully submit that such notice is sufficient and that no further notice of this Motion is required.

*[remainder of page left intentionally blank]*

**CONCLUSION**

**WHEREFORE**, the Debtors respectfully request that the Court enter an order substantially in the form annexed hereto as **Exhibit B**, (a) extending the time for filing the Schedules and Statements through and including April 12, 2018, without prejudice to the Debtors' ability to request additional extensions for cause shown, and (b) granting such other and further relief as is just and proper.

Dated: March 6, 2018  
Dallas, Texas

Respectfully submitted,

**DLA PIPER LLP (US)**

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*Proposed Counsel for the Debtors*

**EXHIBIT A****(Sorted Alphabetically)**

	<b>Debtor Name</b>	<b>EIN</b>
1.	4 West Holdings, Inc.	9732
2.	4 West Investors, LLC	6021
3.	Aiken RE, LLC	1814
4.	Ambassador Rehabilitation and Healthcare Center, LLC	1636
5.	Anchor Rehabilitation and Healthcare Center of Aiken, LLC	9448
6.	Anderson RE TX, LLC	3630
7.	Anderson RE, LLC	1806
8.	Ark II Real Estate, LLC	3628
9.	Ark III Real Estate, LLC	0121
10.	Ark Mississippi Holding Company, LLC	3765
11.	Ark Real Estate, LLC	6014
12.	Ark South Carolina Holding Company, LLC	0002
13.	Ark Texas Holding Company, LLC	3739
14.	Battle Ground RE, LLC	1818
15.	Brushy Creek Rehabilitation and Healthcare Center, LLC	3292
16.	Bryan RE, LLC	3633
17.	Burleson RE, LLC	1777
18.	Capstone Rehabilitation and Healthcare Center, LLC	7871
19.	Charlottesville Pointe Rehabilitation and Healthcare Center, LLC	4467
20.	Charlottesville RE, LLC	0836
21.	Cleveland RE, LLC	6013
22.	Clinton RE, LLC	8109
23.	Cobblestone Rehabilitation and Healthcare Center, LLC	1612
24.	Collierville RE, LLC	8845
25.	Columbia RE, LLC	8838
26.	Columbia Rehabilitation and Healthcare Center, LLC	6772
27.	Comfort RE, LLC	1902
28.	Connersville RE, LLC	9824
29.	Corinth RE, LLC	1777
30.	Cornerstone Rehabilitation and Healthcare Center, LLC	8841
31.	Crystal Rehabilitation and Healthcare Center, LLC	8842
32.	Delta Rehabilitation and Healthcare Center of Cleveland, LLC	7212
33.	Descending Dove, LLC	8081
34.	Diboll RE, LLC	1939
35.	Easley RE II, LLC	1819
36.	Easley RE, LLC	1817
37.	Edgefield RE, LLC	3574
38.	Farmville RE, LLC	3442
39.	Farmville Rehabilitation and Healthcare Center, LLC	4464
40.	Fleetwood Rehabilitation and Healthcare Center, LLC	9615
41.	Fortress Health & Rehab of Rock Prairie, LLC	1314
42.	Granbury RE, LLC	1999
43.	Great Oaks RE, LLC	1731

	<b>Debtor Name</b>	<b>EIN</b>
44.	Great Oaks Rehabilitation and Healthcare Center, LLC	4357
45.	Greenville RE II, LLC	1798
46.	Greenville RE, LLC	1797
47.	Greenville Rehabilitation and Healthcare Center, LLC	3920
48.	Greenwood RE, LLC	1654
49.	Greer RE, LLC	1795
50.	Greer Rehabilitation and Healthcare Center, LLC	9462
51.	Grenada RE, LLC	1623
52.	Grenada Rehabilitation and Healthcare Center, LLC	8843
53.	Heritage Park Rehabilitation and Healthcare Center, LLC	9055
54.	Hillsville RE, LLC	2195
55.	Hillsville Rehabilitation and Healthcare Center, LLC	4463
56.	Holly Lane Rehabilitation and Healthcare Center, LLC	9103
57.	Holly RE, LLC	1816
58.	Holly Springs RE, LLC	1559
59.	Holly Springs Rehabilitation and Healthcare Center, LLC	6524
60.	Indianola RE, LLC	6022
61.	Indianola Rehabilitation and Healthcare Center, LLC	7203
62.	Italy RE, LLC	2086
63.	Iva RE, LLC	1801
64.	Iva Rehabilitation and Healthcare Center, LLC	0384
65.	Johns Island Rehabilitation and Healthcare Center, LLC	4898
66.	Joy of Bryan, LLC	4072
67.	Lampstand Health & Rehab of Bryan, LLC	2002
68.	Linley Park Rehabilitation and Healthcare Center, LLC	0525
69.	Macon Rehabilitation and Healthcare Center, LLC	9644
70.	Magnified Health & Rehab of Anderson, LLC	9060
71.	Manna Rehabilitation and Healthcare Center, LLC	9441
72.	Marietta RE, LLC	1809
73.	McCormick RE, LLC	1808
74.	McCormick Rehabilitation and Healthcare Center, LLC	3193
75.	Memphis RE, LLC	8846
76.	Midland RE, LLC	5138
77.	Midland Rehabilitation and Healthcare Center, LLC	9679
78.	Moultrie RE, LLC	9943
79.	Mountain View Rehabilitation and Healthcare Center, LLC	9227
80.	Natchez RE, LLC	6019
81.	Natchez Rehabilitation and Healthcare Center, LLC	6773
82.	New Ark Master Tenant, LLC	7893
83.	New Ark Operator Holdings, LLC	7623
84.	New Redeemer Health & Rehab of Pickens, LLC	5321
85.	Olive Leaf Holding Company, LLC	0129
86.	Olive Leaf, LLC	0001
87.	Omega Health & Rehab of Greenville, LLC	9461
88.	Orianna Health Systems, LLC	5160
89.	Orianna Holding Company, LLC	1323
90.	Orianna Investment, Inc.	1141



	<b>Debtor Name</b>	<b>EIN</b>
91.	Orianna SC Operator Holdings, Inc.	0383
92.	Palladium Hospice and Palliative Care, LLC	1873
93.	Patewood Rehabilitation and Healthcare Center, LLC	9457
94.	Picayune RE, LLC	9749
95.	Picayune Rehabilitation and Healthcare Center, LLC	9183
96.	Pickens RE II, LLC	1823
97.	Pickens RE, LLC	1821
98.	Piedmont RE, LLC	1800
99.	Poinsett Rehabilitation and Healthcare Center, LLC	0713
100.	Poplar Oaks Rehabilitation and Healthcare Center, LLC	4771
101.	Portland RE, LLC	1822
102.	Provo RE, LLC	3568
103.	Rainbow Rehabilitation and Healthcare Center, LLC	4772
104.	River Falls Rehabilitation and Healthcare Center, LLC	9788
105.	Riverside Rehabilitation and Healthcare Center, LLC	3951
106.	Rock Prairie RE, LLC	3636
107.	Rocky Mount RE, LLC	5904
108.	Rocky Mount Rehabilitation and Healthcare Center, LLC	4466
109.	Roy RE, LLC	5142
110.	Scepter Rehabilitation and Healthcare Center, LLC	1630
111.	Scepter Senior Living Center, LLC	1621
112.	Simpsonville RE II, LLC	1804
113.	Simpsonville RE, LLC	1802
114.	Simpsonville Rehabilitation and Healthcare Center, LLC	3564
115.	Snellville RE, LLC	9933
116.	Southern Oaks Rehabilitation and Healthcare Center, LLC	1141
117.	The Bluffs Rehabilitation and Healthcare Center, LLC	9314
118.	The Ridge Rehabilitation and Healthcare Center, LLC	1456
119.	Trinity Mission Health & Rehab of Connersville, LLC	8787
120.	Trinity Mission of Burleson, LLC	2585
121.	Trinity Mission of Comfort, LLC	2573
122.	Trinity Mission of Diboll, LLC	2581
123.	Trinity Mission of Granbury, LLC	2582
124.	Trinity Mission of Italy, LLC	2576
125.	Trinity Mission of Winnsboro, LLC	2583
126.	Utah Valley Rehabilitation and Healthcare Center, LLC	9661
127.	Vicksburg RE, LLC	0150
128.	Victory Rehabilitation and Healthcare Center, LLC	9485
129.	Wadesboro RE, LLC	9929
130.	Wide Horizons RE, LLC	5144
131.	Wide Horizons Residential Care Facility, LLC	9387
132.	Winnsboro RE, LLC	2134
133.	Woodlands Rehabilitation and Healthcare Center, LLC	9127
134.	Yazoo City RE, LLC	8844
135.	Yazoo City Rehabilitation and Healthcare Center, LLC	7216

**Exhibit B**

**Proposed Order**

**IN THE UNITED STATES BANKRUPTCY COURT  
FOR THE NORTHERN DISTRICT OF TEXAS  
DALLAS DIVISION**

In re:	§	
	§	
	§	Chapter 11
4 West Holdings, Inc. <i>et al.</i> , <sup>1</sup>	§	
	§	Case No. 18-30777
Debtors.	§	
	§	(Jointly Administered)
	§	
	§	

**ORDER GRANTING DEBTORS’ MOTION FOR  
EXTENSION OF TIME TO FILE SCHEDULES OF ASSETS  
AND LIABILITIES AND STATEMENTS OF FINANCIAL AFFAIRS**

Upon the motion (the “Motion”)<sup>2</sup> of the above-captioned debtors (the “Debtors”) for entry of an order (this “Order”), under section 521 of title 11 of the United States Code (the “Bankruptcy Code”), Rules 1007 and 9006 of the Federal Rules of Bankruptcy Procedure, and Local Rule 1007-1(b), extending the required time for filing the Schedules and Statements from March 20, 2018 (the “Initial Deadline”) to April 12, 2018, without prejudice to the Debtors’ ability to request additional extensions for cause shown, all as further described in the Motion;

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<sup>1</sup> A list of the Debtors in these Chapter 11 Cases, along with the last four digits of each Debtor’s federal tax identification number, is attached to the Motion as Exhibit A.

<sup>2</sup> Capitalized terms used but not otherwise defined herein shall have the meaning ascribed to them in the Motion.

and upon consideration of the First Day Declaration; and this Court having jurisdiction to consider the Motion and the relief requested therein under 28 U.S.C. §§ 157 and 1334; and this Court having found that this is a core proceeding under 28 U.S.C. § 157(b)(2); and this Court having found that venue of this proceeding and the Motion in this District is proper under 28 U.S.C. §§ 1408 and 1409; and this Court having found that the Debtors' notice of the Motion and opportunity for a hearing were adequate and appropriate under the circumstances and no other notice need be provided; and this Court having reviewed the Motion and this Court having determined that the legal and factual bases set forth in the Motion establish just cause for the relief granted herein; and this Court having found and determined that the relief sought in the Motion is in the best interests of the Debtors' estates, their creditors, and other parties in interest; and upon all of the proceedings had before this Court; and after due deliberation and sufficient cause appearing therefor,

IT IS HEREBY ORDERED THAT:

1. The Motion is granted, as set forth herein.
2. Each of the Debtors' time to file their respective Schedules and Statements as required by Bankruptcy Rule 1007 is hereby extended until April 12, 2018.
3. Entry of this Order shall be without prejudice to the Debtors' right to seek further extensions of time within which to file the Schedules and Statements.
4. The Debtors are authorized to take all actions they deem necessary to effectuate the relief granted under this Order in accordance with the Motion.
5. The terms and conditions of this Order shall be immediately effective and enforceable upon its entry.

6. This Court shall retain jurisdiction over any and all matters arising from the interpretation, implementation, or enforcement of this Order.

**### End of Order ###**

Order submitted by:

**DLA PIPER LLP (US)**

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*Proposed Counsel for the Debtors*

**IN THE UNITED STATES BANKRUPTCY COURT  
FOR THE NORTHERN DISTRICT OF TEXAS  
DALLAS DIVISION**

In re:	§	
	§	
	§	Chapter 11
	§	
4 West Holdings, Inc. <i>et al.</i> , <sup>1</sup>	§	Case No. 18-____ (____)
	§	
Debtors.	§	(Jointly Administered)
	§	
	§	

**CERTIFICATE OF CONFERENCE PURSUANT TO L.B.R. 1007-1(b)**

I, Andrew Zollinger, hereby certify that counsel for the above-captioned debtors delivered an advanced copy of the *Motion of the Debtors for Entry of an Order Pursuant to Bankruptcy Rule 1007 Extending the Deadline to File Schedules of Assets and Liabilities and Statements of Financial Affairs* (the "Motion") with the Office of the United States Trustee for the Northern District of Texas (the "U.S. Trustee") on February 28, 2018. The U.S. Trustee provided comments regarding the relief sought in the Motion, which the Debtors subsequently resolved. The Debtors intend to work proactively with the U.S. Trustee in the event that any issues with respect to the relief sought in the Motion are raised.

*[remainder of page intentionally left blank]*

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<sup>1</sup> A list of the Debtors in these Chapter 11 Cases, along with the last four digits of each Debtor's federal tax identification number, is attached to the Motion as Exhibit A.

Dated: March 6, 2018  
Dallas, Texas

Respectfully submitted,

**DLA PIPER LLP (US)**

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*Proposed Counsel for the Debtors*