

**IN THE UNITED STATES BANKRUPTCY COURT
SOUTHERN DISTRICT OF WEST VIRGINIA**

In re:

THOMAS HEALTH SYSTEM, INC., *et al.*,

Debtors.¹

Chapter 11

Case No. 20-20007

(Jointly Administered)

**NOTICE OF (I) ENTRY OF CONFIRMATION ORDER,
(II) OCCURRENCE OF EFFECTIVE DATE, AND (III) RELATED BAR DATES**

PLEASE TAKE NOTICE that on August 19, 2020, the United States Bankruptcy Court for the Southern District of West Virginia (the “Court”) entered an order [Docket No. 938] (the “Confirmation Order”) confirming the *Debtors’ Amended Joint Chapter 11 Plan of Reorganization, dated August 3, 2020* [Docket No. 861] (the “Plan”).²

PLEASE TAKE FURTHER NOTICE that the Effective Date, as defined in the Plan, occurred on **September 30, 2020**.

PLEASE TAKE FURTHER NOTICE that pursuant to the Confirmation Order, the release, injunction, and exculpation provisions in Article VIII of the Plan are now in full force and effect.

PLEASE TAKE FURTHER NOTICE that pursuant to Article V.C of the Plan, unless otherwise provided by a Final Order of the Court, all Proofs of Claim with respect to Claims arising from the rejection of Executory Contracts or Unexpired Leases pursuant to the Plan or the Confirmation Order, if any, must be Filed with the Court no later than **October 21, 2020** (which is 21 days after the Effective Date); provided, however, that to the extent any Executory Contract or Unexpired Lease is rejected pursuant to a Final Order, any Proof of Claim with respect to Claims arising from the rejection of an Executory Contract or Unexpired Lease authorized by such Final Order must be filed with the Court within twenty-one (21) days of the entry of the Final Order approving such rejection. **Any Claims arising from the rejection of an Executory Contract or Unexpired Lease not filed with the Court within such time will be automatically disallowed, forever barred from assertion, and shall not be enforceable against the Debtors, the Reorganized Debtors, the Estates, or their property, without the need for any objection by the Debtors or Reorganized Debtors, or further notice to, action, order, or approval of the Court or any other Entity, and any Claim arising out of the rejection of the Executory Contract or Unexpired Lease shall be deemed fully satisfied, released, and discharged, and be subject to the permanent injunction set forth in Article VIII of the Plan, notwithstanding anything in a Proof of Claim to the contrary.** All timely filed Claims arising from the rejection by any Debtor

¹ The Debtors in these cases, along with the last four digits of each Debtor’s federal tax identification number, are: Thomas Health System, Inc. (0674); Herbert J. Thomas Memorial Hospital Association (4900); Charleston Hospital, Inc. (2692); THS Physician Partners, Inc. (5947); and TMH Services, Inc. (6607).

² Capitalized terms used but not otherwise defined herein shall have the meanings given to them in the Plan.

of any Executory Contract or Unexpired Lease pursuant to section 365 of the Bankruptcy Code shall be treated as a General Unsecured Claim pursuant to Article III of the Plan and may be objected to in accordance with the provisions of Article VII of the Plan and the applicable provisions of the Bankruptcy Code and Bankruptcy Rules.

PLEASE TAKE FURTHER NOTICE that except as otherwise provided by the Confirmation Order, the Plan, or a Final Order of the Court, the deadline for filing requests for payment of Administrative Claims (other than (1) Administrative Claims arising in the ordinary course of business, (2) Professional Fee Claims, or (3) Claims for fees and expenses pursuant to section 1930 of chapter 123 of title 28 of the United States Code) shall be **October 30, 2020** (which is 30 days after the Effective Date). Any Persons that fail to File a proof of Administrative Claim or request for payment thereof on or before the Administrative Claim Bar Date shall be forever barred from asserting such Claim against any of the Debtors, the Estates, or their property, and the Holder thereof shall be enjoined from commencing or continuing any action, employment of process or act to collect, offset or recover such Administrative Claim.

PLEASE TAKE FURTHER NOTICE that pursuant to the Plan, the deadline to file final requests for payment of Professional Fee Claims is **November 14, 2020** (which is 45 days after the Effective Date, the "Professional Fee Application Deadline"). All Professionals must file final requests for payment of Professional Fee Claims by no later than the Professional Fee Application Deadline to receive final approval of the fees and expenses incurred in the Chapter 11 Cases.

PLEASE TAKE FURTHER NOTICE that copies of the Plan, the Confirmation Order, and all other documents filed in these chapter 11 cases are available free of charge by visiting www.omniagentsolutions.com/ThomasHealthSystem. You may also obtain copies of any pleadings by visiting the Court's website at <https://www.wvsb.uscourts.gov> in accordance with the procedures and fees set forth therein.

Dated: September 30, 2020

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