

So Ordered.

Signed this 20 day of December, 2019.



Robert E. Littlefield, Jr.
United States Bankruptcy Judge

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

In re:

**GOOD SAMARITAN LUTHERAN HEALTH
CARE CENTER, INC. d/b/a BETHLEHEM
COMMONS CARE CENTER, et al.¹,**

Debtors.

:
: **Case No. 19-12215 (REL)**
: **Chapter 11 (Main Case)**
: **Case No. 19-12216 (REL)**
:
: **Jointly Administered**
:

**ORDER AUTHORIZING PROCEDURES TO MAINTAIN
AND PROTECT CONFIDENTIAL RESIDENT INFORMATION**

Upon the motion (the “**Motion**”)² of the Debtors for entry of an order (this “**Order**”) authorizing the implementation of procedures to protect confidential information of current and former residents of the Debtors (collectively, the “**Residents**”), as further described in the Motion; and the Court having reviewed the Motion and the First Day Declaration; and the Court having jurisdiction over this matter pursuant to 28 U.S.C. §§ 157 and 1334(b); and the Court having found that this matter is a core proceeding pursuant to 28 U.S.C. § 157(b)(2); and the

¹ The Debtors in these chapter 11 cases, along with the last four digits of each Debtor’s federal tax identification number, are: Good Samaritan Lutheran Health Care Center, Inc. d/b/a Bethlehem Commons Care Center (0663) and Kenwood Manor, Inc. (8178).

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

Court having found that venue of these Chapter 11 Cases and the Motion in this district is proper pursuant to 28 U.S.C. §§ 1408 and 1409; and the Court having determined that the relief requested in the Motion is in the best interests of the Debtors, their estates, their creditors, and other parties-in-interest; and it appearing that proper and adequate notice of the Motion has been given and that no other or further notice is necessary; and upon the record herein; and after due deliberation thereon; and good and sufficient cause appearing therefore, it is hereby

ORDERED, ADJUDGED, AND DECREED THAT:

1. The Motion is GRANTED as set forth herein.

2. The Debtors, with the assistance of their professionals, are authorized to prepare and maintain the Resident Matrix and the Resident Schedules.

3. The Debtors are not required to file the Resident Matrix and the Resident Schedules in the format required by the Local Bankruptcy Rules for the Northern District of New York, but are permitted to file a version of the Resident Schedules that redacts the names and addresses of the Resident and assigns a unique identification number to each Resident; however, it is provided that the Resident Matrix and the Resident Schedules may be reviewed by: (a) this Court, (b) the Office of the United States Trustee, and (c) any other party-in-interest that (after notice and a hearing) obtains an order directing the Debtors to disclose the Resident Matrix and Resident Schedules to such party.

4. If the Debtors' proposed Claims Agent serves any document upon any person listed on the Resident Matrix, the Claims Agent is authorized to note in the certificate of service that the parties served include individuals listed on the Resident Matrix.

5. To the extent any Resident discloses his or her health information in any pleading, proof of claim, notice or other publicly available document, the Debtors and their professionals may include protected health information about such Resident in any subsequent pleading, notice, document, list or other public disclosure made in connection with these Chapter 11 Cases, and such use or disclosure shall not be deemed to be an “impermissible disclosure” within the meaning of HIPAA or any regulation promulgated thereunder.

6. The Debtors are authorized to take all actions they deem necessary to effectuate the relief granted pursuant to this Order.

7. Notwithstanding any Rule contained in the Federal Rules of Bankruptcy Procedure or Local Bankruptcy Rules for the Northern District of New York that might otherwise delay the effectiveness of this Order, the terms and conditions of this Order shall be immediately effective and enforceable upon its entry.

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

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