

UNITED STATES BANKRUPTCY COURT
SOUTHERN DISTRICT OF TEXAS
HOUSTON DIVISION

In re:	)	Chapter 11
GENESIS CARE PTY LIMITED, <i>et al.</i> , ¹	)	Case No.: 23-90614 (DRJ)
Debtors.	)	(Jointly Administered)
_____	)	

**THIRD STIPULATION AND AGREED ORDER BETWEEN DEBTORS AND DOCTOR
PARTIES REGARDING MOTION TO QUASH RULE 2004 REQUEST
FOR PRODUCTION OF DOCUMENTS (DOC. 819)**

The above-captioned debtors and debtors in possession (collectively, the “Debtors”) and Dr. Robert Kopp, Dr. John Neiner, Dr. Justin Casey, Dr. Jacob Benedict, Dr. Daniel J. McKenna, Dr. Howard N. Barrow, Dr. Marc Guttman, and Dr. Mark Bloomston (collectively, the “Doctor Parties,” and together with the Debtors, the “Parties”), by and through their undersigned counsel, enter this stipulation and agreed order (the “Stipulation and Agreed Order”) as follows:

A. On September 18, 2023, the Doctor Parties filed and served a Rule 2004 Request for Production of Documents from the Debtors (Doc. 786) (the “Rule 2004 Request”).

B. On September 25, 2023, the Debtor filed an Emergency Motion to Quash the Rule 2004 Request (Doc. 819) (“Motion to Quash”).

C. The Parties have stipulated and agreed from time to time to extend the deadline by when the Doctor Parties could file a response to the Motion to Quash, with the current extension being through and including November 6, 2023. *See* Doc. No. 977.

¹ A complete list of each of the Debtors in these chapter 11 cases may be obtained on the website of the Debtors’ proposed claims and noticing agent at <https://restructuring.ra.kroll.com/GenesisCare>. The location of the Debtors’ principal place of business and the Debtors’ service address in these chapter 11 cases is: 1419 SE 8th Terrace, Suite 200, Cape Coral, FL 33990.

D. In order to resolve the Motion to Quash, the Debtors and Doctor Parties have continued their meet and confer discussions regarding limiting the scope of the Rule 2004 Request and the corresponding production of limited documents, and anticipate agreement regarding production from the Debtors.

E. The Parties enter this Stipulation and Agreed Order to allow discussions to continue without the necessity of additional court filings.

NOW THEREFORE, the Parties hereby stipulate and agree as follows:

1. The Doctor Parties' deadline to respond to the Motion to Quash shall be extended to and including November 20, 2023.

2. The undersigned hereby represent and warrant they have full authority to execute this Stipulation and Agreed Order on behalf of the respective Parties and that the respective Parties have full knowledge of, and have consented to, this Stipulation and Agreed Order.

Dated: _____

MARVIN ISGUR
UNITED STATES BANKRUPTCY JUDGE

Houston, Texas

Consented and Agreed to by:

/s/Matthew D. Cavanaugh

JACKSON WALKER LLP

Matthew D. Cavanaugh (TX Bar No. 24062656)

Jennifer F. Wertz (TX Bar No. 24072822)

Genevieve M. Graham (TX Bar No. 24085340)

1401 McKinney Street, Suite 1900

Houston, Texas 77010

Telephone: (713) 752-4200

Facsimile: (713) 752-4221

Email: mcavanaugh@jw.com

jwertz@jw.com

ggraham@jw.com

/s/ Steven M. Berman

**SHUMAKER, LOOP & KENDRICK,
LLP**

Steven M. Berman, Esq. (admitted *pro hac vice*)

101 East Kennedy Blvd., Ste. 2800

Tampa, FL 33602

Telephone: (813) 229-7600 |

Facsimile: (813) 229-1660

Email: sberman@shumaker.com

Counsel for the Doctor Parties

-and-

KIRKLAND & ELLIS LLP
KIRKLAND & ELLIS INTERNATIONAL LLP

Joshua A. Sussberg, P.C. (admitted pro hac vice)
Steven N. Serajeddini, P.C. (admitted pro hac vice)
601 Lexington Avenue
New York, New York 10022
Telephone: (212) 446-4800
Facsimile: (212) 446-4900
Email: joshua.sussberg@kirkland.com
steven.serajeddini@kirkland.com

-and-

Jaimie Fedell (admitted pro hac vice)
300 North LaSalle Street
Chicago, Illinois 60654
Telephone: (312) 862-2000
Facsimile: (312) 862-2200
Email: jaimie.fedell@kirkland.com

Co-Counsel to the Debtors and Debtors in Possession