

## Hopkins, Debbie

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**From:** Josh Thompson <JThompson@holcombebomar.com>  
**Sent:** Tuesday, June 24, 2014 12:23 PM  
**To:** Hopkins, Debbie  
**Cc:** jsnichols@BNTDlaw.com; Erin Bridges; Billy Gunn; BHoward@ycrlaw.com; sbrown@ycrlaw.com; rhines@ycrlaw.com; bhewitt@bntdlaw.com; dtommygist@yahoo.com  
**Subject:** Dawkins v. UHD (2012-211938) - Bankruptcy Filing  
**Attachments:** UHD - Chapter 9 Bankruptcy Order.PDF

Ms. Hopkins:

Thank you for speaking with me this morning. As I mentioned, I represent Respondent Union Hospital District, d/b/a Wallace Thomson Hospital in Appellate Case # 2012-211938.

Union Hospital District recently filed for bankruptcy pursuant to Chapter 9 of the Bankruptcy Code (U.S. Bankruptcy Court Case No. 14-03299 dd). On June 6, 2014, the United States Bankruptcy Court entered an Order Upon Commencement of Chapter 9 Case Establishing Certain Deadlines and Notice of Commencement of Case, of the Automatic Stay and of the Order for Relief. Pursuant to Paragraph 2 of the Bankruptcy Court's June 6, 2014 Order, all pending claims, including state judicial actions, automatically are stayed. I am attaching a copy of the Order Upon Commencement of Chapter 9 Case Establishing Certain Deadlines and Notice of Commencement of Case, of the Automatic Stay and of the Order for Relief.

I understand that Mr. Nichols filed a Motion for Costs with the Supreme Court on June 19, 2014. As I understand it, the automatic stay described in Paragraph 2 of the June 6, 2014 Order will apply to that Motion, meaning that it will be held in abeyance until further order of the Bankruptcy Court either lifting the stay or terminating the bankruptcy proceedings.

I will mail in a Notice of Bankruptcy Filing, attaching a copy of the June 6, 2014 Order, by U.S. Mail today.

Thank you,

Josh Thompson

Joshua T. Thompson  
Holcombe Bomar, P.A.  
P.O. Drawer 1897  
100 Dunbar Street, Suite 200 (29306)  
Spartanburg, SC 29304  
Direct Dial: (864) 594-5307  
Fax: (864) 585-3844  
[www.holcombebomar.com](http://www.holcombebomar.com)

**RECEIVED**

JUN 24 2014

**S.C. Supreme Court**

IN THE UNITED STATES BANKRUPTCY COURT  
DISTRICT OF SOUTH CAROLINA

**RECEIVED**

In re:

Union Hospital District,  
  
Debtor.

Case No. 14-03299 dd  
Chapter 9

JUN 24 2014

**S.C. Supreme Court**

**ORDER UPON COMMENCEMENT OF CHAPTER 9 CASE ESTABLISHING  
CERTAIN DEADLINES AND NOTICE OF COMMENCEMENT OF CASE, OF THE  
AUTOMATIC STAY AND OF THE ORDER FOR RELIEF**

**TO: The Debtor, Creditors, Special Taxpayers, and Other Parties in Interest:**

IT IS ORDERED that Union Hospital District ("Debtor") shall give notice of the following by first class mail to parties in interest and shall file with the Court proof of such service within three (3) business days, and shall also publish this Order giving notice of the commencement of the case in *The State*, *Union Daily Times*, *Spartan Weekly News*, and the *Greenville News* as required by 11 U.S.C. § 923. Proof of Publication shall be filed with the Court not later than ten (10) days after the last publication.<sup>1</sup> The last publication shall not be less than ten (10) days prior to the last day to file objections to the petition.

IT IS FURTHER ORDERED that the Debtor shall file, on or before June 16, 2014, the list of creditors and claims required by 11 U.S.C. §§ 924 and 925 and Fed. R. Bankr. P. 1007(a), (d), and (e).

IT IS FURTHER ORDERED and notice is hereby given of:

**1. Notice of Commencement of Case under Chapter 9.** A case under Chapter 9 of the Bankruptcy Code was commenced by the filing of the petition of the Debtor on June 6, 2014. All documents filed with the Court are available for inspection, on a subscription basis, through the Court's CM/ECF website, <https://ecf.scb.uscourts.gov>. For subscription information, please see the website for the Public Access Court Electronic Records, <http://pacer.psc.uscourts.gov>.

**2. Notice of Automatic Stay.** The filing of the petition operates as a stay applicable to all entities of the commencement or continuation, including the issuance or employment of process, of a judicial, administrative, or other action or proceeding against an officer or inhabitant of the Debtor that seeks to enforce a claim against the Debtor and the enforcement of a

<sup>1</sup> Based on statements and the supporting affidavit in the Debtor's Application for An Order (1) Directing and Approving Notice; and (2) Setting Deadline for Filing Objections to Petition, that the Debtor does not have any outstanding bonds, the Court has determined that notice in publications that might be more widespread or have a general circulation among bond dealers and bondholders is unnecessary. See 11 U.S.C. § 923.

lien on or arising out of taxes or assessments owed to the Debtor, and certain other acts and proceedings against the Debtor and its property as provided in 11 U.S.C. §§ 362 and 922.

3. **Notice of Time for Filing Objection to the Petition.** Objections to the petition may be filed by a party in interest not later than July 14, 2014. Objections shall be filed with the Clerk, U.S. Bankruptcy Court for the District of South Carolina, and a copy of objections shall be mailed to the attorney for the Debtor. All objections shall state the fact and legal authorities in support of such objections. If any timely objection are filed with the Court, the Court will schedule a hearing to determine whether this case may be dismissed pursuant to 11 U.S.C. § 921(c) or whether an order for relief may be entered pursuant to 11 U.S.C. § 921(d).

4. **Notice of time for filing Proofs of Claim.** The Debtor has or will file a list of claims. Any creditor holding a listed claim which is not disputed, contingent, or unliquidated as to amount, may, but need not, file a proof of claim in this case by the date below. Creditors whose claims are not listed or whose claims are listed as disputed, contingent, or unliquidated as to amount and who desire to participate in the case or share in any distribution must file their proofs of claim on or before August 29, 2014. Any creditor who desires to rely on the list has the responsibility for determining that their claim is accurately listed.

5. **Notice of Order for Relief.** In the absence of any objection to Debtor's chapter 9 petition by the Objection Deadline, this order shall serve as notice of entry of an order of relief.

**AND IT IS SO ORDERED.**

**FILED BY THE COURT  
06/06/2014**



Entered: 06/06/2014

David R. Duncan  
Chief US Bankruptcy Judge  
District of South Carolina

District/Off: 0420-7  
Case: 14-03299-dd

User: weathers  
Form ID: pdf01

Date Created: 6/6/2014  
Total: 1

**Recipients of Notice of Electronic Filing:**

aty Stanley H. McGuffin smcguffin@hsblawfirm.com

TOTAL: 1