

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

IN RE:

CHAPTER 11

HHH CHOICES HEALTH PLAN, LLC,
HEBREW HOSPITAL SENIOR HOUSING, INC.
HEBREW HOSPITAL HOME OF WESTCHESTER, INC.

CASE No. 15-11158-MEW
CASE No. 15-13264-MEW
CASE No. 16-10028-MEW

DEBTORS.

(JOINTLY ADMINISTERED)

**ORDER (I) FIXING BAR DATE FOR FILING PROOFS OF CLAIM AND
(II) APPROVING THE BAR DATE ORDER, NOTICE AND RELATED PROCEDURES**

Upon the motion (“Motion”) of HHH Choices Health Plan, LLC, Hebrew Hospital Senior Housing, Inc., and Hebrew Hospital Home of Westchester, Inc., the above-captioned debtors and debtors in possession (each a “Debtor” and collectively, the “Debtors”), for an Order, pursuant to FED. R. BANKR. P. 3003(c)(3): (i) fixing a deadline for the filing of proofs of claim (“Bar Date”); and (ii) approving the Bar Date order, notice and related procedures; and it appearing that this Court has jurisdiction to consider the Motion pursuant to 28 U.S.C. §§ 157 and 1334, this matter is a core proceeding pursuant to 28 U.S.C. § 157(b), and this Court is the proper venue for this proceeding pursuant to 28 U.S.C. §§ 1408 and 1409. Upon consideration of the Motion and supportive filings, the Court finds that the relief requested in the Motion, as modified by this Order, is in the best interests of the Debtors, their estates, creditors and other parties in interest. The Court further finds that due and proper notice of the Motion was provided and it appearing that no other or further notice is necessary, and after due deliberation and sufficient cause appearing,

IT IS HEREBY ORDERED THAT:

1. The Motion is GRANTED as set forth herein.
2. Pursuant to FED. R. BANKR. P. 3003(c)(3), except as set forth herein, all persons and entities including, without limitation, individuals, partnerships, corporations, joint ventures, estates, trusts, unions and governmental units (as defined in Section 101(27) of the Bankruptcy Code¹) (“Creditor”), holding or wishing to assert claims against a Debtor, as defined in Section 101(5) of the Bankruptcy Code, are required to file a separate, completed and executed proof of claim in writing or electronically (“Proof of Claim”), so that it is received on or before **July 29, 2016** (“General Bar Date”).
3. Notwithstanding any other provision hereof, Proofs of Claim filed by governmental units must be filed on or before **August 19, 2016** (“Government Bar Date”) (General Bar Date and Government Bar Date each a “Bar Date” and collectively, the “Bar Dates”).
4. The following procedures for the filing of Proofs of Claim shall apply:
 - a) Proofs of Claim must conform substantially to Official Bankruptcy Form No. 410;
 - b) Proofs of Claim must be filed either:
 - i. electronically through the website of Prime Clerk LLC, the Debtors’ notice and claims agent (“Claims Agent”) at:

<http://cases.primeclerk.com/hebrewhospital/EPOC-index;>

¹ All capitalized terms used, but otherwise not defined herein, shall have the meaning assigned to such terms in the Motion.

- ii. mailing the original Proof of Claim either by U.S. Postal Service mail or overnight delivery to:

**HHH Choices Health Plan, LLC Claims Processing Center
c/o Prime Clerk LLC
830 Third Avenue, 3rd Floor
New York, NY 10022**

- iii. by hand delivery of the original Proof of Claim to the United States Bankruptcy Court, Southern District of New York, One Bowling Green, New York, NY 10004-1408
- c) Proofs of Claim will be deemed filed only when received by the Claims Agent or Clerk of the Bankruptcy Court on or before the Bar Date;
- d) Proofs of Claim must (i) be signed; (ii) include supporting documentation (if voluminous, attach a summary) or an explanation as to why documentation is not available; (iii) be in the English language; and (iv) be denominated in United States currency;
- e) Proofs of Claim must specify by name and case number the Debtor against which the claim is filed; if the holder asserts a claim against more than one Debtor or has claims against different Debtors, a separate proof of claim form must be filed with respect to each Debtor; and
- f) Facsimile or email submissions are not accepted.

5. The following persons or entities with the following types of claims against any of the Debtors are **not** required to file a Proof of Claim on behalf of such claim on or before the applicable Bar Date:

- a) Any person or entity: (i) that agrees with the nature, classification and amount of such Claim set forth in the Schedules; (ii) whose Claim is not listed as “disputed”, “contingent” or “unliquidated” in the Schedules; and (iii) the claimant does not dispute that the claim is an obligation of the specific Debtor against which the claim is listed in the Schedules;
 - b) Any person or entity that has already properly filed a Proof of Claim against the Debtors in the above-captioned case in a form substantially similar to Official Bankruptcy Form No. 410;
 - c) Any person or entity asserting a Claim allowable under Sections 503(b) and 507(a)(2) of the Bankruptcy Code as an administrative expense, other than an administrative expense Claim pursuant to Section 503(b)(9);
 - d) Any person or entity whose Claim previously has been allowed by, or paid pursuant to, an order of the Bankruptcy Court;
 - e) Any holder of equity securities solely with respect to such holder’s ownership interest in or possession of such equity securities, provided, however, that if any such holder asserts a claim against the Debtors (including a claim relating to an equity interest or the purchase or sale of such equity interest), a Proof of Claim must be filed on or prior to the Bar Date pursuant to the procedures set forth in this Order ; and
 - f) Any *resident currently living* at Westchester Meadows or the Fieldstone.
6. For the avoidance of doubt, all former residents or their estates that are currently due an entrance fee refund or will have an entrance fee refund come due pursuant to the terms of a residency agreement with HSHS must file a Proof of Claim on or before the General Bar Date.

7. This Order shall be without prejudice to *current residents* filing a Proof of Claim at a later date.

8. Each of the Debtors shall retain the right to: (a) dispute or assert offsets or defenses against any filed Claim against it, or any Claim listed or reflected in its Schedules as to nature, amount liability or classification; or (b) otherwise subsequently designate any Claim against it as disputed, contingent or unliquidated.

9. If a Debtor amends its Schedules to reduce the undisputed, non-contingent and liquidated amounts, or to change the nature or classification of a Claim against the Debtor reflected therein, the Debtors shall give notice of any amendment or supplement to the holders of claims affected thereby, and such holders shall be afforded thirty (30) days from the date of such notice to file Proofs of Claim in respect of their claims and shall be given notice of such deadline to file a Proof of Claim, or to amend any previously filed Proof of Claim with respect to such amended scheduled Claim ("Amended Schedule Bar Date"). Notwithstanding the foregoing, nothing set forth herein will preclude a Debtor from objecting to any Claim against it, whether scheduled or filed, on any grounds.

10. Notwithstanding anything in this Order to the contrary, the holder of any Claim arising from the rejection of an executory contract or unexpired lease by a Debtor shall be required to file a Proof of Claim on account of such Claim against such Debtor on or before such date as the Court may fix in the applicable order authorizing such rejection.

11. Pursuant to Bankruptcy Rule 3003(c)(2), all holders of claims that fail to comply with this Order by timely filing a proof of claim in appropriate form shall not be treated as a creditor with respect to such claim for the purposes of voting and distribution.

12. The form of Notice of Deadline to File Proofs of Claim ("Bar Date Notice") attached hereto as **Exhibit A** is approved and shall be deemed adequate and sufficient if served by first-class mail at least thirty-five (35) days prior to the Bar Date on:

- a) The United States Trustee;
- b) Counsel to each official committee;
- c) All persons or entities that have requested notice of the proceedings in the Chapter 11 cases;
- d) All persons or entities that have filed claims;
- e) All creditors and other known holders of claims as of the date of this Order, including all persons or entities listed in the Schedules as holding claims;
- f) All parties to executory contracts and unexpired leases of the Debtors;
- g) All parties to litigation with the Debtors;
- h) The Internal Revenue Service for the district in which the case is pending and, if required by Bankruptcy Rule 2002(j), the Securities and Exchange Commission and any other required governmental units (a list of such agencies is available from the Office of the Clerk of the Court); and
- i) Such additional persons and entities as deemed appropriate by the Debtors.

13. Pursuant to FED. R. BANKR. P. 2002(f), the Debtors shall publish notice of the Bar Date in substantially the form attached hereto as **Exhibit B** ("Publication Notice"), once in The Journal News, at least twenty-eight (28) days prior to the General Bar Date, which publication is

hereby approved and shall be deemed good, adequate and sufficient publication notice of the Bar Dates.

14. All Creditors that desire to rely on the Schedules with respect to filing a Proof of Claim in a Debtor's Chapter 11 Cases shall have the responsibility for determining that their Claims are accurately listed therein.

15. The Debtors and their Claims Agent are authorized and empowered to take such steps and perform such acts as may be necessary to implement and effectuate the terms of this Order.

16. Entry of this Order is without prejudice to the right of the Debtors to seek a further order of this Court fixing a date by which holders of claims or interests not subject to the Bar Dates established herein must file such Proofs of Claim or interest or be barred from doing so.

17. This Court shall retain jurisdiction to hear and determine all matters arising from or related to the implementation, interpretation and enforcement of this Order, unless this Court lacks jurisdiction.

Dated: June 16, 2016
New York, New York

s/Michael E. Wiles
HONORABLE MICHAEL E. WILES
U.S. BANKRUPTCY JUDGE

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

IN RE:

CHAPTER 11

HHH CHOICES HEALTH PLAN, LLC,
HEBREW HOSPITAL SENIOR HOUSING, INC.,
HEBREW HOSPITAL HOME OF WESTCHESTER, INC.

CASE NO. 15-11158-MEW
CASE NO. 15-13264-MEW
CASE NO. 16-10028-MEW

DEBTORS.

(JOINTLY ADMINISTERED)

NOTICE OF DEADLINE FOR FILING PROOFS OF CLAIMS

***TO ALL PERSONS AND ENTITIES WITH CLAIMS AGAINST ANY OF THE DEBTOR ENTITIES LISTED ABOVE, PLEASE TAKE NOTICE THAT:**

This Court entered an Order in the above-captioned jointly administered Chapter 11 cases (“Bar Date Order”) establishing **July 29, 2016**, as the general claims bar date (“General Bar Date”) and **August 19, 2016**, as the governmental unit claims bar date (“Government Bar Date”). Except as described below, the Bar Date Order requires that any Claims (as defined herein) against HHH Choices Health Plan, LLC, Hebrew Hospital Senior Housing, Inc. or Hebrew Hospital Home of Westchester, Inc. (each a “Debtor” and collectively, the “Debtors”) be filed with Prime Clerk LLC, the Debtors’ notice and claims agent (“Claims Agent”), in the manner set forth below.

I. WHO MUST FILE A PROOF OF CLAIM

Except as provided in the Bar Date Order, all persons and entities, including, without limitation, individuals, partnerships, corporations, estates, trusts, unions and governmental units (as defined in Section 1010(27) of the Bankruptcy Code) (each a “Creditor”) holding claims against a Debtor (whether secured, priority or unsecured) that arose prior to that Debtor’s petition date, are required to file a separate, completed and executed proof of claim form (conforming substantially to Official Bankruptcy Form No. 10)¹, together with accompanying documentation (“Proof of Claim”) by the General Bar Date (or in the case of governmental units, by the Government Bar Date), unless otherwise provided therein.

¹ A suitable proof of claim form is attached hereto for your use.

The petition date of each of the Debtors is as follows:

- HHH Choices Health Plan, LLC: May 4, 2015
- Hebrew Hospital Senior Housing, Inc.: December 9, 2015
- Hebrew Hospital Home of Westchester, Inc.: January 8, 2016

Under Section 101(5) of the Bankruptcy Code and as used in this Notice, the word "Claim" means: (a) a right to payment, whether or not such right is reduced to judgment, liquidated, unliquidated, fixed, contingent, matured, unmatured, disputed, undisputed, legal, equitable, secured, or unsecured; or (b) a right to an equitable remedy for breach of performance if such breach gives rise to a right to payment, whether or not such right to an equitable remedy is reduced to judgment, fixed, contingent, matured, unmatured, disputed, undisputed, secured or unsecured.

The following Creditors *must* file a Proof of Claim on or before the General Bar Date, unless otherwise provided herein:

- a) any Creditor whose Claim is listed in a Debtor's schedules of assets and liabilities ("Schedules") as "disputed," "contingent" or "unliquidated," and who desires to participate or share in any distribution in that Debtor's Chapter 11 case;
- b) any Creditor whose Claim is improperly classified in the Schedules or is listed in an incorrect amount, and that desires to have its Claim allowed in a classification or amount other than that set forth in the Schedules; or
- c) any Creditor asserting a Claim that is not listed in the Schedules.

II. WHAT TO FILE

Your filed Proof of Claim must conform substantially to Official Form No. 410; a case-specific Proof of Claim form accompanies this Notice. Additional Proof of Claim forms may be obtained at <http://cases.primeclerk.com/hebrewhospital/EPOC-index>.

All Proof of Claim forms must be **signed** by the claimant or, if the claimant is not an individual, by an authorized agent of the claimant. It must be written in English and be denominated in United States currency. You should attach to your completed Proof of Claim any documents on which the Claim is based (if voluminous, attach a summary) or an explanation as to why the documents are not available.

Your Proof of Claim form must not contain complete social security numbers or taxpayer identification numbers (only the last four digits), a complete birth date (only the year), the name of a minor (only the minor's initials) or a financial account number (only the last four digits of such financial account).

Any holder of a claim against more than one Debtor must file a separate Proof of Claim with respect to each such Debtor and all holders of claims must identify on their Proof of Claim the specific Debtor against which their claim is asserted and the case number of that Debtor's

bankruptcy case. A list of the names of the Debtors and their case numbers is set forth in the case caption above.

III. WHEN & WHERE TO FILE

Except as provided for herein, all Proofs of Claim must be filed so as to be received **on or before July 29, 2016**, as follows:

- i. *electronically* through the Claims Agent's website at:
<http://cases.primeclerk.com/hebrewhospital/EPOC-index>;

-or-

- ii. by *U.S. Postal Service mail or overnight delivery* of the original Proof of Claim to:

**HHH Choices Health Plan, LLC Claims Processing Center
c/o Prime Clerk LLC
830 Third Avenue, 3rd Floor
New York, NY 10022**

-or-

- iii. by *hand delivery* of the original Proof of Claim to:

United States Bankruptcy Court,
Southern District of New York,
One Bowling Green, Room 534
New York, NY 10004-1408.

Proofs of Claim will be deemed filed only when received at the addresses listed above or filed electronically on or before the Bar Date. Proofs of Claim may not be delivered by facsimile, telecopy or electronic mail transmission.

IV. WHO NEED NOT FILE A PROOF OF CLAIM

The following persons or entities with the following types of claims against any of the Debtors are **not** required to file a Proof of Claim on behalf of such claim on or before the applicable Bar Date:

- a) Any person or entity: (i) that agrees with the nature, classification and amount of such Claim set forth in the Schedules; (ii) whose Claim is not listed as "disputed", "contingent" or "unliquidated" in the Schedules; and (iii) who does not dispute that the Claim is an obligation of the specific Debtor against which the Claim is listed in the Schedules;

- b) Any person or entity that has already properly filed a Proof of Claim against the Debtors in the above-captioned case in a form substantially similar to Official Bankruptcy Form No. 410;
- c) Any person or entity asserting a Claim allowable under Sections 503(b) and 507(a)(2) of the Bankruptcy Code as an administrative expense, other than an administrative expense Claim pursuant to Section 503(b)(9);
- d) Any person or entity whose Claim previously has been allowed by, or paid pursuant to, an order of the Bankruptcy Court;
- e) Any holder of equity securities solely with respect to such holder's ownership interest in or possession of such equity securities provided, however, that if any such holder asserts a claim against the Debtors (including a claim relating to an equity interest or the purchase or sale of such equity interest), a Proof of Claim must be filed on or prior to the Bar Date pursuant to the procedures set forth in this Order ; and
- f) *Any resident currently living at Westchester Meadows or the Fieldstone.*

This Notice is being sent to many persons and entities that have had some relationship with or have done business with the Debtors, but may not have an unpaid claim against the Debtors. The fact that you have received this Notice does not mean that you have a claim or that the Debtors or the Court believe that you have a claim against the Debtors.

A Creditor should *not* file a Proof of Claim if such Creditor does not have a Claim against a Debtor.

V. EXECUTORY CONTRACTS & UNEXPIRED LEASES

If you have a claim arising out of the rejection of an executory contract or unexpired lease as to which the order authorizing such rejection is dated on or before June __, 2016, the date of entry of the Bar Order, you must file a Proof of Claim by the Bar Date.

Any person or entity that has a claim arising from the rejection of an executory contract or unexpired lease, as to which the order is dated after the date of entry of the Bar Order, you must file a proof of claim with respect to such claim by the date fixed by the Court in the applicable order authorizing rejection of such contract or lease.

VI. CONSEQUENCES OF FAILURE TO FILE A PROOF OF CLAIM BY THE BAR DATE

ANY HOLDER OF A CLAIM THAT IS NOT EXEMPTED FROM THE REQUIREMENTS OF THIS ORDER, AS SET FORTH IN SECTION IV ABOVE, AND THAT FAILS TO TIMELY FILE A PROOF OF CLAIM IN THE APPROPRIATE FORM SHALL NOT BE TREATED AS A CREDITOR WITH RESPECT TO SUCH CLAIM FOR THE PURPOSES OF VOTING ON ANY PLAN OF REORGANIZATION FILED IN THESE

CASES AND PARTICIPATING IN ANY DISTRIBUTION IN THE DEBTORS' CASES ON ACCOUNT OF SUCH CLAIM.

VII. THE DEBTORS' SCHEDULES & ACCESS THERETO

You may be listed as the holder of a claim against one or more of the Debtors in the Debtors' Schedules of Assets and Liabilities and/or Schedules of Executory Contracts and Unexpired Leases (collectively, the "Schedules"). If you rely on the Debtors' Schedules, it is your responsibility to determine that the claim is accurately listed in the Schedules.

As set forth above, if you agree with the nature, amount and status of your claim as listed in the Debtors' Schedules, and if you do not dispute that your claim is only against the Debtor specified by the Debtors, and if your claim is not described as "disputed," "contingent," or "unliquidated," you need not file a Proof of Claim. Otherwise, or if you decide to file a Proof of Claim, you must do so before the Bar Date in accordance with the procedures set forth in this Notice.

Copies of the Debtors' Schedules are available for inspection on the Claims Agent's website at: <http://cases.primeclerk.com/hebrewhospital/EPOC-index>. Copies of the Schedules may also be examined between the hours of 9:00 a.m. and 4:30 p.m. ET, Monday through Friday at the Office of the Clerk of the Bankruptcy Court, One Bowling Green, Room 534, New York, New York 10004-1408.

The Debtors, their attorneys, the Claims Agent and the Clerk's Office cannot advise whether you should file a Proof of Claim. Nothing set forth in this bar date notice shall preclude any of the Debtors from objecting to any claim whether scheduled or filed, on any grounds. None of the Debtors' counsel, the Claims Agent or the Clerk's Office can give you legal advice.

THE FACT THAT YOU HAVE RECEIVED THIS NOTICE DOES NOT MEAN THAT YOU HAVE A CLAIM AGAINST ANY OF THE DEBTORS. YOU SHOULD CONSULT WITH YOUR OWN ADVISORS TO DETERMINE WHETHER YOU HOLD A CLAIM AGAINST ANY OF THE DEBTORS. YOU SHOULD NOT FILE A PROOF OF CLAIM IF YOU DO NOT HAVE A CLAIM AGAINST A DEBTOR.

Dated: June __, 2016
Buffalo, New York

HARTER SECREST & EMERY LLP

/s/ John A. Mueller
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<p>UNITED STATES BANKRUPTCY COURT SOUTHERN DISTRICT OF NEW YORK</p> <p>IN RE: } HHH CHOICES HEALTH PLAN, LLC, } CHAPTER 11 HEBREW HOSPITAL SENIOR HOUSING, INC., } CASE NO. 15-11158-MEW HEBREW HOSPITAL HOME OF } CASE NO. 15-13264-MEW WESTCHESTER, INC. } CASE NO. 16-10028-MEW DEBTORS. } (JOINTLY ADMINISTERED)</p> <p>NOTICE OF DEADLINE FOR FILING PROOFS OF CLAIMS *TO ALL PERSONS AND ENTITIES WITH CLAIMS AGAINST ANY OF THE DEBTOR ENTITIES LISTED ABOVE, PLEASE TAKE NOTICE THAT:</p> <p>This Court entered an Order in the above-captioned jointly administered Chapter 11 cases ("Bar Date Order") establishing July 29, 2016, as the general claims bar date ("General Bar Date") and August 19, 2016, as the governmental unit claims bar date ("Government Bar Date"). Except as described below, the Bar Date Order requires that any Claims (as defined herein) against HHH Choices Health Plan, LLC, Hebrew Hospital Senior Housing, Inc. or Hebrew Hospital Home of Westchester, Inc. (each a "Debtor" and collectively, the "Debtors") be filed with Prime Clerk LLC, the Debtors' notice and claims agent ("Claims Agent"), in the manner set forth below.</p> <p>I. WHO MUST FILE A PROOF OF CLAIM. Except as provided in the Bar Date Order, all persons and entities, including, without limitation, individuals, partnerships, corporations, estates, trusts, unions and governmental units (as defined in Section 1010(27) of the Bankruptcy Code) (each a "Creditor") holding claims against a Debtor (whether secured, priority or unsecured) that arose prior to that Debtor's petition date, are required to file a separate, completed and executed proof of claim form (conforming substantially to Official Bankruptcy Form No. 10)¹, together with accompanying documentation ("Proof of Claim") by the General Bar Date (or in the case of governmental units, by the Government Bar Date), unless otherwise provided therein.</p> <p>The petition date of each of the Debtors is as follows:</p> <ul style="list-style-type: none">• HHH Choices Health Plan, LLC: May 4, 2015• Hebrew Hospital Senior Housing, Inc.: December 9, 2015• Hebrew Hospital Home of Westchester, Inc.: January 8, 2016 <p>Under Section 101(5) of the Bankruptcy Code and as used in this Notice, the word "Claim" means: (a) a right to payment, whether or not such right is reduced to judgment, liquidated, unliquidated, fixed, contingent, matured, unmatured, disputed, undisputed, legal, equitable, secured, or unsecured; or (b) a right to an equitable remedy for breach of performance if such breach gives rise to a right to payment, whether or not such right to an equitable remedy is reduced to judgment, fixed, contingent, matured, unmatured, disputed, undisputed, secured or unsecured.</p> <p>The following Creditors must file a Proof of Claim on or before the General Bar Date, unless otherwise provided herein:</p> <ul style="list-style-type: none">a) any Creditor whose Claim is listed in a Debtor's schedules of assets and liabilities ("Schedules") as "disputed," "contingent" or "unliquidated," and who desires to participate or share in any distribution in that Debtor's Chapter 11 case;b) any Creditor whose Claim is improperly classified in the Schedules or is listed in an incorrect amount, and that desires to have its Claim allowed in a classification or amount other than that set forth in the Schedules; orc) any Creditor asserting a Claim that is not listed in the Schedules. <p>II. WHAT TO FILE. Your filed Proof of Claim must conform substantially to Official Form No. 410; a case-specific Proof of Claim form accompanies this Notice. Additional Proof of Claim forms may be obtained at http://cases.primeclerk.com/hebrewhospital/EPOC-index.</p> <p>All Proof of Claim forms must be signed by the claimant or, if the claimant is not an individual, by an authorized agent of the claimant. It must be written in English and be denominated in United States currency. You should attach to your completed Proof of Claim any documents on which the Claim is based (if voluminous, attach a summary) or an explanation as to why the documents are not available.</p> <p>Your Proof of Claim form must not contain complete social security numbers or taxpayer identification numbers (only the last four digits), a complete birth date (only the year), the name of a minor (only the minor's initials) or a financial account number (only the last four digits of such financial account).</p> <p>Any holder of a claim against more than one Debtor must file a separate Proof of Claim with respect to each such Debtor and all holders of claims must identify on their Proof of Claim the specific Debtor against which their claim is asserted and the case number of that Debtor's bankruptcy case. A list of the names of the Debtors and their case numbers is set forth in the case caption above.</p> <p>III. WHEN & WHERE TO FILE. Except as provided for herein, all Proofs of Claim must be filed so as to be received on or before July 29, 2016, as follows:</p> <ul style="list-style-type: none">i. <i>electronically</i> through the Claims Agent's website at: http://cases.primeclerk.com/hebrewhospital/EPOC-index; -or-ii. by <i>U.S. Postal Service mail or overnight delivery</i> of the original Proof of Claim to: HHH Choices Health Plan, LLC Claims Processing Center, c/o Prime Clerk LLC, 830 Third Avenue, 3rd Floor, New York, NY 10022. -or-iii. by <i>hand delivery</i> of the original Proof of Claim to: United States Bankruptcy Court, Southern District of New York, One Bowling Green, Room 534, New York, NY 10004-1408. <p>Proofs of Claim will be deemed filed only when received at the addresses listed above or filed electronically on or before the Bar Date.</p>	<p>Proofs of Claim may not be delivered by facsimile, telecopy or electronic mail transmission.</p> <p>IV. WHO NEED NOT FILE A PROOF OF CLAIM. The following persons or entities with the following types of claims against any of the Debtors are not required to file a Proof of Claim on behalf of such claim on or before the applicable Bar Date:</p> <ul style="list-style-type: none">a) Any person or entity: (i) that agrees with the nature, classification and amount of such Claim set forth in the Schedules; (ii) whose Claim is not listed as "disputed", "contingent" or "unliquidated" in the Schedules; and (iii) who does not dispute that the Claim is an obligation of the specific Debtor against which the Claim is listed in the Schedules;b) Any person or entity that has already properly filed a Proof of Claim against the Debtors in the above-captioned case in a form substantially similar to Official Bankruptcy Form No. 410;c) Any person or entity asserting a Claim allowable under Sections 503(b) and 507(a)(2) of the Bankruptcy Code as an administrative expense, other than an administrative expense Claim pursuant to Section 503(b)(9);d) Any person or entity whose Claim previously has been allowed by, or paid pursuant to, an order of the Bankruptcy Court;e) Any holder of equity securities solely with respect to such holder's ownership interest in or possession of such equity securities <u>provided, however</u>, that if any such holder asserts a claim against the Debtors (including a claim relating to an equity interest or the purchase or sale of such equity interest), a Proof of Claim must be filed on or prior to the Bar Date pursuant to the procedures set forth in this Order; andf) Any <i>resident currently living</i> at Westchester Meadows or the Fieldstone. <p>This Notice is being sent to many persons and entities that have had some relationship with or have done business with the Debtors, but may not have an unpaid claim against the Debtors. The fact that you have received this Notice does not mean that you have a claim or that the Debtors or the Court believe that you have a claim against the Debtors.</p> <p>A Creditor should not file a Proof of Claim if such Creditor does not have a Claim against a Debtor.</p> <p>V. EXECUTORY CONTRACTS & UNEXPIRED LEASES. If you have a claim arising out of the rejection of an executory contract or unexpired lease as to which the order authorizing such rejection is dated on or before June __, 2016, the date of entry of the Bar Order, you must file a Proof of Claim by the Bar Date.</p> <p>Any person or entity that has a claim arising from the rejection of an executory contract or unexpired lease, as to which the order is dated after the date of entry of the Bar Order, you must file a proof of claim with respect to such claim by the date fixed by the Court in the applicable order authorizing rejection of such contract or lease.</p> <p>VI. CONSEQUENCES OF FAILURE TO FILE A PROOF OF CLAIM BY THE BAR DATE. ANY HOLDER OF A CLAIM THAT IS NOT EXEMPTED FROM THE REQUIREMENTS OF THIS ORDER, AS SET FORTH IN SECTION 4 ABOVE, AND THAT FAILS TO TIMELY FILE A PROOF OF CLAIM IN THE APPROPRIATE FORM SHALL NOT BE TREATED AS A CREDITOR WITH RESPECT TO SUCH CLAIM FOR THE PURPOSES OF VOTING ON ANY PLAN OF REORGANIZATION FILED IN THESE CASES AND PARTICIPATING IN ANY DISTRIBUTION IN THE DEBTORS' CASES ON ACCOUNT OF SUCH CLAIM.</p> <p>VII. THE DEBTORS' SCHEDULES & ACCESS THERETO. You may be listed as the holder of a claim against one or more of the Debtors in the Debtors' Schedules of Assets and Liabilities and/or Schedules of Executory Contracts and Unexpired Leases (collectively, the "Schedules"). If you rely on the Debtors' Schedules, it is your responsibility to determine that the claim is accurately listed in the Schedules.</p> <p>As set forth above, if you agree with the nature, amount and status of your claim as listed in the Debtors' Schedules, and if you do not dispute that your claim is only against the Debtor specified by the Debtors, and if your claim is not described as "disputed," "contingent," or "unliquidated," you need not file a Proof of Claim. Otherwise, or if you decide to file a Proof of Claim, you must do so before the Bar Date in accordance with the procedures set forth in this Notice.</p> <p>Copies of the Debtors' Schedules are available for inspection on the Claims Agent's website at: http://cases.primeclerk.com/hebrewhospital/EPOC-index. Copies of the Schedules may also be examined between the hours of 9:00 a.m. and 4:30 p.m. ET, Monday through Friday at the Office of the Clerk of the Bankruptcy Court, One Bowling Green, Room 534, New York, New York 10004-1408.</p> <p>The Debtors, their attorneys, the Claims Agent and the Clerk's Office cannot advise whether you should file a Proof of Claim. Nothing set forth in this bar date notice shall preclude any of the Debtors from objecting to any claim whether scheduled or filed, on any grounds. None of the Debtors' counsel, the Claims Agent or the Clerk's Office can give you legal advice.</p> <p>THE FACT THAT YOU HAVE RECEIVED THIS NOTICE DOES NOT MEAN THAT YOU HAVE A CLAIM AGAINST ANY OF THE DEBTORS. YOU SHOULD CONSULT WITH YOUR OWN ADVISORS TO DETERMINE WHETHER YOU HOLD A CLAIM AGAINST ANY OF THE DEBTORS. YOU SHOULD NOT FILE A PROOF OF CLAIM IF YOU DO NOT HAVE A CLAIM AGAINST A DEBTOR.</p> <p>Dated: June __, 2016, Buffalo, New York</p> <p>HARTER SECRET & EMERY LLP, /s/ John A. Mueller, Raymond L. Fink, Esq., John A. Mueller, Esq., <i>Counsel to Debtors</i>, 12 Fountain Plaza, Suite 400, Buffalo, New York 14202-2293, (716) 853-1616, rfink@hselaw.com, jmueller@hselaw.com</p> <p>¹ A suitable proof of claim form is attached hereto for your use.</p>
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