

**IN THE UNITED STATES BANKRUPTCY COURT
FOR THE DISTRICT OF DELAWARE**

In re:

EBH TOPCO, LLC, *et al.*,¹

Debtors.

Chapter 11

Case No. 18-11212 (BLS)

(Joint Administration Pending)

**NOTICE OF AGENDA OF MATTERS SCHEDULED
FOR HEARING ON MAY 24, 2018 AT 12:00 P.M. (ET)**

VOLUNTARY PETITIONS

1. EBH Topco, LLC
2. EBH Holding Company, Inc.
3. Elements Behavioral Health, Inc.
4. Assurance Toxicology Services, LLC
5. EBH Acquisition Subsidiary, Inc.
6. EBH Big Rock, Inc.
7. EBH Services of Florida, Inc.
8. EBH Northeast Services, Inc.
9. EBH Southwest Services, Inc.
10. Elements Screening Services, Inc.
11. Intensive Outpatient Services PA, Inc.
12. NE Sober Living, Inc.
13. Northeast Behavioral Services, Inc.
14. Outpatient Services FL, Inc.
15. Outpatient Services TN, Inc.
16. SoCal Rehab and Recovery, Inc.
17. Southeast Behavioral Health Services, Inc.
18. The Ranch on the Piney River, Inc.

¹ The Debtors in these chapter 11 cases, along with the last four digits of each Debtor's federal tax identification number, are EBH Topco, LLC (6103), Elements Behavioral Health, Inc. (7176), EBH Holding Company, Inc. (0370), EBH Big Rock, Inc. (1880), SoCal Rehab and Recovery, Inc. (3741), The Sexual Recovery Institute, Inc. (1279), Westside Sober Living Centers, Inc. (5717), Ehrman Subsidiary Corp. (3958), PROMAL2, Inc. (1377), PROMAL4, Inc. (2453), SBAR2, Inc. (9844), Promises Residential Treatment Center VI, Inc. (1112), Assurance Toxicology Services, LLC (9612), Elements Screening Services, Inc. (0055), TRS Behavioral Care, Inc. (6343), Spirit Lodge, LLC (1375), San Cristobal Treatment Center, LLC (1419), EBH Acquisition Subsidiary, Inc. (6132), EBH Services of Florida, Inc. (6802), Outpatient Services FL, Inc. (9596), EBH Northeast Services, Inc. (3551), Intensive Outpatient Services PA, Inc. (5581), Wrightsville Services, LLC (9535), NE Sober Living, Inc. (1955), Northeast Behavioral Services, Inc. (8881), The Ranch on Piney River, Inc. (0195), Outpatient Services TN, Inc. (5584), EBH Southwest Services, Inc. (5202), Elements Medical Group of Utah, Inc. (9820), Southeast Behavioral Health Services, Inc. (1267), Elements Medical Group of Mississippi, Inc. (4545), and Elements Medical Group of Arizona, Inc. (8468). The location of the Debtors' mailing address is 5000 Airport Plaza Dr., Suite 100, Long Beach, California 90815.

19. The Sexual Recovery Institute, Inc.
20. Westside Sober Living Centers, Inc.
21. Spirit Lodge, LLC
22. San Cristobal Treatment Center, LLC
23. Ehrman Subsidiary Corp.
24. PROMAL2, Inc.
25. PROMAL4, Inc.
26. SBAR2, Inc.
27. Promises Residential Treatment Center VI, Inc.
28. Wrightsville Services, LLC
29. Elements Medical Group of Arizona, Inc.
30. TRS Behavioral Care, Inc.
31. Elements Medical Group of Mississippi, Inc.
32. Elements Medical Group of Utah, Inc.

FIRST DAY DECLARATION

33. Declaration of Martin McGahan, Chief Restructuring Officer of Debtors, in Support of Chapter 11 Petitions and First Day Pleadings [Docket No. 16; Filed: 5/23/2018]

MATTERS GOING FORWARD

34. Motion of Debtors for Entry of an Order Directing Joint Administration of Related Chapter 11 Cases [Docket No. 2; Filed: 5/23/2018]

Status: This matter will go forward.

35. Application of Debtors for Entry of an Order (I) Approving the Retention and Appointment of Donlin, Recano & Company, Inc. as the Claims and Noticing Agent to the Debtors, Effective *Nunc Pro Tunc* to the Petition Date, and (II) Granting Related Relief [Docket No. 3; Filed: 5/23/2018]

Status: This matter will go forward.

36. Motion of Debtors for Entry of an Order Extending Time for Filing Schedules of Assets and Liabilities and Statement of Financial Affairs [Docket No. 4; Filed: 5/23/2018]

Status: This matter will go forward.

37. Motion of Debtors for Entry of an Order Authorizing Procedures to Maintain and Protect Confidential Client Information [Docket No. 5; Filed: 5/23/2018]

Status: This matter will go forward.

38. Motion of Debtors for Interim and Final Orders Authorizing (I) Continued Use of Existing Cash Management System, Including Maintenance of Existing Bank Accounts, Checks, and Business Forms, and (II) Continuation of Existing Deposit Practices [Docket No. 6; Filed: 5/23/2018]

Status: This matter will go forward on an interim basis.

39. Motion of Debtors for Entry of Interim and Final Orders Authorizing Payment of (I) Certain Prepetition Workforce Claims, Including Wages, Salaries, and Other Compensation, (II) Certain Employee Benefits and Confirming Right to Continue Employee Benefits on Postpetition Basis, (III) Reimbursement to Employees for Prepetition Expenses, (IV) Withholding and Payroll-Related Taxes, (V) Workers' Compensation Obligations, and (VI) Prepetition Claims Owing to Administrators and Third-Party Providers [Docket No. 7; Filed: 5/23/2018]

Status: This matter will go forward on an interim basis.

40. Motion of Debtors for Order (I) Authorizing Continuation of, and Payment of Prepetition Obligations Incurred in the Ordinary Course of Business in Connection with, Various Insurance Policies, (II) Authorizing Banks to Honor and Process Checks and Electronic Transfer Requests Related Thereto, (III) Preventing Insurance Companies From Giving Any Notice of Termination or Otherwise Modifying Any Insurance Policy Without Obtaining Relief From the Automatic Stay, (IV) Authorizing the Debtors to Continue to Honor Premium Financing Obligations, and (V) Authorizing the Debtors to Continue Surety Bond Program [Docket No. 8; Filed: 5/23/2018]

Status: This matter will go forward.

41. Motion of Debtors for Entry of Interim and Final Orders (I) Prohibiting Utility Providers from Altering, Refusing, or Discontinuing Service, (II) Approving the Debtors' Proposed Adequate Assurance of Payment for Postpetition Services, and (II) Establishing Procedures for Resolving Requests for Additional Adequate Assurance of Payment [Docket No. 9; Filed: 5/23/2018]

Status: This matter will go forward on an interim basis.

42. Motion of Debtors for an Order Authorizing Payment of Prepetition Taxes and Fees [Docket No. 10; Filed: 5/23/2018]

Status: This matter will go forward.

43. Motion of Debtors for Entry of Interim and Final Orders Authorizing Payment of Prepetition Obligations Owed to Critical Vendors [Docket No. 12; Filed: 5/23/2018]

Status: This matter will go forward on an interim basis.

44. Motion of Debtors for Entry of Interim and Final Orders (I) Authorizing the Debtors to Obtain Secured Postpetition Financing, (II) Authorizing the Use of Cash Collateral, (III) Granting Adequate Protection, (IV) Modifying the Automatic Stay, (V) Setting a Final Hearing, and (VI) Granting Related Relief [Docket No. 15; Filed: 5/23/2018]

Status: This matter will go forward on an interim basis.

MATTERS BEING SENT OUT ON NOTICE

45. Motion of Debtors for Entry of (I) An Order (A) Approving Bidding Procedures in Connection with the Sale of Substantially All of the Debtors' Assets, (B) Approving the Stalking Horse and Bid Protections, (C) Approving the Form and Manner of Notice Thereof, (D) Scheduling an Auction and Sale Hearing, (E) Approving Procedures for the Assumption and Assignment of Contracts, and (F) Granting Related Relief; and (II) An Order (A) Approving the Asset Purchase Agreement Between the Debtors and the Successful Bidder, (B) Authorizing the Sale of Substantially All of the Debtors' Assets Free and Clear of Liens, Claims, Encumbrances, and Interests, (C) Authorizing the Assumption and Assignment of Contracts, and (D) Granting Related Relief [Docket No. 19; Filed: 5/23/2018]

Related Document:

- a) Motion to Shorten Notice and Objection Periods in Connection with the Motion of Debtors for Entry of (I) An Order (A) Approving Bidding Procedures in Connection with the Sale of Substantially All of the Debtors' Assets, (B) Approving the Stalking Horse and Bid Protections, (C) Approving the Form and Manner of Notice Thereof, (D) Scheduling an Auction and Sale Hearing, (E) Approving Procedures for the Assumption and Assignment of Contracts, and (F) Granting Related Relief; and (II) An Order (A) Approving the Asset Purchase Agreement Between the Debtors and the Successful Bidder, (B) Authorizing the Sale of Substantially All of the Debtors' Assets Free and Clear of Liens, Claims, Encumbrances, and Interests, (C) Authorizing the Assumption and Assignment of Contracts, and (D) Granting Related Relief [Docket No. 20; Filed: 5/23/2018]

Status: This matter will not go forward at this time but counsel for the Debtors wish to apprise the Court on this matter.

46. First Omnibus Motion for Entry of an Order (I) Authorizing the Debtors to Reject Certain Executory Contracts and Unexpired Leases *Nunc Pro Tunc* to the Petition Date, and (II) Granting Certain Related Relief [Docket No. 23; Filed: 5/23/2018]

Status: This matter will not go forward at this time but counsel for the Debtors wish to apprise the Court on this matter.

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Dated: May 23, 2018
Wilmington, Delaware

Respectfully submitted,

POLSINELLI PC

/s/ Christopher A. Ward

Christopher A. Ward (Del. Bar No. 3877)

Shanti M. Katona (Del. Bar No. 5352)

Stephen J. Astringer (Del. Bar No. 6375)

222 Delaware Avenue, Suite 1101

Wilmington, Delaware 19801

Telephone: (302) 252-0920

Facsimile: (302) 252-0921

-and-

Jeremy R. Johnson (*Pro Hac Vice* Pending)

600 3rd Avenue, 42nd Floor

New York, New York 10016

Telephone: (212) 684-0199

Facsimile: (212) 684-0197

*Proposed Counsel to the Debtors and
Debtors in Possession*