

IN THE UNITED STATES BANKRUPTCY COURT
FOR THE EASTERN DISTRICT OF TEXAS
SHERMAN DIVISION

IN RE:

GAINESVILLE HOSPITAL DISTRICT
D/B/A NORTH TEXAS MEDICAL
CENTER,¹

DEBTOR.

§
§
§
§
§
§

Case No. 17-40101

Chapter 9

EX PARTE

ADVERSARY NO. 17-04072

GAINESVILLE HOSPITAL DISTRICT
D/B/A NORTH TEXAS MEDICAL
CENTER

AFFIDAVIT OF SERVICE

I, Alexa T. Bowers, depose and say that I am employed by JND Corporate Restructuring (“JND”).

On August 24, 2017, at my direction and under my supervision, employees of JND caused the following document to be served via first-class mail on the service list attached hereto as **Exhibit A**, pursuant to USPS forwarding instructions:

- **Notice of Hearing** (attached hereto as Exhibit B)

Dated: August 31, 2017



 Alexa T. Bowers

State of Colorado)
) SS.
 County of Denver)

Subscribed and sworn before me (or affirmed before me) this 31st day of August, 2017 by Alexa T. Bowers.



 (Notary's official signature)

TIMOTHY BRIDGES
 NOTARY PUBLIC
 STATE OF COLORADO
 NOTARY ID 20174005121
 MY COMMISSION EXPIRES FEBRUARY 1, 2021

¹ The last four digits of the District’s federal tax identification number are: 1664. The location of the District’s principal place of business and the service address is: 1900 Hospital Blvd., Gainesville, TX 76240.

Exhibit A



Exhibit A

NAME	ADDRESS1	ADDRESS2	CITY	STATE	ZIP
CONCERTA EMCOMPASS HOME HEALTH	PO BOX 2024		MECHANICSBURG	PA	17055-0764
GOGO, MELIZZA A	1043 BRIGHAM DR		FORNEY	TX	75126
HOLDER, BRI A	1233 AMAZON DR		JUSTIN	TX	76247
JONES,CHRISTOPHE L. MD	PO BOX 428		WHITESBORO	TX	76273
KIM, JEE SUNG WINNIE	1610 E MCKINNEY ST	APT 1305	DENTON	TX	76209
LAPERRIERE,MAURICE MD	10935 COUNTY ROAD 159		TYLER	TX	75703
R & B TOWING	PO BOX 1121		ORANGE BEACH	AL	36561-2222

Exhibit B

IN THE UNITED STATES BANKRUPTCY COURT
FOR THE EASTERN DISTRICT OF TEXAS
SHERMAN DIVISION

IN RE:	§	
	§	
GAINESVILLE HOSPITAL DISTRICT	§	Case No. 17-40101
D/B/A NORTH TEXAS MEDICAL	§	
CENTER, ¹	§	
	§	Chapter 9
DEBTOR.	§	

EX PARTE

ADVERSARY NO. 17-04072

GAINESVILLE HOSPITAL DISTRICT
D/B/A NORTH TEXAS MEDICAL
CENTER

NOTICE OF HEARING

ATTENTION: THIS NOTICE IS DIRECTED TO ALL CREDITORS IN THE CAPTIONED CHAPTER 9 BANKRUPTCY PROCEEDING IN ORDER TO ADVISE THEM OF THE FILING AND PURPOSE OF THIS ADVERSARY PROCEEDING.

Please take notice that on July 28, 2017, Gainesville Hospital District d/b/a North Texas Medical Center (the “**District**”), filed an Original Complaint/Petition for Expedited Declaratory Judgment (the “**Original Petition**”) as styled above pursuant to Chapter 1205 of the Texas Government Code. This *in rem* and class action proceeding is brought by the District in connection with the restructuring and refunding of various expenses and liabilities and anticipated expenses and liabilities to be incurred by the District in an amount not to exceed \$34,750,000. The proceeding was instituted in the United States Bankruptcy Court for the Eastern District of Texas, Sherman Division, which the District concluded has jurisdiction and is a proper venue. The District seeks to obtain a declaratory judgment to conclusively establish: (a) the District’s authority to issue its limited tax general obligation refunding bonds (the “**Bonds**”), from time to time in one or more series as may be necessary, pursuant to Chapter 1207 of the Texas Government Code (“**Chapter 1207**”) to restructure and refinance each of the District’s general or special obligations established in the Original Petition (collectively, the “**Obligations**”) without an election in connection with the issuance thereof; (b) the District’s authority to levy ad valorem taxes in an amount not to exceed 75 cents on the \$100 valuation of all taxable property within the physical boundaries of the District, in order to provide indigent medical care to residents within the District and to pay the Bonds (of which not more than 65 cents on the \$100 valuation may be imposed to pay principal of and interest on the Bonds in any given year); (c) the District’s authority to incur the Obligations in order to operate and maintain the North Texas Medical Center (the “**Hospital**”) and provide indigent care prior to and during its bankruptcy proceeding; (d) the validity and legality of the District’s liabilities for the payment of the Obligations, associated with the continued operation and maintenance of the Hospital and the provision of indigent care by the District; (e) the classification of each such liability and each

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Case 17-04072 Doc 24 Filed 09/01/17 Entered 09/01/17 14:30:26 Desc Main Document Page 6 of 6
such related Obligation, in not-to-exceed amounts provided in the Original Petition, as “other general or special obligations” pursuant to Chapter 1207; and (f) the validity and legality of the proposed orders, elections, judgments, agreements, certificates and contracts described in the Original Petition, including the statutory authority of the District to adopt, execute or enter into such orders, elections, judgments, agreements, certificates and contracts, all of which relate to the issuance of the Bonds and the expenditure of Bond proceeds for the payment in full of the Obligations, for the continued operation and maintenance of the Hospital and the provision of indigent care by the District.

The Original Petition, which more fully describes the Obligations, the Bonds, and the related agreements, is on file with the court and is available for review² by all persons, including those who (1) reside in the territory of the District, (2) own property located within the boundaries of the District, (3) are taxpayers of the District; (4) have or claim a right, title, or interest in any property or money to be affected by a public security authorization or the issuance of the public securities by the District, including those who are creditors in the captioned bankruptcy proceeding (such persons constitute “**Interested Parties**”).

All Interested Parties and the Honorable Ken Paxton, in his official capacity as Attorney General of the State of Texas, are hereby notified of their right to appear at **10:00 a.m. on Monday, August 21, 2017** in the courtroom of the United States Bankruptcy Court for the Eastern District of Texas, Sherman Division, at **660 N. Central Expressway, Suite 300-B, Plano, Texas 75074**, for hearing and trial of the claims made in the Original Petition and to show cause why the Original Petition should not be granted by the Court’s signing of a Declaratory Judgment ordering the public securities or the public security authorizations be validated and confirmed.

Please take further notice that Interested Parties may become a named party to this bond validation action by filing an answer with the Court at or before the time set for trial, or by intervening, but only with leave of court, after the trial date. The Court has ordered this deadline notwithstanding other deadlines under the Federal Rules of Civil Procedure or the Federal Rule of Bankruptcy Procedure.

Notwithstanding anything in the Original Petition or any documents, orders or judgments that have been or may be filed or entered in this adversary proceeding, nothing therein shall constitute a determination of the allowance, validity, extent, priority or amount of the claims of general unsecured creditors or administrative expense claimants in the District’s Chapter 9 case or have any res judicata, collateral estoppel or any other preclusive effect on the claims allowance process in the District’s Chapter 9 case. Any and all rights, claims, objections and defenses of the District, Official Committee of Unsecured Creditors (the “**Committee**”), the District’s general unsecured creditors and administrative expense claimants with respect to the claims allowance process in the District’s Chapter 9 case are hereby expressly reserved and preserved. The Committee shall have standing to raise and may appear and be heard on any issue in this adversary proceeding.

For responses to frequently asked questions related to the matters described in this notice, please visit www.ntmconline.net.

² The Original Petition is available online for review via PACER (Public Access to Court Electronic Records at www.pacer.gov or on the District’s notice site for its bankruptcy proceeding at <http://www.jndla.com/cases/GainesvilleHD>.