

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

In re:

CAREPOINT HEALTH SYSTEMS INC. d/b/a
JUST HEALTH FOUNDATION, *et al.*¹

Debtor.

Chapter 11

Case No. 24-12534 (JKS)

(Joint Administration)

Hearing Date: 11/19/26 at 1:00 p.m. (ET)
Obj. Deadline: 10/26/26 at 4:00 p.m. (ET)

Re: D.I. 1711

**MOTION OF HEALTH PROFESSIONALS AND ALLIED EMPLOYEES AFT/AFL-CIO
(I) ENFORCING THIS COURT’S ADMINISTRATIVE ORDER COMPELLING THE
DEBTORS, HRH AND MANAGERS TO MAKE THE 2024 EMPLOYER 401K
CONTRIBUTIONS; (II) COMPELLING THE DEBTORS, HRH, THE MANAGERS OF
BAYONNE HOSPITAL AND CHRIST HOSPITAL TO IMMEDIATELY MAKE THE
ADMINISTRATIVE PAYMENT OF THE 2024 401K CONTRIBUTION PURSUANT TO
11 U.S.C. §§ 1142 AND 105 AND 28 U.S.C §§ 157 AND 1334; (III) HOLDING THE
DEBTORS, HRH AND HOSPITAL MANAGERS IN CONTEMPT OF THIS COURT’S
ORDER; AND (IV) GRANTING SUCH OTHER AND FURTHER RELIEF AS THIS
COURT DEEMS JUST AND NECESSARY**

Health Professionals and Allied Employees, AFT/AFL-CIO (hereinafter “HPAE” or the “Movant”), by and through their undersigned counsel, hereby file the within motion (“Motion”) for entry of an Order (1) enforcing this Court’s administrative order compelling the debtors, HRH and managers to make the 2024 employer 401k contributions; (2) compelling the debtors, HRH, the managers of Bayonne Hospital and Christ Hospital to immediately make the administrative

¹ The Debtors in these Chapter 11 Cases, along with the last four digits of each Debtor’s federal tax identification number are (i) Bayonne Intermediate Holdco, LLC (7716); (ii) Benego CarePoint, LLC (2199); (iii) Briar Hill CarePoint, LLC (iv) CarePoint Health Management Associates Intermediate Holdco, LLC (none); (v) CarePoint Health Management Associates, LLC d/b/a CarePoint Health (3478); (vi) CarePoint Health Systems, Inc. d/b/a Just Health Foundation (6996); (vii) CH Hudson Holdco, LLC (3376); (viii) Christ Intermediate Holdco, LLC (3376); (ix) Evergreen Community Assets (1726); (x) Garden State Healthcare Associates, LLC (4414); (xi) Hoboken Intermediate Holdco, LLC (2105); (xii) Hudson Hospital Holdco, LLC (3869); (xiii) Hudson Hospital Opco, LLC d/b/a CarePoint Health-Christ Hospital (0608); (xiv) HUMC Holdco, LLC (3488); (xv) HUMCO Opco, LLC d/b/a CarePoint Health-Hoboken University Medical Center (7328); (xvi) IJKG, LLC (7430); (xvii) Just Health MSO, LLC (1593); (xviii) New Jersey Medical and Health Associates d/b/a CarePoint Health Medical Group (0232); (xix) Quality Care Associates, LLC (4710); (xx) Sequoia BMC Holdco, LLC (9812); (xxi) IJKG Opco, LLC d/b/a CarePoint Health-Bayonne Medical Center (2063). The address for CarePoint Health Systems Inc. is 308 Willow Avenue, Hoboken, New Jersey 07030.

payment of the 2024 401k contribution pursuant to 11 U.S.C. §§ 1142 and 105 and 28 U.S.C. §§ 157 and 1334; (3) holding the debtors, HRH and hospital managers in contempt of this Court's order, and (4) granting such other and further relief as this Court deems just and necessary. In support of the Motion, HPAE respectfully states as follows:

JURISDICTION AND VENUE

1. The Court has jurisdiction over this matter pursuant to 28 U.S.C. §§ 1334 and 157, the Amended Standing Order of Reference from the United States District Court for the District of Delaware, dated as of February 29, 2012 (the "Standing Order") and pursuant to Paragraph 60 of the Confirmation Order [D.I. 1168] ("the Court shall retain jurisdiction and judicial power over all matters arising out of, or related to, these Chapter 11 Cases and the Plan to the fullest extent permitted by law including jurisdiction over the matters set forth in Article XV of the Plan."). The Court may enter a Final Order consistent with Article III of the United States Constitution. HPAE hereby consents to the entry of a Final Order by the Court in connection with this matter to the extent that it is later determined that the Court, absent consent of the parties, cannot enter Final Orders or Judgments consistent with Article III of the United States Constitution. Venue is proper in this Court pursuant to 28 U.S.C. §§ 1408 and 1409.

2. The statutory and legal predicates for the relief sought herein are Sections 1142 and 105 of the Bankruptcy Code and paragraph 78 of the Confirmation Order and this Court's Administrative Order dated February 5, 2026 [D.I. 1711]. The Motion is a core proceeding as it relates to the Confirmation Order and the Administrative Order of this Court dated February 5, 2026.

BACKGROUND

3. On November 3, 2024 (the "Petition Date"), Debtor CarePoint Health Systems, Inc. d/b/a Just Health Foundation (hereinafter "CarePoint") and all of its affiliated debtors and debtors

in possession—with the exception of IJKG Opco, LLC (hereinafter “IJKG OPCO”)—each filed a voluntary petition in the United States Bankruptcy Court for the District of Delaware (the “Court”) seeking relief under the provisions of Chapter 11 of the United States Bankruptcy Code.

4. As to IJKG OPCO, on November 3, 2024, 29 E 29 Street Holdings, LLC, Bayonne Medical Center Opco, LLC and Peter Wong, MD filed an involuntary petition against IJKG OPCO. Thereafter, on November 6, 2024, the Court entered an Order for relief with respect to IJKG OPCO [D.I. 9] (collectively, CarePoint, IJKG OPCO and all above-captioned affiliated debtors are referred herein as “Debtors”).

5. The Debtors and HPAE are parties to Collective Bargaining Agreements (“CBA’s”) for Christ Hospital and Bayonne Hospital.

6. The Debtors filed a Seventh Amended Combined Disclosure Statement and Chapter 11 Plan of Reorganization as modified as of April 15, 2025 (Docket 1154) (“the Plan”).

7. The Court held hearings on Confirmation of the Plan on March 12, 2025 through March 14, 2025, and on April 10, 2025 (“Confirmation Hearing”).

8. HPAE filed an objection to Confirmation [D.I. 868] as did other Unions which objections were resolved and said resolution was placed on the record (hereinafter “Union Settlement”) at the Confirmation Hearing. The Union Settlement was incorporated into the Confirmation Order.

9. On April 17, 2025, the Bankruptcy Court entered the *Findings of Fact, Conclusions of Law, and Order Confirming the Seventh Amended Combined Disclosure Statement and Joint Chapter 11 Plan of Reorganization as modified as of April 15, 2025* [D.I. 1168] (the “Confirmation Order”).

10. The Union Settlement is memorialized in Paragraph 78 of the Confirmation Order and Exhibit B to the Confirmation Order which contains the Union Term Sheet. (Exhibit B will be referenced herein as “Union Term Sheet”).

11. On May 22, 2025 (the “Effective Date”) the Plan went into effect [D.I. 1285].

12. Post-Confirmation, the Debtors still own and operates Christ Hospital and Hoboken University Medical Center, but Hudson Health System MSO, LLC (“HHS”) and/or HRH and Hudson regional Hospital manages the two hospitals on behalf of CarePoint. Post-confirmation Bayonne Hospital is owned and managed by HRH. Collectively, the Debtors, CarePoint, HRH, Hudson Regional Hospital and HHS will be referred herein as “Hospital Operators”.

13. The Third-Party Administrator (“TPA”) of the 401(k) Plan for the Hospital Operators is Corebridge Financial.

14. On October 27, 2025, HPAE filed a motion to enforce the Confirmation Order and compelling the Hospital Operators as employers to make the payment for the 2023 and 2024 401k contributions [D.I. 1573] (hereinafter “401k Administrative Claim Motion”).

15. On January 20, 2026, the Court held a hearing on the 401k Administrative Claim Motion and thereafter entered an order approving a stipulation by and among the Debtors, HRH, Hudson Regional Hospitals and the respective Unions—who were parties to the Union Term Sheet—with respect to the 2023 and 2024 Employer 401k contributions [D.I. 1711] (hereinafter “401k Administrative Order”), a copy of which is annexed hereto as **Exhibit A**.

16. The Hospital Operators complied with this Court’s 401k Administrative Order as to the 2023 401k Employer contributions. However, the Hospital Operators have not complied with the 401k Administrative Order **in any respect** as to the 2024 Employer 401k contributions.

The Hospital Operators did not escrow the monies, nor have they made the Payment to the TPA for the 2024 Employer contributions as required by the 401k Administrative Order.

17. Given the Hospital Operators clearly have not complied with the 401k Administrative Order as to 2024 Employer 401k contributions, HPAE now comes before the Court seeking to enforce this Court's 401k Administrative Order.

RELIEF REQUESTED

18. By way of the Motion, HPAE seeks entry of the Proposed Order, attached hereto as **Exhibit B**, (1) enforcing this Court's 401k Administrative Order; (2) compelling the Hospital Operators to immediately comply with the 401k Administrative Order and immediately make the 2024 Employer 401(k) Contribution payments as required by the 401k Administrative Order; (3) holding the Hospital Operators in contempt of this Court's 401k Administrative Order for failure to make the required 2024 Employer 401(k) Contribution payments; and (4) granting such other relief as this Court deems just and necessary.

BASIS FOR RELIEF

19. Under Bankruptcy Code Sections 1142 and 105, this Court has jurisdiction to enforce its 401k Administrative Order and compel the Hospital Operators to comply with the Order and to make the payment. *See also In re Shenango Group, Inc.*, 501 F.3d 338 (3d Cir. 2007); *In re Sportsman's Warehouse, Inc.*, 457 B.R. 372 (Bank D. Del 2011); *In re General Media Inc.*, 335 B.R. 66 (Bankr. S.D.N.Y 2005). Pursuant to Paragraph 4 of the 401k Administrative Order (D.I. 1711), "[t]his Court shall retain jurisdiction to resolve, hear and determine all disputes or matters arising from or related to the implementation or interpretation of this Stipulation and Order." It is clear per the 401k Administrative Order this Court has jurisdiction.

20. A bankruptcy court has subject-matter jurisdiction post-confirmation if the asserted claims bear a close nexus to the confirmed Plan, such as a matter impacting the interpretation, implementation, consummation, execution, or administration of the confirmed Plan. *In re Green Field Energy Servs., Inc.*, 554 B.R. 315, 319-20 (Bankr. D. Del. 2016) (citing *Binder v. Price Waterhouse & Co., LLP (In re Resorts Int'l, Inc.)*, 372 F.3d 154, 167 (3d Cir. 2004)). This “close nexus” analysis applies regardless of whether the action is based on facts occurring before or after confirmation. *Id.* Clearly, this Court has jurisdiction to enforce its 401k Administrative Order.

21. The Hospital Operators have failed to comply with the 401k Administrative Order in all respects as to the 2024 Employer 401k contributions. The 2024 401k Escrow payments were not made. The 2024 Employer 401k contribution has not been paid to the TPA.

22. Prior to filing of this Motion, HPAE attempted by and through counsel to have the Hospital Operators comply with 401k Administrative Order and immediately make the overdue 2024 Employer contribution to the TPA, the efforts of which were unsuccessful.

23. This Court should compel the Hospital Operators to immediately comply and make the 2024 Employer Contribution to the TPA. Pursuant to the Union Settlement, HRH guaranteed the obligations and should pay and perform as Guarantor. Further, this Court should enforce its 401k Administrative Order and hold the Hospital Operators in Contempt of this Court’s Order. As a result of the hospital operators being in contempt of this Courts Order, counsel fees should be awarded to the Movant for the need to file the within Motion and additional appropriate sanctions for failure to comply with this Court’s Order.

24. Based on the foregoing, HPAE is entitled to the relief requested and this Court should enter the proposed form of order submitted herewith.

CONCLUSION

WHEREFORE, for the reasons described herein, HPAE respectfully requests the entry of the Proposed Order (1) Enforcing this Court's 401K Administrative Order, (2) compelling the Hospital Operators to immediately make payment of the 2024 Employer 401k contribution to the TPA, (3) holding the Hospital Operators in Contempt of this Court's Order, and (4) granting such other and further relief as this Court deems just and Equitable.

Dated: October 12, 2026

THE ROSNER LAW GROUP LLC

/s/ Frederick B. Rosner

Frederick B. Rosner, Esq., (DE 3995)

824 N. Market Street, Suite 810

Wilmington, DE 19801

Telephone: 302.777.1111

rosner@teamrosner.com

-and-

**LAW OFFICES OF MITCHELL J. MALZBERG,
LLC**

Mitchell Malzberg, Esquire

P. O. Box 5122

6 E. Main Street, Suite 7

Clinton, NJ 08809

Telephone: 908.323.2958

Facsimile: 908.933.0808

mmalzberg@mjmalzberglaw.com

*Co-Counsel to Health Professionals and Allied
Employees, AFT/AFL-CIO*

Exhibit A

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

In re:

CarePoint Health Systems Inc. d/b/a Just Health Foundation, et al.,²

Debtors.

X Chapter 11
· Case No. 24-12534 (JKS)
· (Jointly Administered)

ORDER APPROVING STIPULATION BY AND AMONG HEALTH PROFESSIONALS AND ALLIED EMPLOYEES, AFT/AFL-CIO, DISTRICT 1199J NUHHCE, AFSCME/AFL-CIO, JNESO, DISTRICT COUNCIL 1 IUOE AFL-CIO AND THE REORGANIZED DEBTORS RESOLVING MOTIONS, AND JOINDER THERETO, TO COMPEL THE DEBTORS, HUDSON SYSTEM MSO, LLC AND HUDSON REGIONAL HOSPITALS, LLC TO COMPLY WITH THE PLAN CONFIRMATION ORDER AND COMPELLING DEBTORS, HRH AND HHS TO MAKE PAYMENT OF THE 2023 EMPLOYER 401(k) CONTRIBUTIONS AS PER THE UNION TERM SHEET

Upon consideration of the *Stipulation by and among Health Professionals and Allied Employees, AFT/AFL-CIO, District 1199J NUHHCE, AFSCME/AFL-CIO, JNESO, District Council 1 IUOE AFL-CIO, Hudson System MSO, LLC and Hudson Regional Hospitals, LLC and the Reorganized Debtors Resolving Motions, and Joinder Thereto, to Compel the Debtors, Hudson System MSO, LLC and Hudson Regional Hospitals, LLC to Comply with the Plan Confirmation Order and Compelling Debtors, HRH and HHS to Make Payment of the 2023 Employer 401(k)*

2 The Debtors in these Chapter 11 Cases, along with the last four digits of each Debtor's federal tax identification number are: (i) Bayonne Intermediate Holdco, LLC (7716); (ii) Benego CarePoint, LLC (2199); (iii) Briar Hill CarePoint, LLC (iv) CarePoint Health Management Associates Intermediate Holdco, LLC (none); (v) CarePoint Health Management Associates, LLC d/b/a CarePoint Health (3478); (vi) CarePoint Health Systems, Inc. d/b/a Just Health Foundation (6996); (vii) CH Hudson Holdco, LLC (3376); (viii) Christ Intermediate Holdco, LLC (3376); (ix) Evergreen Community Assets (1726); (x) Garden State Healthcare Associates, LLC (4414); (xi) Hoboken Intermediate Holdco, LLC (2105); (xii) Hudson Hospital Holdco, LLC (3869); (xiii) Hudson Hospital Opco, LLC d/b/a CarePoint Health-Christ Hospital (0608); (xiv) HUMC Holdco, LLC (3488); (xv) HUMCO Opco, LLC d/b/a CarePoint Health-Hoboken University Medical Center (7328); (xvi) IJKG, LLC (7430); (xvii) Just Health MSO, LLC (1593); (xviii) New Jersey Medical and Health Associates d/b/a CarePoint Health Medical Group (0232); (xix) Quality Care Associates, LLC (4710); (xx) Sequoia BMC Holdco, LLC (9812); (xxi) IJKG Opco LLC d/b/a CarePoint Health-Bayonne Medical Center (2063). The address for CarePoint Health Systems Inc. is 308 Willow Avenue, Hoboken, NJ 07030.

Contributions as Per the Union Term Sheet, a copy of which is attached hereto as **Exhibit 1** (the “Stipulation”), by and among the above-captioned debtors (collectively, the “Debtors”) and District 1199J NUHHCE, AFSCME/AFL-CIO (“1199J,” and together with the Debtors, the “Parties”), and the Court having determined that the Stipulation is in the best interests of the Debtors, their estates, their creditors, and all parties in interest; and the Court having found that (i) the Court has jurisdiction over this matter pursuant to 28 U.S.C. §§ 157 and 1334 and the *Amended Standing Order of Reference* from the United States District Court for the District of Delaware dated February 29, 2012, (ii) venue is proper in this district pursuant to 28 U.S.C. §§ 1408 and 1409, (iii) this is a core proceeding pursuant to 28 U.S.C. § 157(b), and (iv) notice of the Stipulation was adequate and appropriate under the particular circumstances; and the Court having reviewed the Stipulation; and after due deliberation, and good and sufficient cause appearing therefor,

IT IS HEREBY ORDERED THAT:

1. The Stipulation is hereby APPROVED in its entirety as if set forth fully in this Order.
2. The Parties are authorized to take all actions necessary to effectuate the relief granted in this Order and to consummate the Stipulation.
3. The terms and provisions of the Stipulation shall take effect and be enforceable immediately upon entry of this Order.
4. This Court shall retain jurisdiction to resolve, hear and determine all disputes or matters arising from or related to the implementation or interpretation of this Stipulation and Order.

Dated: February 5th, 2026
Wilmington, Delaware


J. KATE STICKLES
UNITED STATES BANKRUPTCY JUDGE

EXHIBIT 1
[Stipulation]

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

In re:

CAREPOINT HEALTH SYSTEMS INC.
d/b/a JUST HEALTH FOUNDATION, *et al.*³

Debtor.

Chapter 11

Case No. 24-12534 (JKS)

(Joint Administration)

Re: D.I. 1710

**STIPULATION BY AND AMONG HEALTH PROFESSIONALS AND ALLIED
EMPLOYEES, AFT/AFL-CIO, DISTRICT 1199J NUHHCE, AFSCME/AFL-CIO,
JNESO, DISTRICT COUNCIL 1 IUOE AFL-CIO AND THE REORGANIZED DEBTORS
RESOLVING MOTIONS, AND JOINDER THERETO, TO COMPEL THE DEBTORS,
HUDSON SYSTEM MSO, LLC AND HUDSON REGIONAL HOSPITALS, LLC TO
COMPLY WITH THE PLAN CONFIRMATION ORDER AND COMPELLING
DEBTORS, HRH AND HHS TO MAKE PAYMENT OF THE 2023 EMPLOYER 401(k)
CONTRIBUTIONS AS PER THE UNION TERM SHEET**

This stipulation (this “Stipulation”) is made and entered into by and among (i) CarePoint Health Systems Inc. d/b/a Just Health Foundation and its affiliated reorganized debtors (collectively, the “Debtors”); (ii) HRH as guarantors and as owners of Bayonne Medical Center; (iii) HRH and HHS as guarantors and managers of the other debtor hospitals; (iv) Health Professionals and Allied Employees, AFT/AFL-CIO (“HPAE”); (v) District 1199J NUHHCE, AFSCME/AFL-CIO (“1199J”); and (vi) JNESO, District Council, 1 IUOE AFL/CIO (“JNESO” and, together with HPAE and 1199J, the “Unions” and, together with HPAE, 1199J, HRH, HHS and the Debtors, the “Parties”), by and through their respective undersigned counsel. The Parties hereby stipulate and agree as follows:

RECITALS

WHEREAS, the Debtors and the Unions are parties to certain prepetition collective bargaining agreements regarding the Debtors’ employment of union employees (collectively, the “Contracts”);

WHEREAS, the Contracts were assumed by the Debtors pursuant to the Union Term Sheet, memorialized in Paragraph 78 of the Order Confirming the Seventh Amended Combined Disclosure Statement and Joint Chapter 11 Plan of Reorganization, as Modified (the “Confirmation Order”) [D.I. 1168];

WHEREAS, HRH guaranteed the Debtors’ obligations under the Union Terms Sheet;

WHEREAS, on October 25, 2025, HPAE filed its Motion to Compel the Debtors, Hudson System MSO, LLC and Hudson Regional Hospitals, LLC to Comply with the Plan Confirmation Order and Compelling Debtors, HRH and HHS to Make Payment of the 2023 Employer 401(k) Contributions as per the Union Term Sheet (the “HPAE Motion to Compel”) [D.I. 1573];

WHEREAS, on December 1, 2025, 1199J filed a Motion to Compel substantially the same as the HPAE Motion to Compel [D.I. 1616] (the “1199J Motion to Compel,” and, together with the HPAE Motion to Compel, the “Motions to Compel”);

WHEREAS, the Motions to Compel further requested that the Bankruptcy Court order the Debtors, HRH and HHS to make payment of the 2024 Employer 401(k) Contributions that had become due to be paid in November 2025, subsequent to the date of the Union Term Sheet;

WHEREAS, on November 17, 2025, the Debtors filed opposition to the HPAE Motion to Compel [D.I. 1601];

WHEREAS, on December 15, 2025, the Debtors filed opposition to the 1199J Motion to Compel [D.I.1646];

WHEREAS, on December 15, 2025, JNESO filed a joinder to the Motions to Compel [D.I. 1647];

WHEREAS, the Parties wish to resolve the Unions’ Motions to Compel and Debtors’ objections thereto on the terms set forth herein.

STIPULATION

NOW, THEREFORE, IT IS HEREBY STIPULATED AND AGREED THAT:

1. On or before January 31, 2026, the Debtors escrowed with Mandelbaum Barrett, P.C. the monthly payment amounts the Debtors estimated are due through January 2026 under the Union Term Sheet for the 2023 Employer 401(k) contributions and shall provide proof thereof to counsel for the Unions. The Debtors' calculation of the estimated total 2023 employer contribution has been provided to the Unions in the form of spreadsheets, which the Unions are reviewing.

2. The Debtors shall furnish to the Unions the backup and clarification as to the spreadsheet calculation, including the key to the data fields and all necessary source documents used to arrive at the spreadsheet calculations on or before February 10, 2026 so the Unions can review the calculations for accuracy. The Unions reserve their rights to contest the accuracy for not only each member but the total calculation of the estimated 2023 401k Employer Contributions. . Consistent with ERISA, the Unions review will not constitute approval, and any errors identified now or in the future must be corrected.

3. The Debtors shall place into escrow on or before February 20, 2026 with Mandelbaum Barrett, P.C. the final payment required through the Union Term Sheet for the 2023 Employer 401(k) contributions, and Mandelbaum Barrett, P.C. shall promptly cause same to be remitted to the Debtors Third Party Administrator, Corebridge Financial (hereinafter "TPA"), the 2023 Employer 401(k) contribution and shall provide proof of transmittal of that payment to counsel for each of the Unions. The transmittal letter shall also request the TPA to perform the calculation for the lost earnings as required by ERISA.

4. The Debtors, through their 401(k) TPA shall perform the annual calculations and reconciliation of the 2023 Employer 401(k) contributions including the associated lost earnings

calculation, no later than February 27 2026. The TPA shall provide the Debtors and the Unions with written notice of the completion of these calculations, together with all back-up data supporting the calculation, within three (3) business days of completion. The Debtors shall, within (10) ten days of receiving the lost earnings calculation from the TPA, make payment of the full 2023 Employer 401(k) matching contributions and lost earnings for the 2023 Employer 401(k) Matching Contribution. Proof of Payment shall be furnished to the Unions within 5 days

5. On or before March 1, 2026 the Debtors shall furnish to each Union the Debtors' estimated calculations that are due for the employer 2024 401(k) contributions. The Debtors shall simultaneously furnish to each of the Unions the backup and clarification as to the spreadsheet calculation, including the key to the data fields and all necessary source documents used to arrive at the spreadsheet calculations, so the Unions can review same for accuracy. The Unions reserve their rights to contest the accuracy for not only each member but the total calculation of the estimated 2024 401k Employer Contributions. Consistent with ERISA, the Unions review will not constitute approval, and any errors identified now or in the future must be corrected.

6. Beginning in March 20, 2026 and continuing on the 20th day of each month through August 2026, the Debtors shall escrow, in equal monthly amounts and provide proof thereof of each monthly escrow to counsel for each of the Unions, the estimated 2024 Employer 401(k) monthly contributions with Mandelbaum Barrett, P.C. (with which it escrowed the amounts for the 2023 Employer 401(k) contributions).

7. Upon Receipt by Mandelbaum Barrett, P.C. of the final estimated payment required for the 2024 Employer 401k contribution on August 20, 2026, Mandelbaum Barrett, P.C. shall, on or before August 31, 2026, cause to be remitted to the Debtors' TPA, the 2024 Employer 401(k) contribution and provide proof of transmittal of the payment to counsel for each of the Unions.

The transmittal letter shall also request the TPA to perform the calculation for the lost earnings as required by ERISA for 2024.

8. The Debtors, through their 401(k) TPA, shall perform the annual calculations and reconciliation of the 2024 Employer 401(k) contributions including the associated lost earnings calculation, no later than August 14 2026. The TPA shall provide the Debtors and the Unions with written notice of the completion of these calculations, together with all back-up data supporting the calculations, within (3) business days of completion. The Debtors shall, within fourteen (14) days of receiving the lost earning calculation from the TPA, make payment of the full 2024 Employer 401(k) matching contributions and lost earning calculation required for the 2024 Employer 401(k) Matching Contribution. Proof of payment shall be furnished to the Unions within five (5) days of payment.

9. The Unions retain all rights to assert administrative expense claims related to the Union Contracts to the extent that the Debtors fail to comply with the terms of this Stipulation, including but not limited to the accuracy of the calculation of the 2023 and 2024 401(k) employer contributions.

10. The Debtors reserve all rights to oppose administrative expense claims related to the Union Contracts.

11. Notwithstanding the foregoing, nothing in this Stipulation waives, releases, or affects in any way any claims asserted in these Chapter 11 cases by the Unions, or any objection thereto filed by the Debtors.

12. The terms of this Stipulation shall be binding on the Parties and their respective successors and assigns.

13. Each individual signing this Stipulation on behalf of any Party acknowledges and, with respect to their own signature below, warrants and represents that they are authorized to execute this Stipulation in the representative capacity indicated below and on behalf of the Party there indicated.

14. The Parties each acknowledge that they have had the opportunity to seek advice of their own counsel in negotiating, drafting, and executing this Stipulation. Each Party expressly disclaims any reliance on any statements or representations not expressly made in this Stipulation in deciding whether to enter this Stipulation and warrants that such Party will not assert that it was fraudulently induced into entering this Stipulation by any Party or non-party.

15. This Stipulation constitutes the entire agreement between the Parties with respect to the subject matter hereof and may not be modified other than by a writing executed by the Parties or by Order of the Bankruptcy Court.

16. This Stipulation is subject to Bankruptcy Court approval and shall be effective upon the Bankruptcy Court's entry of an order approving the Stipulation.

17. The Bankruptcy Court shall retain jurisdiction to hear and determine all matters arising from or related to the construction, performance, enforcement or implementation of the terms of this Stipulation, including sanctions requested by any party to the extent another party fails to comply with the terms of this Stipulation.

18. This Stipulation may be executed in counterparts, each of which shall be deemed an original but all of which together shall constitute one and the same instrument. An electronic signature, or a signature transmitted by facsimile or electronic means, shall be deemed an original signature for purposes of this Stipulation.

[SIGNATURES BEGIN ON THE FOLLOWING PAGE]

AGREED:

Dated: FEBRUARY 5, 2026

By: /s/ Frederick B. Rosner
Frederick B. Rosner, Esq. (DE #3995)
824 N. Market Street, Suite 810
Wilmington, DE 19801
(302) 777-1111 – Phone
rosner@teamrosner.com
-and-
By: /s/ Mitchell Malzberg
Mitchell Malzberg, Esq.
(*admitted pro hac vice*)
Law Offices of Mitchell J. Malzberg, Esq.
P.O. Box 5122
6 E. Main Street, Suite 7
Clinton, New Jersey 08809
(908) 323-2958 – Phone
(908) 933-0808 – Facsimile
mmalzberg@mjmalzberglaw.com
*Counsel to Health Professionals and
Allied Employees, AFT/AFL-CIO &
District 1199J NUHHCE, AFSCME/AFL-
CIO*

By: /s/ Ericka F. Johnson
Bayard, P.A.
Ericka F. Johnson (DE Bar No. 5024)
Ashly L. Riches (DE Bar No. 7256)
600 North King Street, Suite 400
Wilmington, DE 19801
Telephone: (302) 655-5000
[Email: ejohnson@bayardlaw.com](mailto:ejohnson@bayardlaw.com)
ariches@bayardlaw.com

By: /s/ Thaddeus J. Weaver
DILWORTH PAXSON LLP
Thaddeus J. Weaver, Esq. (DE #7290)
800 King Street – Suite 202
Wilmington, DE 19801
Email: tweaver@dilworthlaw.com

-and-

DILWORTH PAXSON LLP
Lawrence C. McMichael, Esq.
Anne M. Aaronson, Esq.
Jack Small, Esq.
1650 Market St., Suite 1200
Philadelphia, PA 19103
Email: lmcmichael@dilworthlaw.com;
aaaronson@dilworthlaw.com;
jsmall@dilworthlaw.com

Counsel to the Debtors

By: /s/ Scott D. Cousins
Scott D. Cousins (DE Bar No. 3079)
LEWIS BRISBOIS BISGAARD &
SMITH LLP
500 Delaware Ave., Ste. 700
Wilmington, DE 19801
Phone: (302) 985-6000
Email:

scott.cousins@lewisbrisbois.com

-and-

MANDELBAUM BARRETT PC
Vincent J. Roldan (Admitted Pro Hac
Vice)
3 Becker Farm Road, Suite 105
Roseland, NJ 07068
Phone: (973) 974-9815
Email: vroldan@mblawfirm.com

*Counsel to Hudson Regional Hospitals
and HHS*

-and-

RIKER DANZIG LLP

Joseph L. Schwartz

(admitted *pro hac vice*)

7 Giralda Farms, Suite 250

Madison, New Jersey 07940-1051

Telephone: (973) 538-0800

[Email: jschwartz@riker.com](mailto:jschwartz@riker.com)

Counsel to JNESO, District Council 1

IUOE AFL CIO

Exhibit B

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

In re:

CAREPOINT HEALTH SYSTEMS INC. d/b/a
JUST HEALTH FOUNDATION, *et al.*¹

Debtor.

Chapter 11

Case No. 24-12534 (JKS)

(Joint Administration)

Re: D.I. 1711 & __

**ORDER GRANTING MOTION OF HEALTH PROFESSIONALS AND ALLIED
EMPLOYEES, AFT/AFL-CIO (I) ENFORCING THIS COURT’S ADMINISTRATIVE
ORDER COMPELLING THE DEBTORS, HRH AND MANAGERS TO MAKE THE
2024 EMPLOYER 401K CONTRIBUTIONS; (II) COMPELLING THE DEBTORS, HRH,
THE MANAGERS OF BAYONNE HOSPITAL AND CHRIST HOSPITAL TO
IMMEDIATELY MAKE THE ADMINISTRATIVE PAYMENT OF THE 2024 401K
CONTRIBUTION PURSUANT TO 11 U.S.C. §§ 1142 AND 105 AND 28 U.S.C. §§ 157
AND 1334 (III) HOLDING THE DEBTORS, HRH AND HOSPITAL MANAGERS IN
CONTEMPT OF THIS COURT’S ORDER; AND (IV) GRANTING SUCH OTHER AND
FURTHER RELIEF AS THIS COURT DEEMS JUST AND NECESSARY**

Upon consideration of the motion [D.I. __] (the “Motion”) of Health Professionals and Allied Employees, AFT/AFL-CIO (“HPAE” or “Movant”) pursuant to 11 U.S.C. §§ 1142 and 105 and 28 U.S.C. §§ 157 and 1334, and this Court having found that due and proper notice of the Motion has been given and no other or further notice of the Motion is required; and this Court having found that it has jurisdiction to consider the Motion in accordance with 28 U.S.C. §§ 1334 and 157, the Amended Standing Order of Reference from the United States District Court for the

¹ The Debtors in these Chapter 11 Cases, along with the last four digits of each Debtor’s federal tax identification number are (i) Bayonne Intermediate Holdco, LLC (7716); (ii) Benego CarePoint, LLC (2199); (iii) Briar Hill CarePoint, LLC (iv) CarePoint Health Management Associates Intermediate Holdco, LLC (none); (v) CarePoint Health Management Associates, LLC d/b/a CarePoint Health (3478); (vi) CarePoint Health Systems, Inc. d/b/a Just Health Foundation (6996); (vii) CH Hudson Holdco, LLC (3376); (viii) Christ Intermediate Holdco, LLC (3376); (ix) Evergreen Community Assets (1726); (x) Garden State Healthcare Associates, LLC (4414); (xi) Hoboken Intermediate Holdco, LLC (2105); (xii) Hudson Hospital Holdco, LLC (3869); (xiii) Hudson Hospital Opco, LLC d/b/a CarePoint Health-Christ Hospital (0608); (xiv) HUMC Holdco, LLC (3488); (xv) HUMCO Opco, LLC d/b/a CarePoint Health-Hoboken University Medical Center (7328); (xvi) IJKG, LLC (7430); (xvii) Just Health MSO, LLC (1593); (xviii) New Jersey Medical and Health Associates d/b/a CarePoint Health Medical Group (0232); (xix) Quality Care Associates, LLC (4710); (xx) Sequoia BMC Holdco, LLC (9812); (xxi) IJKG Opco, LLC d/b/a CarePoint Health-Bayonne Medical Center (2063). The address for CarePoint Health Systems Inc. is 308 Willow Avenue, Hoboken, New Jersey 07030.

District of Delaware, dated as of February 29, 2012, and this Court's *Findings of Fact, Conclusions of Law, and Order Confirming the Seventh Amended Combined Disclosure Statement and Joint Chapter 11 Plan of Reorganization as modified as of April 15, 2025* [D.I. 1168]; and the Court having found that this Court's consideration of the Motion and the relief requested therein is a core proceeding under 28 U.S.C. § 157(b) and that venue of this proceeding and the motion is proper pursuant to 28 U.S.C. §§ 1408 and 1409; and this Court having determined that it may enter a final Order consistent with Article III of the Constitution; and after due deliberation and sufficient cause appearing therefore;

IT IS HEREBY ORDERED THAT:

1. The motion is GRANTED as set forth herein.
2. The Court hereby compels the Hospital Operators² to comply with the 401k Administrative Order [D.I. 1711].
3. The Hospital Operators shall, within three (3) days of entry of this Order, make full and immediate payment of all 2024 Employer 401(k) Contributions to HPAE in accordance with 401k Administrative Order.
4. The Hospital Operators are hereby held in contempt of this Court's 401k Administrative Order entered on February 5, 2026.
5. HPAE shall, within ten (10) days from the entry of this Order, by way of certification of counsel, submit a bill for all such costs and expenses, including attorneys' fees, court costs, and noticing costs, incurred by HPAE in connection with this matter, including, without limitation, with respect to preparing, prosecuting, or filing this Motion, as well as all

² Undefined capitalized terms shall have the meaning ascribed to them in the Motion

related noticing and court costs and serve a copy of such certification of counsel on the Hospital Operators, along with wiring instructions.

6. In the event that the Hospital Operators fail to comply with the terms of this Order, then the Hospital Operators shall be subject to further appropriate sanctions as determined by this Court at a later hearing to be determined. Counsel for HPAE shall notify Chambers if the payments are not made and a hearing for further contempt and sanctions will be scheduled.

7. The terms and conditions of this Order shall be immediately effective and enforceable upon its entry.

8. HPAE is authorized to take all actions necessary to effectuate the relief granted in this Order in accordance with the Motion.

6. This Court shall retain jurisdiction to hear and determine all matters arising from or related to the implementation of this Order.

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

In re:

CAREPOINT HEALTH SYSTEMS INC. d/b/a
JUST HEALTH FOUNDATION, *et al.*¹

Debtor.

Chapter 11

Case No. 24-12534 (JKS)

(Joint Administration)

Hearing Date: 11/19/26 at 1:00 p.m. (ET)

Obj. Deadline: 10/26/26 at 4:00 p.m. (ET)

Re: D.I. 1711

**NOTICE OF MOTION OF HEALTH PROFESSIONALS AND ALLIED EMPLOYEES
AFT/AFL-CIO (I) ENFORCING THIS COURT’S ADMINISTRATIVE ORDER
COMPELLING THE DEBTORS, HRH AND MANAGERS TO MAKE THE 2024
EMPLOYER 401K CONTRIBUTIONS; (II) COMPELLING THE DEBTORS, HRH,
THE MANAGERS OF BAYONNE HOSPITAL AND CHRIST HOSPITAL TO
IMMEDIATELY MAKE THE ADMINISTRATIVE PAYMENT OF THE 2024 401K
CONTRIBUTION PURSUANT TO 11 U.S.C. §§ 1142 AND 105 AND 28 U.S.C §§ 157
AND 1334 (III) HOLDING THE DEBTORS, HRH AND HOSPITAL MANAGERS IN
CONTEMPT OF THIS COURT’S ORDER; AND (IV) GRANTING SUCH OTHER AND
FURTHER RELIEF AS THIS COURT DEEMS JUST AND NECESSARY**

TO: (I) COUNSEL TO THE DEBTORS; (II) COUNSEL TO THE OFFICIAL COMMITTEE
OF UNSECURED CREDITORS; (III) COUNSEL TO HRH, AND (IV) THE OFFICE OF
THE UNITED STATES TRUSTEE FOR THE DISTRICT OF DELAWARE

PLEASE TAKE NOTICE that on October 12, 2026, Health Professionals and Allied
Employees AFT/AFL-CIO (“HPAE”) filed the *Motion (I) Enforcing This Court’s Administrative
Order Compelling the Debtors, HRH and Managers to Make the 2024 Employer 401k
Contributions; (II) Compelling the Debtors, HRH, the Managers of Bayonne Hospital and Christ
Hospital to Immediately Make the Administrative Payment of the 2024 401k Contribution
Pursuant to 11 U.S.C. §§ 1142 and 105, and 28 U.S.C §§ 157 and 1334 (III) Holding the Debtors,*

¹ The Debtors in these Chapter 11 Cases, along with the last four digits of each Debtor’s federal tax identification number are (i) Bayonne Intermediate Holdco, LLC (7716); (ii) Benego CarePoint, LLC (2199); (iii) Briar Hill CarePoint, LLC (iv) CarePoint Health Management Associates Intermediate Holdco, LLC (none); (v) CarePoint Health Management Associates, LLC d/b/a CarePoint Health (3478); (vi) CarePoint Health Systems, Inc. d/b/a Just Health Foundation (6996); (vii) CH Hudson Holdco, LLC (3376); (viii) Christ Intermediate Holdco, LLC (3376); (ix) Evergreen Community Assets (1726); (x) Garden State Healthcare Associates, LLC (4414); (xi) Hoboken Intermediate Holdco, LLC (2105); (xii) Hudson Hospital Holdco, LLC (3869); (xiii) Hudson Hospital Opco, LLC d/b/a CarePoint Health-Christ Hospital (0608); (xiv) HUMC Holdco, LLC (3488); (xv) HUMCO Opco, LLC d/b/a CarePoint Health-Hoboken University Medical Center (7328); (xvi) IJKG, LLC (7430); (xvii) Just Health MSO, LLC (1593); (xviii) New Jersey Medical and Health Associates d/b/a CarePoint Health Medical Group (0232); (xix) Quality Care Associates, LLC (4710); (xx) Sequoia BMC Holdco, LLC (9812); (xxi) IJKG Opco, LLC d/b/a CarePoint Health-Bayonne Medical Center (2063). The address for CarePoint Health Systems Inc. is 308 Willow Avenue, Hoboken, New Jersey 07030.

HRH and Hospital Managers in Contempt of This Court's Order and (IV) Granting Such Other and Further Relief as This Court Deems Just and Necessary (the "Motion") with the United States Bankruptcy Court for the District of Delaware (the "Court") in the above-captioned Chapter 11 cases. A copy of the Motion is enclosed herein.

PLEASE TAKE FURTHER NOTICE that any objections to the Motion must be filed on or before **October 26, 2026, at 4:00 p.m. (ET) (the "Objection Deadline")** with the United States Bankruptcy Court for the District of Delaware, 824 North Market Street, 3rd Floor, Wilmington, Delaware 19801. At the same time, you must serve a copy of the objection upon the undersigned counsel to HPAE on or before the Objection Deadline.

PLEASE TAKE FURTHER NOTICE THAT A HEARING TO CONSIDER THE MOTION WILL BE HELD ON NOVEMBER 19, 2026, AT 1:00 P.M. (ET) BEFORE THE HONORABLE J. KATE STICKLES AT THE UNITED STATES BANKRUPTCY COURT FOR THE DISTRICT OF DELAWARE, 824 NORTH MARKET STREET, 5TH FLOOR, COURTROOM 6, WILMINGTON, DELAWARE 19801.

PLEASE TAKE FURTHER NOTICE THAT, IF YOU FAIL TO RESPOND IN ACCORDANCE WITH THIS NOTICE, THEN THE COURT MAY GRANT THE RELIEF REQUESTED IN THE MOTION WITHOUT FURTHER NOTICE OR A HEARING.

Dated: October 12, 2026

THE ROSNER LAW GROUP LLC

/s/ Frederick B. Rosner

Frederick B. Rosner, Esq., (DE #3995)
824 N. Market Street, Suite 810
Wilmington, DE 19801
Telephone: 302.777.1111
rosner@teamrosner.com

-and-

**LAW OFFICES OF MITCHELL J. MALZBERG,
LLC**

Mitchell Malzberg, Esquire
P. O. Box 5122
6 E. Main Street, Suite 7
Clinton, NJ 08809
Telephone: 908.323.2958
Facsimile: 908.933.0808
mmalzberg@mjmalzberglaw.com

*Co-Counsel to Health Professionals and Allied
Employees, AFT/AFL-CIO*