

IN THE CIRCUIT COURT OF THE THIRTEENTH JUDICIAL CIRCUIT
IN AND FOR HILLSBOROUGH COUNTY, FLORIDA
CIVIL DIVISION

In re:

Laser Spine Institute, LLC ¹	Case No. 2019-CA-2762
CLM Aviation, LLC	Case No. 2019-CA-2764
LSI HoldCo, LLC	Case No. 2019-CA-2765
LSI Management Company, LLC	Case No. 2019-CA-2766
Laser Spine Surgery Center of Arizona, LLC	Case No. 2019-CA-2767
Laser Spine Surgery Center of Cincinnati, LLC	Case No. 2019-CA-2768
Laser Spine Surgery Center of Cleveland, LLC	Case No. 2019-CA-2769
Laser Spine Surgical Center, LLC	Case No. 2019-CA-2770
Laser Spine Surgery Center of Pennsylvania, LLC	Case No. 2019-CA-2771
Laser Spine Surgery Center of St. Louis, LLC	Case No. 2019-CA-2772
Laser Spine Surgery Center of Warwick, LLC	Case No. 2019-CA-2773
Medical Care Management Services, LLC	Case No. 2019-CA-2774
Spine DME Solutions, LLC	Case No. 2019-CA-2775
Total Spine Care, LLC	Case No. 2019-CA-2776
Laser Spine Institute Consulting, LLC	Case No. 2019-CA-2777
Laser Spine Surgery Center of Oklahoma, LLC	Case No. 2019-CA-2780

Assignors,

Consolidated Case No:
2019-CA-2762

To:

Soneet Kapila,

Division L

Assignee.

**ORDER GRANTING MOTION TO
ESTABLISH PROCEDURES AUTHORIZING THE ASSIGNEE'S SALE
OF *DE MINIMIS* ASSETS WITHOUT FURTHER NOTICE OR COURT APPROVAL**

¹ On April 8, 2019, the Court entered an order administratively consolidating this case with the assignment cases of the following entities: LSI Management Company, LLC; Laser Spine Institute Consulting, LLC; CLM Aviation, LLC; Medical Care Management Services, LLC; LSI HoldCo, LLC; Laser Spine Surgical Center, LLC; Laser Spine Surgery Center of Arizona, LLC; Laser Spine Surgery Center of Cincinnati, LLC; Laser Spine Surgery Center of St. Louis, LLC; Laser Spine Surgery Center of Pennsylvania, LLC; Laser Spine Surgery Center of Oklahoma, LLC; Laser Spine Surgery Center of Warwick, LLC; Laser Spine Surgery Center of Cleveland, LLC; Total Spine Care, LLC; and Spine DME Solutions, LLC.

THIS CASE came on for hearing on May 23, 2019, at 1:30 p.m. (the “**Hearing**”) upon the *Motion to Approve Sale Procedures for De Minimis Assets* (the “**Motion**”)² made by the Assignee, Soneet Kapila, to establish procedures authorizing the Assignee’s sale of *de minimis* assets without the need for further notice or Court approval. The Court, having considered the statements of counsel, and the lack of opposition by any party in attendance at the Hearing, and being fully advised of the record, finds that the Motion is well taken and should be granted. Accordingly, it is

ORDERED:

1. The Motion is granted.
2. The Assignee is authorized to sell certain assets of the Assignors (each, a “**De Minimis Asset**”) where the sale price of the asset or reasonable group of assets is less than \$25,000.00. These procedures shall only apply to arms’ length transactions to an unrelated third party, and based on the Assignee’s good faith estimate of the value of a De Minimis Asset.
3. Not later than seven (7) days prior to the proposed sale, the Assignee shall give notice of a proposed sale to (a) Texas Capital Bank, National Association, in its capacity as Administrative Agent to the lender group, c/o Ryan Manns, Esquire, by email, or to any other secured creditor asserting a lien on the applicable De Minimis Asset(s), and (b) the limited set of notice parties prescribed in the Court’s *Order Granting Assignee’s Motion to Limit Notice* (the “**Limited Notice Parties List**”).
4. If the Assignee does not receive a written objection by the date provided on the notice, the Assignee shall be authorized to sell the applicable De Minimis Asset in accordance with this Order, with such sale to be free and clear of any liens, claims and encumbrances, and any

² Unless otherwise defined herein, capitalized terms have the same meanings ascribed to them in the Motion.

asserted liens attaching to the proceeds of the sale to the same extent, validity, and priority as such liens existed prior to the sale. The net proceeds of the respective sales (after payment or reserve of agreed costs of sale) shall be remitted to lienholders as their interests may appear.³

5. Counsel for the Assignee shall serve this Order upon the Limited Notice Parties List.

DONE AND ORDERED in Hillsborough County, Florida this ____ day of May, 2019.

Electronically Conformed 5/28/2019

~~Steven Scott Stephens~~

Steven Scott Stephens
Circuit Court Judge

Copy to:
Counsel for Assignee

³ The Assignee continues to investigate the validity and the priority of claims and liens and nothing herein shall be deemed a waiver of the Assignee's rights to contest the validity and priority of claims and liens.