

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.

**AMENDED² THIRD INTERIM APPLICATION OF FISHERBROYLES, LLP
FOR ALLOWANCE OF COMPENSATION AND REIMBURSEMENT OF
EXPENSES AS HEALTHCARE ATTORNEY FOR ASSIGNEE FOR THE
PERIOD OF JULY 1, 2019 THROUGH FEBRUARY 29, 2020³**

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.

² Amended to correct title.

³ FisherBroyles did not provide any services during the months of January and February 2020.

FisherBroyles, LLP (“**FisherBroyles**”), pursuant to the *Order Granting Assignee’s Motion for Order Establishing Procedures for Monthly and Interim Compensation and Reimbursement of Expenses for Professionals*, dated May 28, 2019 (the “**Interim Compensation Order**”), respectfully applies for allowance of compensation for services rendered as healthcare attorney to the Assignee in the amount of **\$920.00** for the period of November 1, 2019 through February 29, 2020 (the “**Allowance Period**”). In support of its request, FisherBroyles states the following:

Background

1. On March 14, 2019, Laser Spine Institute, LLC (“**LSI**”) executed and delivered an assignment for the benefit of creditors to the Assignee. The Assignee filed a Petition with the Court on March 14, 2019, commencing an assignment for the benefit of creditors proceeding pursuant to Chapter 727 of the Florida Statutes (the “**LSI Assignment Case**”).

2. Simultaneous with the filing of the LSI Assignment Case, the Assignee filed fifteen other Petitions commencing assignment for the benefit of creditors proceedings for 15 affiliates of LSI (the “**Affiliated Assignment Cases**,” and together with the LSI Assignment Case, the “**Assignment Cases**”): 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.

3. On May 28, 2019, the Court entered the *Order Granting Assignee’s Motion for Order Establishing Procedures for Monthly and Interim Compensation and Reimbursement of Expenses for Professionals* (the “**Interim Compensation Order**”).

4. Pursuant to the Interim Compensation Order, FisherBroyles submitted its monthly statements for the Allowance Period. No payments were made.

5. The Interim Compensation Order further authorized the professionals to file interim fee applications every 120 days, with the first interim fee application being filed on or after June 30, 2019, representing fees and costs incurred from March 14, 2019 through June 30, 2019.

Description of Services and Benefits

6. FisherBroyles was authorized by this Court to represent the Assignee as healthcare counsel in the Assignment Cases.

7. During the Allowance Period, FisherBroyles expended a total of 2.3 hours in rendering necessary and beneficial legal services to the Assignee and is owed fees in the amount of \$920.00.

8. Copies of FisherBroyles' invoices for the services rendered are attached hereto as

Composite Exhibit A.

9. FisherBroyles has provided valuable assistance on a variety of issues related to the Health Insurance Portability and Accountability Act of 1996 and compliance with healthcare laws and regulations in general.

WHEREFORE, FisherBroyles respectfully requests that the Court allow compensation to FisherBroyles in the amount of **\$920.00** for professional services rendered during the Allowance Period and authorizing payment in the amount of **\$920.00**.

/s/ Edward J. Peterson

Edward J. Peterson (FBN 0014612)
Stichter, Riedel, Blain & Postler, P.A.
110 E. Madison Street, Suite 200
Tampa, Florida 33602
Telephone: (813) 229-0144
[Email: epeterson@srbp.com](mailto:epeterson@srbp.com);
Counsel for Assignee

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that a true and correct copy of the foregoing Application has been furnished on this 16th day of March, 2020, by the Court's electronic system to all parties receiving electronic service, and by either U.S. mail or electronic mail to the parties listed on the Limited Notice Parties list attached.

/s/ Edward J. Peterson _____

Edward J. Peterson

Laser Spine Institute, LLC
CLM Aviation, LLC
LSI HoldCo, LLC
LSI Management Company, LLC
Laser Spine Surgery Center of Arizona, LLC
Laser Spine Surgery Center of Cincinnati, LLC
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Case No. 2019-CA-2776
Case No. 2019-CA-2777
Case No. 2019-CA-2780

Assignors,

Consolidated Case No.
2019-CA-2762

to

Soneet Kapila,

Division L

Assignee.

COMPOSITE EXHIBIT A

**SECOND INTERIM APPLICATION OF FISHERBROYLES, LLP
FOR ALLOWANCE OF COMPENSATION AND REIMBURSEMENT OF
EXPENSES AS HEALTHCARE ATTORNEY FOR ASSIGNEE FOR THE
PERIOD OF JULY 1, 2019 THROUGH FEBRUARY 29, 2020¹**

¹ FisherBroyles did not provide any services during the months of January and February 2020.

FISHERBROYLES®

A LIMITED LIABILITY PARTNERSHIP

www.fisherbroyles.com

Soneet R. Kapila

1000 South Federal Highway, Ste. 200

Ft. Lauderdale, FL 33315

December 11, 2019

Client: 012074

Matter: 000001

Invoice #: 283594

RE: Special Healthcare Counsel

For Professional Services Rendered Through November 30, 2019

Total Services	\$280.00
Total Current Charges	\$280.00
Previous Balance	\$6,738.05
TOTAL AMOUNT DUE	\$7,018.05

Remittance Options

Payment by Check

CHECKS ONLY PLEASE - NO CORRESPONDENCE
Please make checks payable to FisherBroyles, LLP
and remit to an address below:

Standard Mail: P.O. Box 935079
Atlanta, GA 31193-5079

FedEx/UPS: 3585 Atlanta Avenue
Lockbox #935079
Hapeville, GA 30354

Payment by Wire Transfer or ACH

Please confirm remittance details via email to
accounting@fisherbroyles.com

Account Name: FisherBroyles LLP
Bank Name: Wells Fargo Bank, N.A.
Bank Address: 4454 Roswell Road NE
Atlanta, GA 30342

Account #: [REDACTED]
ABA Routing: [REDACTED] - Wire Transfers
[REDACTED] - ACH/Direct Deposit

SWIFT Code: [REDACTED]

Tax ID No. 56-2332885

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December 11, 2019

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Page: 1

RE: Special Healthcare Counsel

For Professional Services Rendered Through November 30, 2019

SERVICES

Date	Person	Description of Services	Hours	Rate	Amount
11/11/2019	RVB	Review issues regarding transfer of the records.	0.30	400.00	\$120.00
11/14/2019	RVB	Call with A. Justevich regarding process for transfer of records; confer with K. McCoy regarding same.	0.40	400.00	\$160.00
Total Professional Services			0.70		\$280.00

Total Services	\$280.00
Total Current Charges	\$280.00
Previous Balance	\$6,738.05
TOTAL AMOUNT DUE	\$7,018.05

TIMEKEEPER SUMMARY

Person	Hours	Rate	Amount
RVB Radha Bachman	0.70	\$400.00	\$280.00

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1000 South Federal Highway, Ste. 200

Ft. Lauderdale, FL 33315

January 08, 2020

Client: 012074

Matter: 000001

Invoice #: 287927

RE: Special Healthcare Counsel

For Professional Services Rendered Through December 31, 2019

Total Services	\$640.00
Total Current Charges	\$640.00
Previous Balance	\$7,018.05
TOTAL AMOUNT DUE	\$7,658.05

Remittance Options

Payment by Check

CHECKS ONLY PLEASE - NO CORRESPONDENCE
Please make checks payable to FisherBroyles, LLP
and remit to an address below:

Standard Mail: P.O. Box 935079
Atlanta, GA 31193-5079

FedEx/UPS: 3585 Atlanta Avenue
Lockbox #935079
Hapeville, GA 30354

Payment by Wire Transfer or ACH

Please confirm remittance details via email to
accounting@fisherbroyles.com

Account Name: FisherBroyles LLP
Bank Name: Wells Fargo Bank, N.A.
Bank Address: 4454 Roswell Road NE
Atlanta, GA 30342

Account #: [REDACTED]
ABA Routing: [REDACTED] Wire Transfers
[REDACTED] - ACH/Direct Deposit
SWIFT Code: [REDACTED]

Tax ID No. 56-2332885

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Ft. Lauderdale, FL 33315

January 08, 2020

Client: 012074

Matter: 000001

Invoice #: 287927

Page: 1

RE: Special Healthcare Counsel

For Professional Services Rendered Through December 31, 2019

SERVICES

Date	Person	Description of Services	Hours	Rate	Amount
12/05/2019	RVB	Analyze issues regarding NLEX Broker Agreement; legal research regarding HIPAA implications when selling medical receivables to non-covered entity buyers; prepare response email to M. Hale.	0.70	400.00	\$280.00
12/10/2019	RVB	Review notice to court regarding medical records; review comments to BAA from broker.	0.90	400.00	\$360.00
Total Professional Services			1.60		\$640.00

Total Services \$640.00

Total Current Charges \$640.00

Previous Balance \$7,018.05

TOTAL AMOUNT DUE \$7,658.05

TIMEKEEPER SUMMARY

Person	Hours	Rate	Amount
RVB Radha Bachman	1.60	\$400.00	\$640.00