

UNITED STATES BANKRUPTCY COURT  
FOR THE DISTRICT OF MARYLAND  
(Greenbelt Division)

In re:	)	
	)	
CLARKSBURG MEDICAL CENTER, INC.,	)	Case No. 18-22579 (TJC)
	)	Chapter 11
Debtor.	)	
_____	)	

**MOTION FOR INTERIM AND FINAL ORDERS  
APPROVING THE DEBTOR'S USE OF CASH COLLATERAL,  
PROVIDING ADEQUATE PROTECTION THEREFOR  
AND SCHEDULING A FINAL HEARING**

The Clarksburg Medical Center, Inc., debtor and debtor-in-possession (the "Debtor") by and through its undersigned counsel, Cohen, Baldinger & Greenfeld, LLC, files this motion, pursuant to Rule 4001(d) of the Federal Rules of Bankruptcy Procedure, for the entry of Interim and Final Orders Approving the Use of Cash Collateral and Providing Adequate Protection Therefor, and Scheduling a Final Hearing thereon (the "Motion"), and in support of the Motion states:

1. The Debtor commenced this case by filing a Voluntary Petition for Relief pursuant to Chapter 11 of the United States Bankruptcy Code on September 24, 2018 (the "Petition Date").
2. At all times since the Petition Date, the Debtor has remained in possession of its assets and the control and management of its affairs as Debtor-in-Possession pursuant to sections 1107(a) and 1108 of the Bankruptcy Code.
3. No trustee or examiner has been appointed, and no official committee of creditors has been established.
4. This Court has jurisdiction over this matter pursuant to 28 U.S.C. § 1134 and 157(b), and this matter is a core proceeding pursuant to 28 U.S.C. § 157(b).

5. The Debtor is a corporation organized in the State of Maryland. The Debtor has operated prior to the Petition Date (and continues to operate) a medical practice providing primary care and family medical care, including health and wellness treatment and other routine medical treatments from its office at 22616 Gateway Center Drive, Clarksburg, MD 20871 (the “Medical Center”).

6. Biz2Credit (“B2C”) is a private equity lender with its principal offices located at 462 Seventh Avenue, 20th Floor, New York, NY 10018. B2C asserts that it holds a secured claim against the Debtor in the approximate amount of \$50,000, secured by a UCC-1 Financing Statement recorded with the Maryland Department of Assessments and Taxation prior to the Petition Date, by which it holds a security interest in the Debtor’s assets, including income derived and/or generated from the Medical Center, and that such amounts constitute “Cash Collateral” as defined by 11 U.S.C. §363(a) (the “Cash Collateral”).

7. The Debtor’s use of the Cash Collateral is necessary in the ordinary course of its business in order to allow the Debtor pay payroll and other expenses associated with operation of the business. Use of the Cash Collateral is vital to the Debtor’s continued operation of the business and to the prospects for reorganization in Chapter 11.

8. The Debtor is able to provide adequate protection in the form of a continuing lien on post-petition Cash Collateral as well as adequate protection payments for an interim period to allow the Debtor to commence to reorganize its operations in Chapter 11. The Debtor attaches as Exhibit “A” hereto its proposed cash collateral budget, showing its estimated income and expenses for the three month period from October through December, 2018. Under the circumstances of this Chapter 11 case, the Debtor submits that it should be permitted to use its cash collateral, and that granting of the relief requested in this Motion is warranted.

9. The Debtor respectfully submits that it is in the best interest of creditors, the Debtor and the bankruptcy estate that the Debtor be provided with the interim authority to use the Cash Collateral.

10. Pursuant to Fed. R. Bankruptcy P. 4001(b)(2), the Debtor submits that use of Cash Collateral for payment of the expenses set forth on the attached Cash Collateral Budget is necessary to avoid immediate and irreparable harm to the estate, and requests the Court schedule an interim hearing and enter the relief sought in this Motion through an interim hearing on the Motion, setting a final or subsequent hearing after entry of such Interim Order.

11. The Debtor has discussed the present Motion with B2C, and the parties are finalizing a proposed interim consent order permitting use of cash collateral, substantially in the form submitted herewith as the proposed Interim Order. The Debtor expects to finalize and submit to the Court by Wednesday, October 3, 2018, a proposed consent order executed by the Debtor and B2C, permitting the use of cash collateral.

WHEREFORE, it is respectfully requested that this Honorable Court enter Interim and Final Orders authorizing the Debtor's use of cash collateral and granting such other further relief as the nature of this case may require.

Respectfully submitted,

COHEN BALDINGER & GREENFELD, LLC

By: /s/ Augustus T. Curtis  
Augustus T. Curtis (Bar No. 202579)  
2600 Tower Oaks Blvd., Suite 103 Suite  
Rockville, MD 20852  
(301) 881-8300  
Counsel for Debtor-in-Possession

**CERTIFICATE OF SERVICE**

I HEREBY CERTIFY that a copy of the foregoing Motion, along with the proposed Order, was served via first class mail, postage prepaid, this 2<sup>nd</sup> day of October, 2018, to the following:

Office of The United States Trustee  
6305 Ivy Lane  
Suite 600  
Greenbelt, MD 20770

Jordon Parker, Esq. (also served via email to jordon.parker@biz2credit.com)  
Corporate Counsel  
Biz2Credit, Inc.  
462 Seventh Avenue, 20th Floor  
New York, NY 10018

and to the parties on the attached Court's mailing matrix.

/s/Augustus T. Curtis  
Augustus T. Curtis

Label Matrix for local noticing  
0416-0  
Case 18-22579  
District of Maryland  
Greenbelt  
Mon Oct 1 19:09:08 EDT 2018

Clarksburg Medical Center, Inc.  
22616 Gateway Center Drive  
Clarksburg, MD 20871-2013

Adventist Healthcare  
820 West Diamond Avenue  
Gaithersburg, MD 20878-1419

Altus Medical Equipment  
1390 West Cardinal Drive  
Beaumont, TX 77705-5805

Biz2Credit  
462 7th Avenue, 20th Fl  
New York, NY 10018-7423

(p)U S SECURITIES AND EXCHANGE COMMISSION  
ATLANTA REG OFFICE AND REORG  
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ATLANTA GA 30326-1382

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Compliance Division, Room 409  
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Baltimore, MD 21201-2305

Comtech Systems, Inc  
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Gaithersburg, MD 20879-5409

(p)INTERNAL REVENUE SERVICE  
CENTRALIZED INSOLVENCY OPERATIONS  
PO BOX 7346  
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PNC Bank, NA  
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