

UNITED STATES BANKRUPTCY COURT DISTRICT OF NEW JERSEY	
Caption in Compliance with D.N.J. LBR 9004-2(c) SILLS CUMMIS & GROSS, P.C. Jack M. Zackin (JZ-2540) Charles N. Panzer (CP-6271) One Riverfront Plaza Newark, NJ 07102 (973) 643-7000 <i>Attorneys for Debtor and Debtor-in-Possession</i>	
In re: PASCACK VALLEY HOSPITAL ASSOCIATION, INC. Debtor.	Case No. 07-23686 (RG) Hon. Rosemary Gambardella Chapter 11

Recommended Local Form: <input checked="" type="checkbox"/> Followed <input type="checkbox"/> Modified
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APPLICATION FOR RETENTION OF PROFESSIONAL

1. The applicant, Pascack Valley Hospital Association, Inc., is the (check all that apply):
- Trustee Chap. 7 Chap. 11 Chap. 13
 Debtor Chap. 11 Chap. 13
 Official Committee of _____

2. The applicant seeks to retain the following professional, Beattie Padovano, LLC,
 to serve as (check all that apply):
- Attorney for: Trustee Debtor in Possession
 Official Committee of _____

- Accountant for: Trustee Debtor in Possession
 Official Committee of _____
 Other Professional:
 Realtor Appraiser Special Counsel
 Auctioneer Other (specify): _____

3. The employment of the professional is necessary because the Debtor requires the assistance of real estate and land use counsel in connection with various real estate and land use issues, including, without limitation, those arising from and/or related to the anticipated closure of the hospital and disposition of real estate assets.

4. The professional has been selected because Beattie Padovano, LLC (“Beattie Padovano”), a firm with a well-established real estate and land use department with significant experience dealing with real estate and land use issues in the Debtor’s locale. The Debtor believes that Beattie Padovano is well qualified to represent it as special counsel in connection with the complex real estate and land use issues expected to arise in this chapter 11 case.

5. The services that the Debtor may request include, but are not limited to, providing the Debtor with legal advice with regard to issues concerning disposition of real property, including all manner of zoning and other land use issues.

6. The proposed arrangement for compensation is on an hourly basis. A full description of the proposed compensation arrangements is set forth in the Certification of John J. Lamb filed in support of this Application.

7. To the best of the applicant’s knowledge, the professional’s connection with the debtor, creditors, any other party in interest, their respective attorneys and accountants, the

United States trustee, or any person employed in the office of the United States trustee, is as follows:

- None
- Describe connection: As set forth in the Certification of John J. Lamb filed in support of this Application.

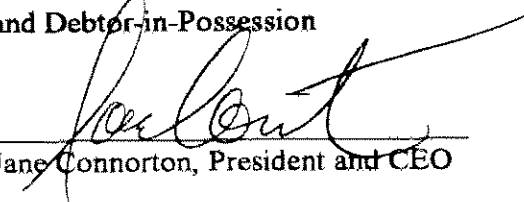
8. To the best of the applicant's knowledge, the professional (check all that apply):

- does not hold an adverse interest to the estate.
- does not represent an adverse interest to the estate.
- is disinterested under 11 U.S.C. § 101(14).
- does not represent or hold any interest adverse to the debtor or the estate with respect to the matter for which he/she will be retained under 11 U.S.C. § 327(e).
- Other; explain: _____

8. If the professional is an auctioneer, appraiser or realtor, the location and description of the property is as follows: _____


WHEREFORE, the applicant respectfully requests authorization to employ the professional to render services in accordance with this application, with compensation to be paid as an administrative expense in such amounts as the Court may hereafter determine and allow.

PASCACK VALLEY HOSPITAL ASSOCIATION, INC.
Debtor and Debtor-in-Possession

By: 
Jane Connorton, President and CEO

- and -

SILLS CUMMIS & GROSS, P.C.
Attorneys for Pascack Valley Hospital Association, Inc.
Debtor and Debtor-in-Possession

By: 
Jack M. Zackin
Charles N. Panzer

Date: October 31, 2007

UNITED STATES BANKRUPTCY COURT DISTRICT OF NEW JERSEY	
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In re: PASCACK VALLEY HOSPITAL ASSOCIATION, INC., Debtor.	Case No.: <u>07-23686 (RG)</u> Judge: <u>Hon. Rosemary Gambardella</u> Chapter: <u>11</u>

Recommended Local Form: <input checked="" type="checkbox"/> Followed <input type="checkbox"/> Modified
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**CERTIFICATION OF PROFESSIONAL IN SUPPORT OF
APPLICATION FOR RETENTION OF PROFESSIONAL**

I, John J. Lamb, being of full age, certify as follows:

1. I submit this Certification in support of the Debtor's application for authority to retain Beattie Padovano, LLC ("Beattie Padovano") as special counsel to the Debtor for real estate and land use issues.

2. My professional credentials include the following: I have been practicing law for 29 years, and I specialize in real estate and land use law. In that role, I have, *inter alia*, served as a member of the Program Committee for the Real Property, Probate and Trust Section of the New Jersey Bar Association and am counsel of record in the cases *Plainfield v. Goodwill Home & Missions Inc.*, 4 N.J. Tax 537 (1982); *Holbert v. Great Gorge Village S. Condominium Council*, 281 N.J. Super. 222 (Ch. Div. 1994); *Stonehill Prop. Owners Ass'n v. Township of*

Vernon, 312 N.J. Super. 68 (App. Div. 1998); *Funeral Home Management, Inc. v. Basralian*, 319 N.J. Super. 200 (App. Div. 1999). I have extensive experience in real estate and land use issues.

3. I am a member of Beattie Padovano which is located at 50 Chestnut Ridge Road, Montvale, New Jersey 07645-0244. Beattie Padovano has 30 attorneys, 16 in its real estate and land use practice which represents clients in all matters concerning the acquisition, development, financing, leasing and disposition of real property, including all manner of zoning and other land use issues.

4. The proposed arrangement for compensation, including hourly rates, if applicable, is as follows: Beattie Padovano requests compensation on an hourly basis for service rendered in this case. Beattie Padovano's customary hourly rates are as follows: Partners: \$315.00 - \$375.00; Counsel: \$315.00 to \$375.00; Of Counsel: \$175.00 - \$305.00; Associates: \$175.00 - \$305.00; Paralegals and other non-attorneys: \$90.00 per hour. For this case, fees will be capped at \$355.00 per hour.

5. To the best of my knowledge, after reasonable and diligent investigation, my connection with the Debtor, creditors, any other party in interest, their respective attorneys and accountants, the United States trustee, or any person employed in the office of the United States trustee, is as follows:

None

Describe connection: I have no direct connection with the Debtor; however, members of my immediate family have been treated in the past at the Debtor's hospital.

6. To the best of my knowledge, after reasonable and diligent investigation, the connection of my firm, its members, shareholders, partners, associates, officers and/or

employees with the debtor(s), creditors, any other party in interest, their respective attorneys and accountants, the United States trustee, or any person employed in the office of the United States trustee, is as follows:

None

Describe connection: One of Beattie Padovano's partners, James R. Beattie, Esq., is on the Board of Governors of the Hackensack University Medical Center ("HUMC"). HUMC has previously had negotiations with the Debtor during the past year regarding HUMC's possible acquisition of certain assets of the Debtor, but Beattie Padovano did not represent HUMC in such negotiations. However, Beattie Padovano has represented HUMC in matters not related to the Debtor. Beattie Padovano will not represent HUMC in any negotiations or matters concerning the Debtor, and Mr. Beattie will not have any conversations with other Beattie Padovano attorneys concerning the Debtor. Further, Mr. Beattie will abstain from voting on any and all HUMC actions relating to the Debtor if any such actions arise.

In addition, three Beattie Padovano attorneys -- Mr. Beattie, Martin W. Kafafian, Esq. and Joseph A. Rizzi, Esq. -- are on the Board of Trustees of the Hackensack University Medical Center Foundation, Inc. ("HUMCFI"), which is a separate entity from HUMC, and Beattie Padovano is special outside counsel for HUMCFI.

7. To the best of my knowledge, my firm, its members, shareholders, partners, associates, officers and/or employees and I (check all that apply):

do not hold an adverse interest to the estate.

do not represent an adverse interest to the estate.

are disinterested under 11 U.S.C. § 101(14).

do not represent or hold any interest adverse to the debtor or the estate with respect to the matter for which I will be retained under 11 U.S.C. § 327(e).

Other; explain: _____

8. If the professional is an auctioneer,

a. A surety bond in accordance with D.N.J. LBR 2014-1(B)(2) is attached.

Yes No

b. My qualifications and previous experience as an auctioneer include:

c. Have you or any member of your firm ever been convicted of any criminal offense, other than motor vehicle violations?

Yes No

If yes, explain: _____

9. If the professional is an auctioneer, appraiser or realtor, the location and description of the property is as follows: _____

I certify that the foregoing statements made by me are true. I am aware that if any of the foregoing statements made by me are willfully false, I am subject to punishment.

NoJ.
Date: October 1, 2007



JOHN J. LAMB

UNITED STATES BANKRUPTCY COURT
DISTRICT OF NEW JERSEY

Caption in Compliance with D.N.J. LBR 9004-2(c)

SILLS CUMMIS & GROSS, P.C.
Jack M. Zackin (JZ-2540)
Charles N. Panzer (CP-6271)
One Riverfront Plaza
Newark, New Jersey 07102
Counsel to Debtor and Debtor-in-Possession

In Re:
PASCACK VALLEY HOSPITAL ASSOCIATION,
INC.,
Debtor.

Case No.: 07-23686 (RG)
Judge: Rosemary Gambardella
Chapter: 11

Recommended Local Form: Followed Modified

**ORDER AUTHORIZING
RETENTION OF BEATTIE PADOVANO, LLC**

The relief set forth on the following pages, numbered two (2) and three (3) is hereby
ORDERED.

In re: Pascack Valley Hospital Association, Inc.

Case No.: 07-23686 (RG)

Applicant: Pascack Valley Hospital Association, Inc.

(check all that apply) Trustee: Chap. 7 Chap. 11 Chap. 13.
 Debtor: Chap. 11 Chap. 13
 Official Committee of _____

Name of Professional: Beattie Padovano, LLC

Address of Professional: 50 Chestnut Ridge Road

P.O. Box 244

Montvale, NJ 07645-0244

Attorney for (check all that apply):
 Trustee Debtor-in-Possession
 Official Committee of _____

Accountant for:
 Trustee Debtor-in-Possession
 Official Committee of _____

Other Professional:
 Realtor Appraiser Special Counsel Auctioneer
 Other (specify): _____

Upon the applicant's request for authorization to retain the professional named above,

It is hereby ORDERED as follows:

1. The applicant is authorized to retain the above party in the professional capacity noted.

2. Compensation shall be paid in such amounts as may be allowed by the Court upon proper application(s) therefor.
3. The effective date of the retention is the date the application was filed with the Court.