

COUNTY OF DELAWARE,	:	COURT OF COMMON PLEAS
	:	DELAWARE COUNTY
Plaintiff,	:	
	:	No. CV-2022-003445
vs.	:	
	:	Hon. Kelly D. Eckel, J.
PROSPECT CROZER, LLC, et al.,	:	
	:	
Defendants.	:	

**STIPULATION TO CONTINUE HEARING
ON PETITION FOR PRELIMINARY INJUNCTION**

IT IS HEREBY STIPULATED AND AGREED by and between Plaintiff, County of Delaware, and Defendants, Prospect Crozer, LLC, d/b/a Crozer Health; Prospect DCMG, LLC, d/b/a Crozer Health and Delaware County Memorial Hospital; Prospect CCMC, LLC, d/b/a Crozer-Chester Medical Center and Crozer-Chester Medical Center Community Campus; and Prospect Medical Holdings, Inc. (collectively, “Defendants,” and together with Plaintiff, the “Parties”), by and through their undersigned counsel, as follows:

WHEREAS, on May 18, 2022, Plaintiff filed a verified Complaint against Defendants seeking relief under Pa. R. Civ. P. 1531, and a Petition for Preliminary Injunction on Expedited Basis (“Petition”), arising out of an announcement by Defendants that they would cease providing certain behavioral health services at various Crozer-Chester facilities in June 2022 (as set forth more fully in the Petition, the “Closures”);

WHEREAS, the Petition seeks to enforce Delaware County Code § 6-95.H, which prevents the Closures from occurring until 120 days after Defendants submit a plan to transition services to other providers;

WHEREAS, on May 19, 2022, the Court issued an order (“Order”) setting a hearing on the Petition on Friday, May 27, 2022, beginning at 9:00 a.m. in the Delaware County Courthouse, Media, Pennsylvania;

WHEREAS, the Order requires that, to the extent Defendants intend to file a response to the Petition prior to the hearing, they shall do so no later than Tuesday, May 24, 2022;

WHEREAS, Counsel for Plaintiff promptly provided the Order to the Defendants;

WHEREAS, the Parties are currently engaged in discussions regarding a potential amicable resolution to the Petition and to the claims asserted by Plaintiff in this action;

NOW THEREFORE, to allow the Parties additional time to resolve this dispute, the Parties agree that:

1. To facilitate these discussions and ensure uninterrupted service to patients during the pendency of these discussions, and not as an admission of any of the allegations in Plaintiff's Complaint or Petition, including but not limited to the validity or enforceability of Delaware County Code § 6-95.H, Defendants agree to continue through at least August 31, 2022 those behavioral health services previously scheduled to be closed in June 2022 as listed on Exhibit A attached hereto, and to engage in discussions with Plaintiff regarding the resumption of the services formerly provided by the First Steps Program at Crozer Chester Medical Center.

2. The hearing on the Petition currently scheduled for May 27, 2022 shall be continued to _____ (a date certain no earlier than August 15, 2022), beginning at 9:00 a.m., in Courtroom TBA of the Delaware County Courthouse, Media, Pennsylvania.

3. To the extent Defendants intend to file a response to the Petition prior to the hearing, they shall do so no later than _____ (seven days prior to the rescheduled hearing).

4. Plaintiff may request that the Court schedule an earlier hearing to the extent Defendants proceed with the Closures prior to August 31, 2022.

[SIGNATURE PAGE FOLLOWS]

Dated: May 24, 2022

/s/ Edward D. Rogers

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Attorneys for Defendants

SO ORDERED this ____ day of _____, 2022.

Hon. Kelly D. Eckel, J

Exhibit A

Location	Service
Delaware County Memorial Hospital (501 N. Lansdowne Ave, Drexel Hill, PA)	Outpatient Substance Abuse Clinic
Crozer Chester Medical Center (1 Medical Center Blvd, Upland, PA)	The Crisis Center
Community Campus (301 W. 15th Street, Chester, PA)	All Mental Health and Substance Use Disorder Treatment Outpatient Services including: Mental Health Outpatient Treatment, including the Clozaril Clinic; Blended Case Management; Certified Peer Specialist; Psychiatric Rehab; School Based Services; Drug Free Intensive Outpatient and Outpatient levels of cares, including Suboxone and vivitrol services; Methadone Maintenance, Intensive Outpatient and Outpatient levels of care; Center of Excellence; Intake, Assessment and Referral; Case Management Services; Al's Pals; and Youth Prevention

And, to the extent not included in the foregoing, the following services:

- Mental Health Base/Administrative Case Management
- Mental Health Children's Crisis Services
- Mental Health Homeless Blended Case Management