



UNITED STATES BANKRUPTCY COURT FOR THE DISTRICT OF NEW JERSEY

<p>John P. Leon JL4638 Subranni Zauber LLC 750 Route 73 South – Suite 307B Marlton, N.J 08053 (609) 347-7000; Fax (609) 345-4545 Attorneys for Debtor</p>	
<p>In Re: Miller Health Care, LLC Debtor</p>	<p>Chapter 11 Case No.: 11-28615-RTL Judge Raymond T. Lyons</p>

ORDER AUTHORIZING DEBTOR TO MAINTAIN CURRENT BANK ACCOUNTS ON AN INTERIM BASIS

The relief set forth on the following pages, numbered two (2) through four (4) is hereby **ORDERED.**

DATED: 6/29/2011


Honorable Judge Raymond T. Lyons
United States Bankruptcy Judge

Upon consideration of the verified motion (the "Motion") of the above-captioned debtor and debtor-in-possession ("Debtor"), for an Order authorizing Debtor to maintain its currently existing Bank Accounts, and notice having been given to the United States Trustee; and such notice being sufficient under the circumstances; and such relief being necessary to assure that operation of Debtor's business will not be disrupted and that its value as a going-concern will not be impaired, it is ORDERED as follows:

1. Debtor is authorized and empowered to keep open its payroll account at Wachovia Bank, now known as Wells Fargo Bank, until all pre-petition checks drawn on that account have been paid.

2. Debtor is authorized and empowered to keep open its operations checking account at TD Bank for the sole purpose of receiving Medicare and Medicaid payments from the governmental entities that make such payments, provided that the Debtor shall immediately transfer all such payments to the Debtor's post-petition Debtor-In-Possession operating account. The pre-petition accounts at Wachovia/Wells Fargo Bank and TD Bank are referred to herein as the "Bank Accounts." Although it is not the Debtor's intent to issue checks from this bank account, should the Debtor issue any checks from this bank account they shall bear the designation "Debtor-in-Possession (Case No. 11-28615)".

3. The Bank Accounts shall be treated as Debtor's accounts, in its capacity as debtor-in-possession, for all purposes. To the extent that the Bank Accounts remain open, the Debtor shall attach monthly bank statements to the Debtor's monthly operating reports.

4. All banks and financial institutions providing, maintaining, or holding the Bank Accounts shall be authorized and empowered to service and administer the Bank Accounts in accordance with the terms hereof; provided, however, that no bank or financial institution shall

administratively freeze any Bank Account, or exercise any claimed right of setoff against any Bank Account, without obtaining a further order of this Court.

5. TD Bank shall not honor any check or draft issued on account of a claim arising prior to the Petition Date unless so authorized by an Order of this Court.

6. Wachovia/Wells Fargo Bank shall honor all checks presented for payment from the Debtor's existing payroll account, provided that sufficient funds, whether deposited prior or subsequent to the Petition Date, are in that account to permit payment thereof.

7. If any payroll checks issued prior to the Petition Date are presented for payment after the Petition Date and dishonored, Debtor has the authority to reissue such checks in accordance with the relief requested by Debtor's contemporaneously filed Motion for such relief.

8. Notwithstanding the provisions hereof, Debtor shall open new debtor-in-possession bank accounts for the continued operation of Debtor's business, and shall provide notice of same to the United States Trustee within five (5) business days of opening a bank account. Any new debtor-in-possession accounts must bear the designation "Debtor-in-Possession (Case No. 11-28615)" and must be held at a depository approved by the United States Trustee or the Debtor and the specific bank may enter into a depository agreement. Debtor shall provide notice of the closing of any bank account to the United States Trustee within five (5) business days of the closing of a bank account.

9. Debtor is hereby authorized and empowered to take such actions as may be necessary and appropriate to implement the terms of this Order.

10. The United States Trustee shall have sixty (60) days from the date that this Order is entered, such time period to be extended for cause shown, to file an objection to the relief requested, including but not limited to the Debtor's continued use of existing business forms and

records and maintenance of the Bank Accounts at TD Bank and Wachovia Bank, maintenance of any other bank accounts, and cash management system.

11. The Bank Accounts shall be closed sixty (60) days from the date that this Order is entered. To the extent that the Bank Accounts are not closed within that timeframe, the United States Trustee's deadline to object to the relief requested, as set forth in paragraph 11, shall be likewise extended.