

Edgar Filing: CORAM HEALTHCARE CORP - Form 8-K

CORAM HEALTHCARE CORP
Form 8-K
March 21, 2002

SECURITIES AND EXCHANGE COMMISSION

WASHINGTON, D.C. 20549

FORM 8-K

CURRENT REPORT

PURSUANT TO SECTION 13 OR 15(d) of the

SECURITIES EXCHANGE ACT OF 1934

Date of Report (Date earliest event reported) February 13, 2002

CORAM HEALTHCARE CORPORATION

(Exact name of registrant as specified in charter)

Delaware

1-11343

33-0615337

(State or other jurisdiction
of incorporation)

(Commission
File Number)

(IRS Employer
Identification No.)

1675 Broadway, Suite 900, Denver, Colorado 80202

(Address of principal executive offices) (Zip code)

Registrant's telephone number, including area code (303) 292-4973

(Former name or former address, if changed since last report)

Indicate by check mark whether the registrant has filed all documents and reports required to be filed by Sections 12, 13 or 15(d) of the Securities Exchange Act of 1934 subsequent to the distribution of securities under a plan confirmed by a court. Yes [X] No []

ITEM 3. BANKRUPTCY OR RECEIVERSHIP

On August 8, 2000, Coram Healthcare Corporation ("CHC") and its wholly-owned first tier subsidiary, Coram, Inc. ("CI") (collectively the "Debtors"), filed voluntary petitions under Chapter 11 of the United States Bankruptcy Code. On such date, the Debtors commenced operations as

Edgar Filing: CORAM HEALTHCARE CORP - Form 8-K

debtors-in-possession subject to the jurisdiction of the United States Bankruptcy Court for the District of Delaware (the "Bankruptcy Court").

On February 13, 2002, the Debtors announced that, among other things, the Bankruptcy Court granted motions made by the Office of the United States Trustee and two of the Debtors' noteholders requesting the appointment of a Chapter 11 trustee to oversee the Debtors during their reorganization process.

On March 13, 2002, Bankruptcy Court Judge Mary F. Walrath granted the approval of the appointment of Arlin M. Adams, Esquire as the Debtors' Chapter 11 trustee.

A copy of the related March 13, 2002 press release is attached hereto as Exhibit 99.1.

ITEM 5. OTHER

On February 13, 2002, the Bankruptcy Court denied without prejudice a renewed motion made by the Official Committee of the Equity Security Holders (the "Equity Committee") for leave to bring a derivative lawsuit against CHC's chief executive officer, the Board of Directors, Cerberus Partners, L.P. ("Cerberus"), Cerberus' principal and other noteholders. The Bankruptcy Court also denied a motion filed by the Equity Committee related to governance of CI.

A copy of the related February 13, 2002 press release is attached hereto as Exhibit 99.2.

ITEM 7. FINANCIAL STATEMENTS AND EXHIBITS

(c) Exhibits

Exhibit Number -----	Description of Document -----
99.1	Press release, issued March 13, 2002, announcing the approval by the United States Bankruptcy Court for the District of Delaware (the "Bankruptcy Court") of the appointment of Arlin M. Adams, Esquire as the Chapter 11 trustee for the estates of Coram Healthcare Corporation ("CHC") and Coram, Inc. ("CI").
99.2	Press release, issued February 13, 2002, announcing the following rulings made by the Bankruptcy Court: (a) granted a motion requesting the appointment of a Chapter 11 trustee for the estates of CHC and CI; (b) denied a renewed motion of the Official Committee of the Equity Security Holders (the "Equity Committee") for leave to bring a derivative lawsuit against CHC's chief executive officer, the Board of Directors, Cerberus Partners, L.P. ("Cerberus"), Cerberus' principal and other noteholders; and (c) denied the Equity Committee's motion related to governance of CI.

SIGNATURES

Pursuant to the requirements of the Securities Exchange Act of 1934, the registrant has duly caused this report to be signed on its behalf by the undersigned hereunto duly authorized.

CORAM HEALTHCARE CORPORATION

Date: March 21, 2002

By: /s/ SCOTT R. DANITZ

Name: Scott R. Danitz
Title: Senior Vice President, Chief
Financial Officer and Treasurer

EXHIBIT INDEX

Exhibit Number -----	Description of Document -----
99.1	Press release, issued March 13, 2002, announcing the approval by the United States Bankruptcy Court for the District of Delaware (the "Bankruptcy Court") of the appointment of Arlin M. Adams, Esquire as the Chapter 11 trustee for the estates of Coram Healthcare Corporation ("CHC") and Coram, Inc. ("CI").
99.2	Press release, issued February 13, 2002, announcing the following rulings made by the Bankruptcy Court: (a) granted a motion requesting the appointment of a Chapter 11 trustee for the estates of CHC and CI; (b) denied a renewed motion of the Official Committee of the Equity Security Holders (the "Equity Committee") for leave to bring a derivative lawsuit against CHC's chief executive officer, the Board of Directors, Cerberus Partners, L.P. ("Cerberus"), Cerberus' principal and other noteholders; and (c) denied the Equity Committee's motion related to governance of CI.