

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26

IN THE CIRCUIT COURT OF THE STATE OF OREGON
FOR THE COUNTY OF MULTNOMAH

In re:)
) Case No. 19CV54124
GRIDWORKS LAB, INC., an Oregon)
corporation,)
) RECEIVER’S OMNIBUS MOTION FOR
) ORDER DISALLOWING
) ADMINISTRATIVE EXPENSE CLAIMS,
) AND NOTICE OF TIME FOR OBJECTIONS
Petitioner.)
)

Clyde A. Hamstreet & Associates, LLC, Receiver, moves the Court pursuant to ORS 37.170, 37.180(g), and 37.360, and paragraph 3.c. of the Stipulated Order Appointing Receiver entered in the above-referenced case, for an order disallowing the administrative expense claims of those vendors listed on Exhibit 1 hereto in the amounts stated and barring any claim against the receivership estate for payment of the disallowed amounts and also disallowing any additional claims or amounts not listed.

NOTICE IS HEREBY GIVEN that you should review Exhibit 1 carefully to determine whether all of your administrative expense claims against the receivership estate are listed on Exhibit 1, and if listed whether the amount proposed to be paid is correct, with the remainder of your claims to be disallowed.

NOTICE IS FURTHER HEREBY GIVEN that unless you file a written objection to this Motion with the Multnomah County Circuit Court, 1021 S.W. 4th Avenue, Portland, Oregon 97204, within twenty-one (21) days of the date of this notice, and a copy of the objection is served by first class mail upon: (1) Clyde A. Hamstreet & Associates, LLC , Receiver, c/o Maren Cohn,

1 One S.W. Columbia St., Suite 1575, Portland, Oregon 97204, and (2) Susan S. Ford and Sussman
2 Shank LLP, the Receiver’s attorneys, 1000 S.W. Broadway, Suite 1400, Portland, Oregon 97205,
3 the court will enter an order disallowing your administrative expense claims as stated in Exhibit 1
4 without further notice or hearing, and barring any claim against the receivership estate for the
5 disallowed amounts or for any other claims or amounts not listed. If you timely file an objection,
6 the court will schedule a hearing to determine the objection.

7 Dated this 18th day of November, 2020.

8 SUSSMAN SHANK LLP

9 */s/ Susan S. Ford*

10 By: _____
11 Susan S. Ford, OSB No. 842203
12 sford@sussmanshank.com
13 Counsel for Clyde A. Hamstreet & Associates, LLC, Receiver
14
15
16
17
18
19
20
21
22
23
24
25
26

*22537-003\RECEIVER'S MOTION TO DISALLOW ADMINISTRATIVE EXPENSE CLAIMS (03571340);2

EXHIBIT 1 TO RECEIVER'S OMNIBUS MOTION FOR ORDER DISALLOWING				
ADMINISTRATIVE EXPENSE CLAIMS				
Vendor Name	Amount of Claim	Amount to be Paid	Amount to be Disallowed	Basis for Payment/Disallowance
ADP Services	\$ 26,843.70	\$ 4,472.95	\$ 22,370.75	\$22,370.75 of the claim is attributable to pre-receivership services, leaving a balance of \$4,472.95, to which ADP has agreed and payment was made 10/27/20.
De Lage Landen Financial Services	\$ 2,176.46	\$ -	\$ 2,176.46	Relates to printer leased to C. R. Peterson Consulting Co., picked up by vendor on April 3, 2020. Not a receivership expense.
Google	Varies	Varies	\$ -	Data migration from GridWorks' G-Suite to Health Share in progress. Receiver intends to pay invoices for current services as they come due until migration is complete and service is cancelled, or until account is transferred to Health Share.
Iron Mountain	\$ 98.52	\$ -	\$ 98.52	Invoice for services provided to GridWorks prior to the receivership.
Lighthouse Compliance	\$ 520.00	\$ -	\$ 520.00	Annual renewal of GridWorks hotline service contract billed May 1, 2020 by e-mail to former GridWorks employee, with no notice of renewal given to the Receiver.
Oregon DOR (2019)	\$ 13,316.10	\$ -	\$ 13,316.10	2019 Form OR-20 corporate excise tax underpayment. Not a receivership expense.
Pacific Automation	\$ 1,948.55	\$ -	\$ 1,948.55	Gridworks leased a color printer, picked up by vendor on April 3, 2020. Vendor continues to send invoices for post-April 3 lease payments and printer usage.
Providence EAP	\$ 568.40	\$ -	\$ 568.40	Employee assistance plan benefits provider seeking payment for services prior to December 1, 2019, and after March 31, 2020. Provider has agreed to write amount off.
Sonitrol	\$ 31,524.89	\$ -	\$ 31,524.89	GridWorks leased security equipment and monitoring services. Security equipment was returned. Claim amount represents contract termination fee and associated late charges.
TalkDesk	\$ 88,009.77	\$ -	\$ 88,009.77	TalkDesk was GridWorks' call center telephone platform. The last day of call center operations was March 5, 2020. Invoices are for periods after termination of service. TalkDesk has not responded to numerous attempts to contact them about the continuing invoices.

EXHIBIT 1 TO RECEIVER'S OMNIBUS MOTION FOR ORDER DISALLOWING				
ADMINISTRATIVE EXPENSE CLAIMS				
Vendor Name	Amount of Claim	Amount to be Paid	Amount to be Disallowed	Basis for Payment/Disallowance
Wave	\$ 662.85	\$ -	\$ 662.85	Invoice for internet service after GridWorks ceased operations. The Receiver attempted to cancel the service but vendor did not provide a working phone number to enable the Receiver to do so.

1 CERTIFICATE OF SERVICE

2 I hereby certify that on November 18, 2020 I caused to be served a full and exact copy of
3 the foregoing **RECEIVER’S OMNIBUS MOTION FOR ORDER DISALLOWING**
4 **ADMINISTRATIVE EXPENSE CLAIMS, AND NOTICE OF TIME FOR OBJECTIONS**
5 on the following persons:

6 Douglas Paul
7 Perkins Coie LLP
8 1120 N.W. Couch Street, 10th Floor
9 Portland, OR 97206
10 Attorneys for Petitioner Gridworks Lab, Inc.

Joseph M. VanLeuven
Davis Wright Tremaine LLLP
1300 S.W. Fifth Ave., St. 2400
Portland, OR 97201
Attorneys for Health Share of Oregon

9 C. Ross Peterson
10 GridWorks Lab, Inc.
11 8950 SW Midea Ln
12 Portland, OR 97225
13 Interested Party

Kimberley Hanks McGair
Farleigh Wada Witt
121 SW Morrison Street, Suite 600
Portland, OR 97204
Attorneys for First Transit, Inc.

12 Greg Kelminson
13 American Medical Response
14 c/o Global Medical Response
15 209 Texas 121 Frontage Rd
16 Suite 21
17 Lewisville, TX 75067

16 by the following indicated method(s):

- 17 First Class Mail, postage prepaid, deposited in the US mail at Portland, OR
- 18 Hand delivery
- 19 Facsimile transmission
- 20 Overnight delivery
- 21 Email
- 22 Electronic filing notification

21 Dated: November 18, 2020

23 s/ Susan S. Ford
24 Susan S. Ford, OSB No. 842203

ADP Services
PO Box 842875
Boston, MA 02284

ADP/payroll taxes
5680 New Northside Dr
Atlanta, GA 30328

De Lage Landen Financial Services
PO Box 41602
Philadelphia, PA 19101-1602

Google c/o Custodian of Records
1600 Amphitheatre Pkwy
Mountain View, CA 94043

Iron Mountain
1000 Campus Dr
Collegeville, PA 19426

Iron Mountain
c/o The Receivable Management
Services, LLC
2001 6th Ave #2200
Seattle, WA 98121

Lighthouse Services, LLC
1710 Walton Rd., Suite 204
Blue Bell, PA 19422

Oregon Department of Revenue
995 Center St NE
Salem, OR 97301-2555

Pacific Office Automation: Portland
Ricoh Division
14747 NW Greenbrier Parkway
Beaverton, OR 97006

Providence Health Services of Oregon
Non Patient AR Billing
PO Box 84392
Seattle, WA 98124-5692

Sonitrol Pacific
8229 N. Interstate Avenue
Portland, OR 97217

TalkDesk
Dept LA 2467
Pasadena, CA 91185-4627

TalkDesk, Inc.
24627
14005 Live Oak Ave
Irwindale, CA 91706-1300

Wave Business
100 Baltimore Drive
Wilkes-Barre, PA 18702

ADP Services
10151 SE Sunnyside Rd
Clackamas, OR 97015

De Lage Landon Financial Services
1111 Old Eagle School Rd
Wayne, PA 19087-1453

TalkDesk, Inc.
24627 14005 Live Oak Ave
Irwindale, CA 91706-1300