

1 RESOLUTE COMMERCIAL SERVICES

**Receiver**

2 6750 East Camelback Road

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5  
6 **IN THE CHANCERY COURT OF DAVIDSON COUNTY, TENNESSEE**

7 **FOR THE TWENTIETH JUDICIAL DISTRICT AT NASHVILLE**

8  
9 STATE OF TENNESSEE,  
10 *ex rel.* JONATHAN SKRMETTI,  
Attorney General and Reporter,

11 Plaintiff,

12 vs.

13 DR. JAIME M. VASQUEZ, M.D.,  
14 THE CENTER FOR REPRODUCTIVE  
HEALTH, P.C., THE CENTER FOR  
15 ASSISTED REPRODUCTIVE  
TECHNOLOGIES, LLC, FERTILITY  
16 LABORATORIES OF NASHVILLE, INC.  
and AMERICAN EMBRYO ADOPTION  
17 AGENCY,

18 Defendants.  
19

Case No. 24-0520-IV

**RECEIVER'S INTERIM REPORT #5**

**TABLE OF CONTENTS**

I. Introduction..... 4

II. Receivership Activity ..... 5

    a. Property ..... 5

    b. Genetic Material On-Site..... 5

    c. Patients ..... 8

    d. Employees ..... 10

    e. Insurance..... 11

    f. Additional Activities ..... 11

III. Accounting/Banking ..... 13

    a. Cash Flow Budget to Actual..... 13

    b. Cash Sources & Uses..... 13

IV. Receiver's Fees ..... 14

V. Conclusion ..... 14

**LIST OF EXHIBITS**

Exhibit A.....Notice to Patients as of September 6, 2024, and September 16, 2024.

Exhibit B.....The Center for Reproductive Health Receivership Estate Cash Flow  
Budget to Actual for the period April 26, 2024 through September 30,  
2024

Exhibit C.....The Center for Reproductive Health Receivership Estate Sources & Uses  
Report through September 30, 2024

Exhibit D.....Receiver's & Receiver's Counsel's Invoice for the period August 1, 2024,  
through August 31, 2024

**I. Introduction**

Resolute Commercial Services ("Receiver") hereby submits this Receiver's Interim Report #5 in accordance with the Temporary Restraining Order entered in the above referenced matter on April 26, 2024 (the "TRO"). On May 28, 2024, the Receivership Defendant filed for bankruptcy with the United States Bankruptcy Court for the Middle District of Tennessee Nashville Division. The Receivership Defendant filed a Notice of Removal to the United States District Court which removed the TRO to the United States District Court. As a result, the Receiver maintained only the activities which were necessary until the United States District Court granted relief from stay and issued an order dismissing the bankruptcy on June 5, 2024. On June 7, 2024, an Agreed Order was entered by this Court extending the TRO through June 25, 2024, at which time the Receiver resumed normal activities. On June 24, 2024, an Agreed Temporary Injunction ("Temporary Injunction") was entered by this Court extending the Receivership until modified or dissolved on motion or until a permanent injunction is granted or denied. On October 4, 2024, an Agreed Order Amending Temporary Injunction ("Amended TI") was entered by this Court amending certain portions of the Temporary Injunction including revisions to the amount the State of Tennessee shall pay to the receivership estate.

The Receiver's Inventory and Initial Report filed May 21, 2024, outlined the Receiver's activities from April 26, 2024 through May 10, 2024. On June 17, 2024, the Receiver filed Receiver's Interim Report #2 which covered activity from May 11, 2024, through May 31, 2024. On July 29, 2024, the Receiver filed Receiver's Interim Report #3 which covered activity from June 1, 2024, through June 30, 2024. On September 11, 2024, the Receiver filed Receiver's Interim Report #4 which covered operational activity from July 1, 2024, through August 23, 2024 and Receiver's accounting activity from July 1, 2024 through July 31, 2024. This report

**State of Tennessee vs. The Center for Reproductive Health**

covers Receiver's operational activity from August 24, 2024 through September 30, 2024 and Receiver's accounting activity from August 1, 2024 through September 30, 2024.

Dr. Jaime Vasquez ("Dr. Vasquez"), The Center for Reproductive Health, P.C. ("CRH"), the Center for Assisted Reproductive Technologies, LLC ("CART"), Fertility Laboratories of Nashville LLC ("FLN") and American Embryo Adoption Agency, LLC ("AEAA") (collectively, CRH, CART, FLN, and AEAA are the "Receivership Defendants" and together with Dr. Vasquez, the "Defendants") have operated as a fertility clinic in Nashville, Tennessee since 1995 until early April 2024.

**II. Receivership Activity**

**a. Property**

As of September 23, 2024, the buyer of the physical assets at 2410 Patterson St, unit 401, Nashville, TN 37203 has removed all purchased items from the facility, except for the incubator containing unviable genetic material. The proceeds of the sale were utilized to pay off a secured lender and the corresponding UCC lien on the assets was released. The remaining funds were deposited into the Receivership estate. The remaining items stored at the facility include the patient medical records, the Receivership Defendant's corporate records, and the incubator containing unviable genetic materials. The Receiver anticipates the resolution of the outstanding facility items will be completed by the end of October 2024.

**b. Genetic Material On-Site**

**i. Storage, Maintenance, and Transfer of Cryogenically Frozen Material**

On August 21, 2024, the transfer of all genetic material to TFI was completed by a third-party transportation service provider specializing in handling

**State of Tennessee vs. The Center for Reproductive Health**

and shipping cryogenic tanks. As of September 11, 2024, TFI completed a full audit of the dewar inventory. The Receiver and TFI embryologists have carefully analyzed and documented all physical and electronic medical records corresponding to the genetic materials identified in the tanks.

The Receivership Defendant employed three separate record keeping systems for tracking the inventory of the dewars, a Google Sheet labeled the "Cryo Log" ("Cryo Log"), the Specimen Log within the EHR system, Artisan ("Artisan Specimen Log"), and scanned paper records in the patients chart in Artisan ("Scanned Documents"). The Receivership Defendant's staff did not always use the same systems when documenting patient specimens resulting in discrepancies between the three record keeping systems. As a result, the Receiver first extracted all data from the two digital systems, the "Cryo Log" and the Artisan Specimen Log. The Cryo Log lacked any identification numbers and as a result, the Receiver then created an index to match the patients recorded in the Cryo Log with the patient records from Artisan. Once this data mapping was complete, the Receiver then mapped the data to the results of the physical inventory from TFI and compared the physical inventory counts with the two sets of digital records. For any records with discrepancies between the two digital data sets and the physical inventory, the Receiver then reviewed the Artisan Scanned Documents. This effort produced a single database containing the counts from all record keeping systems and the physical inventory. The analysis found that 333 patients had matching counts between at least 1 of the record keeping systems and the physical inventory, while 154 patients had specimen counts in physical

**State of Tennessee vs. The Center for Reproductive Health**

inventory that did not match the record keeping systems. There were an additional 87 patients with specimens in storage, but no mailing address on file. Seventy-eight (78) of the remaining specimen owners were anonymous donors, and 12 specimens had labeling in physical storage that was either missing or lacked sufficient patient identification information to match back to a patient.

	# of Patients
Physical Inventory Matched to Records	333
Physical Inventory Did Not Match Records	154
No Address on File for the Patient	87
Anonymous Donor Specimens	78
Unknown Labels on Specimens	12
<b>Total</b>	<b>664</b>

While performing the physical inventory audit, the Receiver discovered evidence that at least two patients received the incorrect embryos for their frozen embryo transfer (FET) procedures. The Receiver found discrepancies between the embryos remaining in physical storage and the records maintained by CRH which indicated those embryos were previously used for FET procedures for those patients. Both instances resulted in failed pregnancies for the patients.

With the physical inventory audit complete, TFI is in the process of providing former CRH patients with identified cryogenically frozen genetic materials a notification letter detailing their specific results from the physical inventory audit and outlining next steps for their genetic materials. Potential disposition options include transferring genetic materials to TFI or alternative clinic for long-term storage or to pursue treatment, disposal of their genetic materials, or donation. Pursuant to the Cryopreservation Services Agreement, TFI will retain the genetic material for up to six months through February 21, 2024.

**State of Tennessee vs. The Center for Reproductive Health**

During such six-month time, TFI will undertake its commercially reasonable best efforts to contact patients and coordinate the disposition of their respective tissues. See below in section "Resources" for additional information where patients can contact TFI.

ii. Incubator Materials

The Receiver has maintained the incubator containing unviable genetic material in the embryology lab and has ensured there is power onsite to continue operation of the incubator until a determination is made on the procedure for those materials. The buyer of the assets at CRH has not removed or handled this incubator and will wait to take possession of the machine until the genetic material contained within is addressed accordingly. The Receiver is preparing to file a motion seeking approval from this Court to proceed with the proposed resolution for the specimens.

**c. Patients**

i. Medical Records

The Receiver has continued to provide patients with their medical records through a Contractor sourced from prior employees of the Receivership Defendant. The Receiver is directing all patient medical records related requests to the designated email address: CRH-Records@crhnashville.com. As of September 27, 2024, the Contractors have responded to 786 emails, 134 voicemails, and 32 requests for records ("RFR") remitted by the Tennessee Department of Health. All emails/voicemails have been addressed and all requests with signed releases have been fulfilled.



**State of Tennessee vs. The Center for Reproductive Health**

The Receiver has engaged in negotiations with multiple record custodian vendors to assume long-term management of the Receivership Defendant's Patient records. The selected record custodian will handle patient requests following their intake of the patient records and maintain the records and release of information to patients for a period of 10 years. The Court has approved the motion for the records custodian agreement. The Receiver is currently coordinating a transition of the records with the records custodian. Details on the completion and next steps related to the transition of patient records are forthcoming in a subsequent Receiver's Report.

ii. Resources

The Receiver continues to direct inquiring parties to the designated website at: <https://case.stretto.com/ncrh>. The Receiver is directing all non-patient inquiries and requests to the designated email address:

[CRH@resolutecommercial.com](mailto:CRH@resolutecommercial.com).

The Receiver is directing all patients who believe they have cryogenic materials now stored and inventoried at TFI to:

Tennessee Fertility Institute  
2201 Murphy Avenue Suite 401, Nashville, TN 37203  
Phone: 615-721-6250  
Fax: 615-721-6251

For the period August 24 through September 30, 2024, the Receiver posted two updates to the designated website. The Notice to Patients as of September 6, 2024, and September 16, 2024, is attached here as Exhibit "A". The Receiver will post the monthly Receiver's reports to the designated website. TFI is currently issuing individual letters to patients with genetic material in the

**State of Tennessee vs. The Center for Reproductive Health**

dewars with additional information on next steps. This letter will be sent to the individual patients via first class mail and email.

On June 5, 2024, the United States District Court issued an order dismissing the bankruptcy filed by Dr. Vasquez. On June 20, 2024, the Expedited Agreed Order Resolving Motions to Appoint Chapter 11 Trustee or Dismiss Case ("Order Resolving Motions") was entered by the Honorable Judge Walker in the United States Bankruptcy Court. Per the Order Resolving Motions, Dr. Vasquez was ordered to serve a summary of the bankruptcy proceedings ("Patient Summary") to patients of the Receivership Defendants through the Receiver's Noticing Provider and through the Receiver's designated website. It was further ordered that Dr. Vasquez shall pay the cost in providing the Patient Summary within 60 days of presentment. As of July 31, 2024, the Patient Summary had not been sent to patients due to non-payment by the Receivership Defendant.

On August 15, 2024, Receiver's Counsel filed Notice of Non-Compliance with the bankruptcy court regarding Defendant Vasquez non-payment to distribute the required notice to patients. On August 21, 2024, a hearing was held regarding the issue and it was ordered that Defendant Vasquez pay for the notice by September 3<sup>rd</sup> or would be sanctioned accordingly. Payment for the distribution of the notice was received by the Receiver's vendor, Stretto, on September 4<sup>th</sup> and the distribution was completed on September 7<sup>th</sup>.

**d. Employees**

**i. Contractors**

**State of Tennessee vs. The Center for Reproductive Health**

The Receiver continues to employ one former employee as a contractor to assist with responding to patient medical record requests, and one additional contractor to help with understanding the Receivership Defendants' systems, policies, and procedures.

**e. Insurance**

Pre-receivership insurance policies included general liability, employee benefit liability, crime, property, and professional liability. The Receiver was added as an additional insured to the pre-receivership general liability policy which included employee benefit, crime, and property coverage. The Receiver maintained the pre-receivership policy through the policy expiration date of June 12, 2024. The Receiver obtained a general liability policy for the receivership estate for the policy period of June 12, 2024 through June 12, 2025. Additionally, the Receiver obtained a Miscellaneous Errors and Omissions liability policy for policy holder Resolute Commercial Services. All policies that became effective during the receivership period are active and in good standing.

**f. Additional Activities**

The Receiver continues to assist several government agencies to provide access to records and information pertinent to each department, as well as providing comments and updates to various media in Nashville, TN.

**i. TNAGO**

The Receiver is in continual communication with the TNAGO addressing questions and concerns.

**ii. Department of Health ("DH")**

**State of Tennessee vs. The Center for Reproductive Health**

The Receiver has been provided with formal medical records requests from patients of the Receivership Defendants from the DH and continues to work diligently with the retained Contractor to provide the requested files. The Receiver has also received outreach from DH regarding FLN's laboratory license, the Receiver is considering the approaches discussed with the agency.

iii. Health Facilities Commission ("HFC")

The Receiver has received outreach from the HFC regarding the summary suspension status of CART's ambulatory surgery center license and associated certificate of need. The Receiver is considering the approaches discussed with the agency.

iv. Other Governmental Agencies

The Receiver continues to be available to provide documents, information, and support to other governmental agencies such as the Drug Enforcement Agency, Department of the Army Criminal Investigation Division, and Nashville Metro Police Department.

v. Media

The Receiver has conducted media interviews with local reporters from Nashville, TN and continues to work with news media personnel to provide comments and updates as requested.

The Receiver will continue to cooperate with the various governmental agencies and other third parties as required under the direction of the Temporary Injunction. Updates related to additional findings and requests will be outlined in the Receiver's future reports.

**III. Accounting/Banking**

**a. Cash Flow Budget to Actual**

Attached hereto as Exhibit "B" is the Receiver's Cash Flow Budget to Actual for the period April 26, 2024 through September 30, 2024. The Receiver's Cash Flow Budget to Actual details the actual financial accounting for the Receivership during the period with comparisons to the estimates provided in the Receiver's 13-Week Cash Flow Budget provided in the Receiver's Interim Report #2. The Receiver will provide an updated budget to actual report in subsequent Interim Reports.

As noted above, the Amended TI allocated an additional \$1,650,000 in funds the State of Tennessee shall pay should the receivership estate have insufficient funds to satisfy professional fees. The Receiver will utilize the amount funded by the State of Tennessee to pay not only professional fees, but to issue payment for expenses associated with the wind-down of the facility, data preservation, and patient benefiting services. See the table below outlining the estimated allocation of those estate expenses.

<u>Expense Category</u>	<u>Percent Utilization</u>
Facility & Insurance	10%
Technology & Patient Resources	3%
Medical Records	6%
Cryopreservation Services Agreement	15%

**b. Cash Sources & Uses**

Attached hereto as Exhibit "C" is the Receiver's Cash Sources & Uses Report for the April 30, 2024 through September 30, 2024 receivership reporting period. As of September 23, 2024, all funds in the pre-receivership bank accounts held at Fifth Third

("5/3") bank were deposited into the receivership bank account at Western Alliance Bank ("WAB"). All accounts held at 5/3 were subsequently closed.

The Receiver's Cash Sources & Uses reported total incoming cash receipts of \$363,950 for the reporting period. The cash receipts include \$26,205 of insurance payments received, \$151,000 from the sale of the physical equipment and supplies, \$35,844 from patient payments through Cooper Surgical for cryogenic storage, \$150,000 in funding from the Tennessee Attorney General's Office, and \$901 from other miscellaneous sources.

Total outgoing cash disbursements totaled approximately \$258,361 for the reporting period related to software, contractors, insurance, professional services, Receiver's Fees, Receiver's Counsel Fees, and other operational expenses.

The Receiver continues to delay other necessary payments until funds are available and reports accrued expenses of \$1,286,203 through September 30, 2024, related to rent, utilities, Receiver's fees, Receiver's counsel fees, and other software and operating expenses.

#### **IV. Receiver's Fees**

In accordance with the Order, the Receiver's invoice for fees and expenses in the amount of \$124,145 and Receiver's Counsel fees in the amount of \$89,907 for the period August 1, 2024, to August 31, 2024, are attached hereto as Exhibit "D".

#### **V. Conclusion**

This Receiver's Interim Report #5 is intended to give the parties a description of the Receiver's activities and findings pertaining to the Receivership Defendants and corresponding Receiver's duties as outlined in the TRO and the Temporary Injunction for the period August 24, 2024, through September 30, 2024 and Receiver's accounting for the period August 1, 2024

**Page 15 - Receiver's Interim Report #5**

**State of Tennessee vs. The Center for Reproductive Health**

through September 30, 2024. The Receiver will report updates on these actions in the forthcoming Receiver's Interim Report #6.

Dated: October 11, 2024

Respectfully Submitted,

/s/



Receiver Commercial Services

By: Jeremiah Foster

Its: Principal

**DISTRIBUTION LIST**

*Copies e-mailed this 11<sup>th</sup> day of  
October 2024 to:*

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Counsel for Receiver

/s/ Ashley Tayloe



**Receiver's Interim Report #5**  
**State of Tennessee vs. The Center for Reproductive Health**

**EXHIBIT A**

RESOLUTE

problems solved.

(844) 713-1716

6750 E Camelback Road, Suite 103

Scottsdale, AZ 85251

September 6, 2024

**RE: \*\*UPDATE – PART SEVEN\*\* IMPORTANT NOTICE REGARDING CLOSURE OF CENTER FOR REPRODUCTIVE HEALTH AND AFFILIATED BUSINESSES**

Dear Patient:

We understand that this has been a difficult time and we are pleased to inform you that on August 21, 2024, the transport for cryogenically-preserved genetic material from CRH to TFI was successfully completed using a third-party transport service. In accordance with the Order, TFI has begun auditing the inventory and anticipates the inventory process to be completed by September 11<sup>th</sup>. As of close of business on Thursday, September 5, 2024, approximately 66% of the total dewar inventory has been inventoried. After the inventory, correspondence will be sent from TFI to all patients with cryogenically-preserved genetic material with additional information on next steps.

This process does not create any obligation for patients to switch their care to TFI. Per the contract, TFI will not prioritize processing transfer requests of genetic material to its own facility over any other facility. Additionally, a bulk transfer is being arranged by TFI for patients desiring to transition their care to a local provider, the Nashville Fertility Center.

Included with this notice is a letter from Jennifer Miller of TFI and an FAQ sheet with important information for patients. In addition, patients can contact TFI to submit requests for transfer of their genetic material to [jmiller@tnfertility.com](mailto:jmiller@tnfertility.com) or by calling 615-721-6250 with your full name, date of birth, and contact information for your preferred clinic/facility. These requests will be processed so materials can be transferred as quickly as possible **after** the inventory of the genetic materials is completed.

The Receiver is continuing to work on fulfilling patients' medical records requests. According to the Receiver's records, all such emailed requests received through August 25, 2024, have been acknowledged and are being processed if the Receiver has all of the required information to process the request. We appreciate your patience while the Receiver's Records Team continues to work through your requests. We expect to be transitioning the records and fulfillment of requests to a professional records custodian in the coming weeks; we will provide more information once the arrangements and timelines are finalized.

If you have not submitted a records request, or if you have submitted a request prior to the date above and your request has not been acknowledged or fulfilled after you have sent a signed release, please email your request to [CRH-records@crhnashville.com](mailto:CRH-records@crhnashville.com) with your full name, date of birth, contact information for the recipient of records, and details of what you are requesting. You will need to sign a medical authorization / release that will be provided upon receipt of your request.

If you are concerned that CRH may have violated your privacy rights, or you disagree with a decision that was made about access to your health information or in response to a request you made to amend or restrict the use or disclosure of your health information or to have us

**RESOLUTE**

problems solved.

**(844) 713-1716**

6750 E Camelback Road, Suite 103

Scottsdale, AZ 85251

communicate with you by alternative means or at alternative locations, you may contact the Receiver's Interim Privacy Officer:

Center for Reproductive Health, P.C., et al., Receivership Estate  
Interim Privacy Officer  
c/o Resolute  
6750 E. Camelback Road, Suite 103  
Scottsdale, AZ 85254  
Telephone: 844-713-1716      Email: CRH@resolutecommercial.com

You may also submit a written complaint to the Office of Civil Rights, U.S. Department of Health and Human Services, 200 Independence Ave., S.W., Room 509F, HHH Building, Washington, D.C. 20201. The Receiver supports your right to the privacy of your health information. There will be no retaliation for filing a complaint with either the Receiver's Interim Privacy Officer or the Office of Civil Rights.

A notice was provided on May 8, 2024 to individuals who have been identified as having records and/or genetic material in the custody of Dr. Jaime Vasquez, the Center for Reproductive Health ("CRH"), and/or one of its affiliated businesses in Nashville, Tennessee, that can be accessed through the Receiver's designated case website: <https://case.stretto.com/ncrh> and scrolling to Key Documents and clicking on the link for Notice to Patients Regarding Closure of Center for Reproductive Health and Affiliated Businesses, as of May 8, 2024.

Additionally, updated notices were posted to the Receiver's designated website referenced above on June 5, 2024, June 21, 2024, July 15, 2024, August 7, 2024, August 16, 2024, and August 23, 2024. A copy of these notices can be accessed by scrolling to Key Documents. You can also access the Receiver's Initial Report, dated May 21, 2024, Receiver's Interim Report #2, dated June 17, 2024 and Receiver's Interim Report #3, dated July 29, 2024 at Key Documents. Patients may view a FAQ sheet titled Important Updates and Clarifications for Patients in Key Documents. You may also request a copy of all above mentioned Notices by emailing [CRH@resolutecommercial.com](mailto:CRH@resolutecommercial.com).

We understand that this has been a distressing process, and we appreciate your patience as we continue to work to address patients' immediate needs.

Sincerely,



Jeremiah Foster

Receiver for CRH and Affiliated Entities

**RESOLUTE**

problems solved.

**(844) 713-1716**

6750 E Camelback Road, Suite 103

Scottsdale, AZ 85251

September 16, 2024

**RE: \*\*UPDATE – PART EIGHT\*\* IMPORTANT NOTICE REGARDING CLOSURE OF CENTER FOR REPRODUCTIVE HEALTH AND AFFILIATED BUSINESSES**

Dear Patient:

As stated in the Notice to Patients on September 6, 2024, the transport for cryogenically-preserved genetic material from CRH to TFI was successfully completed on August 21, 2024. As of September 11, 2024, TFI completed the physical inventory audit of the dewars. The Receiver and TFI are diligently working to complete a reconciliation of the patient records to the inventory list. Patients identified with cryogenic materials can anticipate a personalized letter from TFI regarding the results of the inventory and information related to next steps. The Receiver anticipates all individualized patient letters will be distributed within the next two weeks.

For patients who have already submitted a request for their cryogenic materials to be transferred to an alternative clinic, or for requests to have their genetic materials disposed, your letter will confirm the details of the requested disposition and any required next steps. For patients who have not submitted requests for the disposition of their materials, your letter will request a response regarding the various options for your genetic materials. These options may include transfer to an alternative clinic of your choosing, destruction of your materials, or donation for adoption. If you would like your genetic materials stored for long-term preservation, you must indicate which alternative clinic you would like your materials transferred to for those services.

This process does not create any obligation for patients to switch their care to TFI. Per the contract, TFI will not prioritize processing transfer requests of genetic material to its own facility over any other facility. Additionally, a bulk transfer is being arranged by TFI for patients desiring to transition their care to a local provider, the Nashville Fertility Center.

Patients can continue to contact TFI to submit requests for transfer of their genetic material by emailing [jmiller@tnfertility.com](mailto:jmiller@tnfertility.com) or by calling 615-721-6250 with your full name, date of birth, and contact information for your preferred clinic/facility.

Please note, for genetic materials to be received by an alternative clinic, the receiving clinic must have the patients' full medical record, consents, and other applicable documentation prior to scheduling a transfer. Additionally, some receiving clinics have represented they will need several weeks to prepare their facility to receive any incoming transfers from the CRH inventory. As such, a transfer of your genetic material may take up to 4-6 weeks to complete depending on your results from the physical inventory audit, medical record reconciliation, and chosen alternative clinic.

The Receiver is continuing to work on fulfilling patients' medical records requests. According to the Receiver's records, all such emailed requests received through September 6, 2024, have been acknowledged and are being processed if the Receiver has all of the required information to process the request. We appreciate your patience while the Receiver's Records Team continues to work through your requests. We expect to be transitioning the records and fulfillment of requests

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problems solved.

**(844) 713-1716**

6750 E Camelback Road, Suite 103

Scottsdale, AZ 85251

to a professional records custodian in the coming weeks; we will provide more information once the arrangements and timelines are finalized.

If you have not submitted a records request, or if you have submitted a request prior to the date above and your request has not been acknowledged or fulfilled after you have sent a signed release, please email your request to [CRH-records@crhnashville.com](mailto:CRH-records@crhnashville.com) with your full name, date of birth, contact information for the recipient of records, and details of what you are requesting. You will need to sign a medical authorization / release that will be provided upon receipt of your request.

If you are concerned that CRH may have violated your privacy rights, or you disagree with a decision that was made about access to your health information or in response to a request you made to amend or restrict the use or disclosure of your health information or to have us communicate with you by alternative means or at alternative locations, you may contact the Receiver's Interim Privacy Officer:

Center for Reproductive Health, P.C., et al., Receivership Estate  
Interim Privacy Officer  
c/o Resolute  
6750 E. Camelback Road, Suite 103  
Scottsdale, AZ 85254  
Telephone: 844-713-1716      Email: [CRH@resolutecommercial.com](mailto:CRH@resolutecommercial.com)

You may also submit a written complaint to the Office of Civil Rights, U.S. Department of Health and Human Services, 200 Independence Ave., S.W., Room 509F, HHH Building, Washington, D.C. 20201. The Receiver supports your right to the privacy of your health information. There will be no retaliation for filing a complaint with either the Receiver's Interim Privacy Officer or the Office of Civil Rights.

A notice was provided on May 8, 2024 to individuals who have been identified as having records and/or genetic material in the custody of Dr. Jaime Vasquez, the Center for Reproductive Health ("CRH"), and/or one of its affiliated businesses in Nashville, Tennessee, that can be accessed through the Receiver's designated case website: <https://case.stretto.com/ncrh> and scrolling to Key Documents and clicking on the link for Notice to Patients Regarding Closure of Center for Reproductive Health and Affiliated Businesses, as of May 8, 2024.

Additionally, updated notices were posted to the Receiver's designated website referenced above on June 5, 2024, June 21, 2024, July 15, 2024, August 7, 2024, August 16, 2024, August 23, 2024 and September 6, 2024. A letter from The Tennessee Fertility Institute and FAQ sheet was provided with the September 6<sup>th</sup> Notice. A copy of these notices and supplemental materials can be accessed by scrolling to Key Documents.

You can also access the Receiver's Initial Report, dated May 21, 2024, Receiver's Interim Report #2, dated June 17, 2024 and Receiver's Interim Report #3, dated July 29, 2024, Receiver's Interim Report #4, dated August 30, 2024 at Key Documents. You may also request a copy of all above

RESOLUTE

(844) 713-1716

6750 E Camelback Road, Suite 103

Scottsdale, AZ 85251

————— problems solved.

mentioned Notices, Reports, and supplemental materials by emailing  
[CRH@resolutecommercial.com](mailto:CRH@resolutecommercial.com).

We understand that this has been a distressing process, and we appreciate your patience as we continue to work to address patients' immediate needs.

Sincerely,

A handwritten signature in black ink, appearing to read 'Jeremiah Foster', with a vertical line extending downwards from the bottom of the signature.

Jeremiah Foster

Receiver for CRH and Affiliated Entities

**Receiver's Interim Report #5**  
**State of Tennessee vs. The Center for Reproductive Health**

**EXHIBIT B**

Center for Reproductive Health  
 Receivership Estate  
 Weekly Cash Flow Budget to Actual  
 Weeks 1 - 22

		Week beginning		Week 1			Week 2			Week 3			Week 4		
		Week ending		4/26/2024		5/5/2024		5/6/2024		5/13/2024		5/20/2024		5/26/2024	
		Budget	Actual	Variance	Budget	Actual	Variance	Budget	Actual	Variance	Budget	Actual	Variance	Budget	Actual
Revenue	Accounts Receivable Collections	[1]	-	1,090	(1,090)	-	255	(255)	8,662	2,750	5,912	8,662	4,148	4,513	
	Other Income Interest/rebates/returns		-	74	(74)	-	-	-	-	-	-	-	1	(1)	
	TNAGO Funding	[2]	-	-	-	-	-	-	-	-	-	-	-	-	
	Cryo Storage	[3]	-	-	-	1,800	4,797	(2,997)	2,400	-	2,400	3,000	-	3,000	
<b>Total Revenue</b>			-	<b>1,164</b>	<b>(1,164)</b>	<b>1,800</b>	<b>5,052</b>	<b>(3,252)</b>	<b>11,062</b>	<b>2,750</b>	<b>8,312</b>	<b>11,662</b>	<b>4,149</b>	<b>7,512</b>	
<b>Gross Profit</b>			-	<b>1,164</b>	<b>(1,164)</b>	<b>1,800</b>	<b>5,052</b>	<b>(3,252)</b>	<b>11,062</b>	<b>2,750</b>	<b>8,312</b>	<b>11,662</b>	<b>4,149</b>	<b>7,512</b>	
Labor Exp.	Payroll/Contractors	[4]	480	-	480	2,699	-	2,699	2,120	-	2,120	2,073	3,598	(1,525)	
	Employee Benefits/Insurance		-	-	-	-	5,747	(5,747)	-	-	-	-	-	-	
	Embryologist	[4]	-	-	-	-	-	-	-	-	-	200	-	200	
<b>Total Labor Expenses</b>			<b>480</b>	<b>-</b>	<b>480</b>	<b>2,699</b>	<b>5,747</b>	<b>(3,048)</b>	<b>2,120</b>	<b>-</b>	<b>2,120</b>	<b>2,273</b>	<b>3,598</b>	<b>(1,325)</b>	
Facility Exp.	Rent	[5]	4,258	-	4,258	-	-	-	25,545	-	25,545	-	-	-	
	Utilities	[6]	-	-	-	-	-	-	1,800	-	1,800	-	-	-	
	Supplies	[7]	-	-	-	-	-	-	-	-	-	222	-	222	
	<b>Total Facility Expenses</b>			<b>4,258</b>	<b>-</b>	<b>4,258</b>	<b>-</b>	<b>-</b>	<b>-</b>	<b>27,345</b>	<b>-</b>	<b>27,345</b>	<b>222</b>	<b>-</b>	<b>222</b>
<b>Operating Profit</b>			<b>(4,738)</b>	<b>1,164</b>	<b>(5,902)</b>	<b>(899)</b>	<b>(695)</b>	<b>(204)</b>	<b>(18,403)</b>	<b>2,750</b>	<b>(21,154)</b>	<b>9,167</b>	<b>551</b>	<b>8,616</b>	
General & Admin Exp.	Office Supplies		-	-	-	-	-	-	-	-	-	-	-	-	
	Travel & Meals		-	-	-	-	-	-	-	-	-	-	-	-	
	Insurance		-	-	-	-	-	-	-	-	-	-	-	-	
	Equipment lease payoff		-	-	-	-	-	-	-	-	-	-	-	-	
	Bank Fees		-	-	-	-	189	(189)	-	-	-	-	-	-	
	Customer Payouts		-	-	-	-	-	-	-	-	-	-	-	-	
	Computer Software/Medical Records	[8]	-	-	-	-	-	-	2,073	-	2,073	-	-	-	
	Dewar Alarm System	[9]	-	-	-	358	-	358	-	-	-	-	-	-	
	Insurance	[10]	606	-	606	-	-	-	-	-	-	-	606	(606)	
	Professional Fees - IT	[11]	-	-	-	-	-	-	443	-	443	20,000	-	20,000	
	Professional Fees - Resolute		70,395	-	70,395	62,945	-	62,945	53,355	-	53,355	46,660	-	46,660	
	Professional Fees - Legal		37,150	-	37,150	30,800	-	30,800	15,750	-	15,750	15,750	-	15,750	
	State and Local Sales Tax		-	-	-	-	-	-	-	-	-	-	-	-	
Other G&A Expenses	[12]	-	-	-	-	-	-	-	-	-	449	-	449		
<b>Total Administrative Expenses</b>			<b>108,151</b>	<b>-</b>	<b>108,151</b>	<b>94,103</b>	<b>189</b>	<b>93,914</b>	<b>71,621</b>	<b>-</b>	<b>71,621</b>	<b>82,859</b>	<b>606</b>	<b>82,253</b>	
<b>Total Expenses</b>			<b>112,889</b>	<b>-</b>	<b>112,889</b>	<b>96,802</b>	<b>5,936</b>	<b>90,866</b>	<b>101,086</b>	<b>-</b>	<b>101,086</b>	<b>85,354</b>	<b>4,204</b>	<b>81,150</b>	
<b>Beginning Cash Balance</b>			<b>6,979</b>	<b>6,979</b>	<b>0</b>	<b>(105,910)</b>	<b>8,143</b>	<b>(114,053)</b>	<b>(200,913)</b>	<b>7,258</b>	<b>(208,171)</b>	<b>(290,937)</b>	<b>10,009</b>	<b>(300,946)</b>	
<b>Net Income</b>			<b>(112,889)</b>	<b>1,164</b>	<b>(114,054)</b>	<b>(95,002)</b>	<b>(885)</b>	<b>(94,118)</b>	<b>(90,024)</b>	<b>2,750</b>	<b>(92,775)</b>	<b>(73,692)</b>	<b>(55)</b>	<b>(73,637)</b>	
<b>Ending Cash Balance</b>			<b>(105,910)</b>	<b>8,143</b>	<b>(114,053)</b>	<b>(200,913)</b>	<b>7,258</b>	<b>(208,171)</b>	<b>(290,937)</b>	<b>10,009</b>	<b>(300,946)</b>	<b>(364,629)</b>	<b>9,954</b>	<b>(374,583)</b>	



Center for Reproductive Health  
 Receivership Estate  
 Weekly Cash Flow Budget to Actual  
 Weeks 1 - 22

		Week 5 5/27/2024 6/2/2024			Week 6 6/3/2024 6/9/2024			Week 7 6/10/2024 6/16/2024			Week 8 6/17/2024 6/23/2024		
Week beginning Week ending		Budget	Actual	Variance	Budget	Actual	Variance	Budget	Actual	Variance	Budget	Actual	Variance
Revenue	Accounts Receivable Collections [1]	23,377	14,196	9,180	23,377	-	23,377	15,586	251	15,335	15,586	20	15,566
	Other Income Interest/rebates/returns	-	-	-	-	-	-	-	-	-	-	-	-
	TNAGO Funding [2]	-	-	-	-	-	-	-	-	-	-	-	-
	Cryo Storage [3]	9,100	-	9,100	1,800	5,441	(3,641)	2,400	-	2,400	-	-	-
	<b>Total Revenue</b>	<b>32,477</b>	<b>14,196</b>	<b>18,280</b>	<b>25,177</b>	<b>5,441</b>	<b>19,735</b>	<b>17,986</b>	<b>251</b>	<b>17,735</b>	<b>15,586</b>	<b>20</b>	<b>15,566</b>
	<b>Gross Profit</b>	<b>32,477</b>	<b>14,196</b>	<b>18,280</b>	<b>25,177</b>	<b>5,441</b>	<b>19,735</b>	<b>17,986</b>	<b>251</b>	<b>17,735</b>	<b>15,586</b>	<b>20</b>	<b>15,566</b>
Labor Exp.	Payroll/Contractors [4]	1,586	990	596	1,470	3,659	(2,189)	1,470	-	1,470	1,470	-	1,470
	Employee Benefits/Insurance	-	-	-	-	-	-	-	-	-	-	-	-
	Embryologist [4]	200	-	200	200	-	200	200	-	200	200	-	200
	<b>Total Labor Expenses</b>	<b>1,786</b>	<b>990</b>	<b>796</b>	<b>1,670</b>	<b>3,659</b>	<b>(1,989)</b>	<b>1,670</b>	<b>-</b>	<b>1,670</b>	<b>1,670</b>	<b>-</b>	<b>1,670</b>
Facility Exp.	Rent [5]	-	-	-	-	-	-	-	-	-	25,545	-	25,545
	Utilities [6]	-	222	(222)	-	-	-	1,800	-	1,800	-	-	-
	Supplies [7]	54	-	54	54	-	54	54	-	54	54	-	54
	<b>Total Facility Expenses</b>	<b>54</b>	<b>222</b>	<b>(168)</b>	<b>54</b>	<b>-</b>	<b>54</b>	<b>1,854</b>	<b>-</b>	<b>1,854</b>	<b>25,599</b>	<b>-</b>	<b>25,599</b>
	<b>Operating Profit</b>	<b>30,637</b>	<b>12,985</b>	<b>17,652</b>	<b>23,453</b>	<b>1,782</b>	<b>21,670</b>	<b>14,462</b>	<b>251</b>	<b>14,212</b>	<b>(11,683)</b>	<b>20</b>	<b>(11,703)</b>
General & Admin Exp.	Office Supplies	-	-	-	-	-	-	-	-	-	-	-	-
	Travel & Meals	-	-	-	-	-	-	-	-	-	-	-	-
	Insurance	-	-	-	-	-	-	-	-	-	-	-	-
	Equipment lease payoff	-	-	-	-	-	-	-	-	-	-	-	-
	Bank Fees	-	380	(380)	-	-	-	-	25	(25)	-	248	(248)
	Customer Payouts	-	-	-	-	-	-	-	-	-	-	-	-
	Computer Software/Medical Records [8]	2,868	-	2,868	-	514	(514)	1,300	-	1,300	-	-	-
	Dewar Alarm System [9]	43	-	43	-	43	(43)	-	-	-	-	-	-
	Insurance [10]	-	-	-	-	-	-	-	-	-	-	-	-
	Professional Fees - IT [11]	-	2,150	(2,150)	-	-	-	443	-	443	-	-	-
	Professional Fees - Resolute	42,175	-	42,175	32,850	-	32,850	24,400	-	24,400	27,400	-	27,400
	Professional Fees - Legal	32,860	-	32,860	55,120	-	55,120	12,040	-	12,040	6,020	-	6,020
State and Local Sales Tax	-	-	-	-	-	-	-	-	-	-	-	-	
Other G&A Expenses [12]	-	-	-	-	-	-	-	-	-	-	-	-	
	<b>Total Administrative Expenses</b>	<b>77,946</b>	<b>2,530</b>	<b>75,416</b>	<b>87,970</b>	<b>557</b>	<b>87,413</b>	<b>38,183</b>	<b>25</b>	<b>38,158</b>	<b>33,420</b>	<b>248</b>	<b>33,172</b>
	<b>Total Expenses</b>	<b>79,786</b>	<b>3,742</b>	<b>76,044</b>	<b>89,694</b>	<b>4,215</b>	<b>85,479</b>	<b>41,707</b>	<b>25</b>	<b>41,682</b>	<b>60,689</b>	<b>248</b>	<b>60,441</b>
	<b>Beginning Cash Balance</b>	<b>(364,629)</b>	<b>9,954</b>	<b>(374,583)</b>	<b>(411,939)</b>	<b>20,408</b>	<b>(432,346)</b>	<b>(476,456)</b>	<b>21,634</b>	<b>(498,089)</b>	<b>(500,176)</b>	<b>21,859</b>	<b>(522,036)</b>
	<b>Net Income</b>	<b>(47,309)</b>	<b>10,454</b>	<b>(57,764)</b>	<b>(64,517)</b>	<b>1,226</b>	<b>(65,743)</b>	<b>(23,721)</b>	<b>226</b>	<b>(23,946)</b>	<b>(45,103)</b>	<b>(228)</b>	<b>(44,875)</b>
	<b>Ending Cash Balance</b>	<b>(411,939)</b>	<b>20,408</b>	<b>(432,346)</b>	<b>(476,456)</b>	<b>21,634</b>	<b>(498,089)</b>	<b>(500,176)</b>	<b>21,859</b>	<b>(522,036)</b>	<b>(545,280)</b>	<b>21,631</b>	<b>(566,911)</b>

Center for Reproductive Health  
 Receivership Estate  
 Weekly Cash Flow Budget to Actual  
 Weeks 1 - 22

		Week 9			Week 10			Week 11			Week 12		
		6/24/2024			7/1/2024			7/8/2024			7/15/2024		
		6/30/2024			7/7/2024			7/14/2024			7/21/2024		
Week beginning		Budget	Actual	Variance	Budget	Actual	Variance	Budget	Actual	Variance	Budget	Actual	Variance
Week ending													
Revenue	Accounts Receivable Collections [1]	871	-	871	4,384	-	4,384	3,513	-	3,513	3,513	-	3,513
	Other Income Interest/rebates/returns	-	-	-	-	-	-	-	-	-	-	82	(82)
	TNAGO Funding [2]	-	-	-	-	-	-	-	-	-	-	-	-
	Cryo Storage [3]	-	-	-	-	5,626	(5,626)	-	-	-	-	-	-
<b>Total Revenue</b>		<b>871</b>	<b>-</b>	<b>871</b>	<b>4,384</b>	<b>5,626</b>	<b>(1,242)</b>	<b>3,513</b>	<b>-</b>	<b>3,513</b>	<b>3,513</b>	<b>82</b>	<b>3,431</b>
<b>Gross Profit</b>		<b>871</b>	<b>-</b>	<b>871</b>	<b>4,384</b>	<b>5,626</b>	<b>(1,242)</b>	<b>3,513</b>	<b>-</b>	<b>3,513</b>	<b>3,513</b>	<b>82</b>	<b>3,431</b>
Labor Exp.	Payroll/Contractors [4]	-	-	-	-	-	-	-	-	-	-	-	-
	Employee Benefits/Insurance	-	-	-	-	-	-	-	-	-	-	-	-
	Embryologist [4]	-	-	-	-	-	-	-	-	-	-	-	-
<b>Total Labor Expenses</b>		<b>-</b>	<b>-</b>	<b>-</b>	<b>-</b>	<b>-</b>	<b>-</b>	<b>-</b>	<b>-</b>	<b>-</b>	<b>-</b>	<b>-</b>	<b>-</b>
Facility Exp.	Rent [5]	-	-	-	-	-	-	25,545	-	25,545	-	-	-
	Utilities [6]	-	-	-	-	-	-	-	-	-	-	-	-
	Supplies [7]	-	-	-	-	-	-	-	-	-	-	-	-
	<b>Total Facility Expenses</b>		<b>-</b>	<b>-</b>	<b>-</b>	<b>-</b>	<b>-</b>	<b>-</b>	<b>25,545</b>	<b>-</b>	<b>25,545</b>	<b>-</b>	<b>-</b>
<b>Operating Profit</b>		<b>871</b>	<b>-</b>	<b>871</b>	<b>4,384</b>	<b>5,626</b>	<b>(1,242)</b>	<b>(22,032)</b>	<b>-</b>	<b>(22,032)</b>	<b>3,513</b>	<b>82</b>	<b>3,431</b>
General & Admin Exp.	Office Supplies	-	-	-	-	-	-	-	-	-	-	-	-
	Travel & Meals	-	-	-	-	-	-	-	-	-	-	-	-
	Insurance	-	-	-	-	-	-	-	-	-	-	-	-
	Equipment lease payoff	-	-	-	-	-	-	-	-	-	-	-	-
	Bank Fees	-	178	(178)	-	-	-	-	25	(25)	-	-	-
	Customer Payouts	-	-	-	-	-	-	-	-	-	-	-	-
	Computer Software/Medical Records [8]	2,095	-	2,095	-	-	-	-	-	-	-	-	-
	Dewar Alarm System [9]	-	-	-	-	43	(43)	-	-	-	-	-	-
	Insurance [10]	-	-	-	-	-	-	-	-	-	-	-	-
	Professional Fees - IT [11]	-	-	-	-	-	-	443	-	443	-	-	-
	Professional Fees - Resolute	24,400	-	24,400	16,795	-	16,795	16,795	-	16,795	19,795	-	19,795
	Professional Fees - Legal	6,020	-	6,020	6,020	-	6,020	6,020	-	6,020	6,020	-	6,020
	State and Local Sales Tax	-	-	-	-	-	-	-	-	-	-	-	-
Other G&A Expenses [12]	-	-	-	-	-	-	-	-	-	-	-	-	
<b>Total Administrative Expenses</b>		<b>32,515</b>	<b>178</b>	<b>32,337</b>	<b>22,815</b>	<b>43</b>	<b>22,772</b>	<b>23,258</b>	<b>25</b>	<b>23,233</b>	<b>25,815</b>	<b>-</b>	<b>25,815</b>
<b>Total Expenses</b>		<b>32,515</b>	<b>178</b>	<b>32,337</b>	<b>22,815</b>	<b>43</b>	<b>22,772</b>	<b>48,803</b>	<b>25</b>	<b>48,778</b>	<b>25,815</b>	<b>-</b>	<b>25,815</b>
<b>Beginning Cash Balance</b>		<b>(545,280)</b>	<b>21,631</b>	<b>(566,911)</b>	<b>(576,924)</b>	<b>21,453</b>	<b>(598,377)</b>	<b>(595,355)</b>	<b>27,036</b>	<b>(622,392)</b>	<b>(640,646)</b>	<b>27,011</b>	<b>(667,657)</b>
<b>Net Income</b>		<b>(31,644)</b>	<b>(178)</b>	<b>(31,466)</b>	<b>(18,431)</b>	<b>5,583</b>	<b>(24,014)</b>	<b>(45,290)</b>	<b>(25)</b>	<b>(45,265)</b>	<b>(22,302)</b>	<b>82</b>	<b>(22,384)</b>
<b>Ending Cash Balance</b>		<b>(576,924)</b>	<b>21,453</b>	<b>(598,377)</b>	<b>(595,355)</b>	<b>27,036</b>	<b>(622,392)</b>	<b>(640,646)</b>	<b>27,011</b>	<b>(667,657)</b>	<b>(662,948)</b>	<b>27,094</b>	<b>(690,041)</b>

Center for Reproductive Health  
 Receivership Estate  
 Weekly Cash Flow Budget to Actual  
 Weeks 1 - 22

		Week 13			Week 14			Week 15			Week 16		
		Budget	Actual	Variance	Budget	Actual	Variance	Budget	Actual	Variance	Budget	Actual	Variance
	Week beginning												
	Week ending												
Revenue	Accounts Receivable Collections [1]	3,513	1,048	2,465	-	-	-	-	-	-	-	-	-
	Other Income Interest/rebates/returns	-	353	(353)	-	-	-	-	-	-	-	-	-
	TNAGO Funding [2]	-	150,000	(150,000)	-	-	-	-	-	-	-	-	-
	Cryo Storage [3]	-	-	-	-	-	-	-	8,325	(8,325)	-	-	-
	<b>Total Revenue</b>	<b>3,513</b>	<b>151,401</b>	<b>(147,888)</b>	<b>-</b>	<b>-</b>	<b>-</b>	<b>-</b>	<b>8,325</b>	<b>(8,325)</b>	<b>-</b>	<b>-</b>	<b>-</b>
	<b>Gross Profit</b>	<b>3,513</b>	<b>151,401</b>	<b>(147,888)</b>	<b>-</b>	<b>-</b>	<b>-</b>	<b>-</b>	<b>8,325</b>	<b>(8,325)</b>	<b>-</b>	<b>-</b>	<b>-</b>
Labor Exp.	Payroll/Contractors [4]	-	5,480	(5,480)	-	-	-	-	1,686	(1,686)	-	-	-
	Employee Benefits/Insurance	-	-	-	-	-	-	-	-	-	-	-	-
	Embryologist [4]	-	-	-	-	-	-	-	-	-	-	-	-
	<b>Total Labor Expenses</b>	<b>-</b>	<b>5,480</b>	<b>(5,480)</b>	<b>-</b>	<b>-</b>	<b>-</b>	<b>-</b>	<b>1,686</b>	<b>(1,686)</b>	<b>-</b>	<b>-</b>	<b>-</b>
Facility Exp.	Rent [5]	-	-	-	25,545	15,000	10,545	-	-	-	-	-	-
	Utilities [6]	-	2,500	(2,500)	-	-	-	-	-	-	-	-	-
	Supplies [7]	-	67	(67)	-	449	(449)	-	-	-	-	516	(516)
		<b>Total Facility Expenses</b>	<b>-</b>	<b>2,567</b>	<b>(2,567)</b>	<b>25,545</b>	<b>15,449</b>	<b>10,096</b>	<b>-</b>	<b>-</b>	<b>-</b>	<b>-</b>	<b>516</b>
	<b>Operating Profit</b>	<b>3,513</b>	<b>143,354</b>	<b>(139,841)</b>	<b>(25,545)</b>	<b>(15,449)</b>	<b>(10,096)</b>	<b>-</b>	<b>6,638</b>	<b>(6,638)</b>	<b>-</b>	<b>(516)</b>	<b>516</b>
General & Admin Exp.	Office Supplies	-	-	-	-	-	-	-	-	-	-	-	-
	Travel & Meals	-	-	-	-	-	-	-	-	-	-	-	-
	Insurance	-	-	-	-	-	-	-	-	-	-	-	-
	Equipment lease payoff	-	-	-	-	-	-	-	-	-	-	-	-
	Bank Fees	-	403	(403)	-	-	-	-	-	-	-	-	-
	Customer Payouts	-	-	-	-	-	-	-	-	-	-	-	-
	Computer Software/Medical Records [8]	-	4,555	(4,555)	-	2,351	(2,351)	-	200	(200)	-	3,104	(3,104)
	Dewar Alarm System [9]	-	358	(358)	-	493	(493)	-	-	-	-	-	-
	Insurance [10]	-	10,064	(10,064)	-	-	-	-	-	-	-	-	-
	Professional Fees - IT [11]	-	-	-	-	-	-	-	-	-	-	-	-
	Professional Fees - Resolute	14,615	59,163	(44,548)	31,250	-	31,250	31,250	-	31,250	31,250	-	31,250
	Professional Fees - Legal	6,020	25,615	(19,595)	-	-	-	-	-	-	-	-	-
	State and Local Sales Tax	-	-	-	-	-	-	-	904	(904)	-	-	-
Other G&A Expenses [12]	-	5,017	(5,017)	-	-	-	-	-	-	-	-	-	
	<b>Total Administrative Expenses</b>	<b>20,635</b>	<b>105,176</b>	<b>(84,541)</b>	<b>31,250</b>	<b>2,844</b>	<b>28,406</b>	<b>31,250</b>	<b>1,104</b>	<b>30,146</b>	<b>31,250</b>	<b>3,104</b>	<b>28,146</b>
	<b>Total Expenses</b>	<b>20,635</b>	<b>113,222</b>	<b>(92,587)</b>	<b>56,795</b>	<b>18,293</b>	<b>38,502</b>	<b>31,250</b>	<b>2,790</b>	<b>28,460</b>	<b>31,250</b>	<b>3,620</b>	<b>27,630</b>
	<b>Beginning Cash Balance</b>	<b>(662,948)</b>	<b>27,094</b>	<b>(690,041)</b>	<b>(680,070)</b>	<b>65,272</b>	<b>(745,342)</b>	<b>(736,865)</b>	<b>46,979</b>	<b>(783,844)</b>	<b>(768,115)</b>	<b>52,513</b>	<b>(820,628)</b>
	<b>Net Income</b>	<b>(17,122)</b>	<b>38,178</b>	<b>(55,300)</b>	<b>(56,795)</b>	<b>(18,293)</b>	<b>(38,502)</b>	<b>(31,250)</b>	<b>5,535</b>	<b>(36,785)</b>	<b>(31,250)</b>	<b>(3,620)</b>	<b>(27,630)</b>
	<b>Ending Cash Balance</b>	<b>(680,070)</b>	<b>65,272</b>	<b>(745,342)</b>	<b>(736,865)</b>	<b>46,979</b>	<b>(783,844)</b>	<b>(768,115)</b>	<b>52,513</b>	<b>(820,628)</b>	<b>(799,365)</b>	<b>48,894</b>	<b>(848,258)</b>

Center for Reproductive Health  
 Receivership Estate  
 Weekly Cash Flow Budget to Actual  
 Weeks 1 - 22

		Week 17			Week 18			Week 19			Week 20			
		8/19/2024			8/26/2024			9/2/2024			9/9/2024			
		8/25/2024			9/1/2024			9/8/2024			9/15/2024			
		Budget	Actual	Variance	Budget	Actual	Variance	Budget	Actual	Variance	Budget	Actual	Variance	
Revenue	Accounts Receivable Collections [1]	-	-	-	-	-	-	-	-	-	-	-	-	
	Other Income Interest/rebates/returns	-	151,473	(151,473)	-	-	-	-	-	-	-	-	-	
	TNAGO Funding [2]	-	-	-	-	-	-	-	-	-	-	-	-	
	Cryo Storage [3]	-	-	-	-	-	-	-	-	-	-	-	-	
	<b>Total Revenue</b>	-	<b>151,473</b>	<b>(151,473)</b>	-	-	-	-	-	-	-	-	-	
	<b>Gross Profit</b>	-	<b>151,473</b>	<b>(151,473)</b>	-	-	-	-	-	-	-	-	-	
Labor Exp.	Payroll/Contractors [4]	-	1,047	(1,047)	-	1,105	(1,105)	-	-	-	-	785	(785)	
	Employee Benefits/Insurance	-	-	-	-	-	-	-	-	-	-	-	-	
	Embryologist [4]	-	-	-	-	-	-	-	-	-	-	-	-	
	<b>Total Labor Expenses</b>	-	<b>1,047</b>	<b>(1,047)</b>	-	<b>1,105</b>	<b>(1,105)</b>	-	-	-	-	<b>785</b>	<b>(785)</b>	
Facility Exp.	Rent [5]	-	-	-	-	-	-	-	-	-	25,545	-	25,545	
	Utilities [6]	-	-	-	-	-	-	-	-	-	-	-	-	
	Supplies [7]	-	-	-	-	-	-	-	-	-	-	-	-	
		<b>Total Facility Expenses</b>	-	-	-	-	-	-	-	-	-	<b>25,545</b>	-	<b>25,545</b>
	<b>Operating Profit</b>	-	<b>150,427</b>	<b>(150,427)</b>	-	<b>(1,105)</b>	<b>1,105</b>	-	-	-	<b>(25,545)</b>	<b>(785)</b>	<b>(24,760)</b>	
General & Admin Exp.	Office Supplies	-	-	-	-	-	-	-	-	-	-	-	-	
	Travel & Meals	-	-	-	-	-	-	-	-	-	-	-	-	
	Insurance	-	-	-	-	-	-	-	-	-	-	-	-	
	Equipment lease payoff	-	-	-	-	90,130	(90,130)	-	-	-	-	-	-	
	Bank Fees	-	-	-	250	203	47	250	-	250	250	-	250	
	Customer Payouts	-	-	-	-	-	-	-	-	-	-	-	-	
	Computer Software/Medical Records [8]	3,165	685	2,480	460	423	37	460	2,432	(1,972)	460	-	460	
	Dewar Alarm System [9]	-	-	-	-	-	-	-	-	-	-	-	-	-
	Insurance [10]	-	-	-	606	-	606	606	-	606	606	-	606	
	Professional Fees - IT [11]	-	-	-	1,708	-	1,708	1,708	-	1,708	1,708	-	1,708	
	Professional Fees - Resolute	31,250	-	31,250	30,000	-	30,000	30,000	-	30,000	30,000	-	30,000	
	Professional Fees - Legal	-	-	-	-	-	-	-	-	-	-	-	-	
	State and Local Sales Tax	-	-	-	-	-	-	-	-	-	-	-	-	
Other G&A Expenses [12]	20,750	-	20,750	-	-	-	-	-	-	-	-	-		
	<b>Total Administrative Expenses</b>	<b>55,165</b>	<b>685</b>	<b>54,480</b>	<b>33,024</b>	<b>90,756</b>	<b>(57,732)</b>	<b>33,024</b>	<b>2,432</b>	<b>30,592</b>	<b>33,024</b>	-	<b>33,024</b>	
	<b>Total Expenses</b>	<b>213,267</b>	<b>1,731</b>	<b>211,536</b>	<b>33,024</b>	<b>91,861</b>	<b>(58,837)</b>	<b>33,024</b>	<b>2,432</b>	<b>30,592</b>	<b>58,569</b>	<b>785</b>	<b>57,784</b>	
	<b>Beginning Cash Balance</b>	<b>(799,365)</b>	<b>48,894</b>	<b>(848,258)</b>	<b>(1,012,632)</b>	<b>198,636</b>	<b>(1,211,268)</b>	<b>(1,045,656)</b>	<b>106,775</b>	<b>(1,152,431)</b>	<b>(1,078,680)</b>	<b>104,343</b>	<b>(1,183,023)</b>	
	<b>Net Income</b>	<b>(213,267)</b>	<b>149,742</b>	<b>(363,009)</b>	<b>(33,024)</b>	<b>(91,861)</b>	<b>58,837</b>	<b>(33,024)</b>	<b>(2,432)</b>	<b>(30,592)</b>	<b>(58,569)</b>	<b>(785)</b>	<b>(57,784)</b>	
	<b>Ending Cash Balance</b>	<b>(1,012,632)</b>	<b>198,636</b>	<b>(1,211,268)</b>	<b>(1,045,656)</b>	<b>106,775</b>	<b>(1,152,431)</b>	<b>(1,078,680)</b>	<b>104,343</b>	<b>(1,183,023)</b>	<b>(1,137,249)</b>	<b>103,558</b>	<b>(1,240,807)</b>	

Center for Reproductive Health  
 Receivership Estate  
 Weekly Cash Flow Budget to Actual  
 Weeks 1 - 22

		Week 21			Week 22			Total		
		9/16/2024			9/23/2024			4/26/2024		
Week beginning		9/22/2024			9/30/2024			9/30/2024		
Week ending		Budget	Actual	Variance	Budget	Actual	Variance	Budget	Actual	Variance
Revenue	Accounts Receivable Collections [1]	-	-	-	-	2,364	(2,364)	111,043	26,122	84,920
	Other Income Interest/rebates/returns	-	-	-	-	-	-	-	151,984	(151,984)
	TNAGO Funding [2]	-	-	-	-	-	-	-	150,000	(150,000)
	Cryo Storage [3]	-	-	-	-	11,656	(11,656)	20,500	35,845	(15,345)
	<b>Total Revenue</b>	-	-	-	-	<b>14,019</b>	<b>(14,019)</b>	<b>131,543</b>	<b>363,951</b>	<b>(232,408)</b>
	<b>Gross Profit</b>	-	-	-	-	<b>14,019</b>	<b>(14,019)</b>	<b>131,543</b>	<b>363,951</b>	<b>(232,408)</b>
Labor Exp.	Payroll/Contractors [4]	-	-	-	-	1,134	(1,134)	13,368	19,483	(6,115)
	Employee Benefits/Insurance	-	-	-	-	-	-	-	5,747	(5,747)
	Embryologist [4]	-	-	-	-	-	-	1,000	-	1,000
	<b>Total Labor Expenses</b>	-	-	-	-	<b>1,134</b>	<b>(1,134)</b>	<b>14,368</b>	<b>25,230</b>	<b>(10,862)</b>
Facility Exp.	Rent [5]	-	-	-	-	-	-	131,985	15,000	116,985
	Utilities [6]	-	-	-	-	-	-	3,599	2,722	877
	Supplies [7]	-	-	-	-	-	-	438	1,031	(593)
	<b>Total Facility Expenses</b>	-	-	-	-	-	-	<b>136,022</b>	<b>18,754</b>	<b>117,269</b>
	<b>Operating Profit</b>	-	-	-	-	<b>12,886</b>	<b>(12,886)</b>	<b>(18,847)</b>	<b>319,967</b>	<b>(338,815)</b>
General & Admin Exp.	Office Supplies	-	-	-	-	-	-	-	-	-
	Travel & Meals	-	-	-	-	-	-	-	-	-
	Insurance	-	-	-	-	1,547	(1,547)	-	1,547	(1,547)
	Equipment lease payoff	-	-	-	-	-	-	-	90,130	(90,130)
	Bank Fees	250	-	250	250	-	250	1,250	1,652	(402)
	Customer Payouts	-	-	-	-	-	-	-	-	-
	Computer Software/Medical Records [8]	460	2,328	(1,868)	460	-	460	13,802	16,593	(2,791)
	Dewar Alarm System [9]	-	-	-	-	-	-	401	937	(536)
	Insurance [10]	606	-	606	606	-	606	3,636	10,671	(7,034)
	Professional Fees - IT [11]	1,708	-	1,708	1,708	-	1,708	29,869	2,150	27,719
	Professional Fees - Resolute	30,000	-	30,000	5,000	-	5,000	702,580	59,163	643,417
	Professional Fees - Legal	-	-	-	-	-	-	235,590	25,615	209,975
	State and Local Sales Tax	-	-	-	-	-	-	-	904	(904)
Other G&A Expenses [12]	-	-	-	-	-	-	21,199	5,017	16,182	
	<b>Total Administrative Expenses</b>	<b>33,024</b>	<b>2,328</b>	<b>30,696</b>	<b>8,024</b>	<b>1,547</b>	<b>6,477</b>	<b>1,008,327</b>	<b>214,379</b>	<b>793,949</b>
	<b>Total Expenses</b>	<b>33,024</b>	<b>2,328</b>	<b>30,696</b>	<b>8,024</b>	<b>2,681</b>	<b>5,343</b>	<b>1,158,717</b>	<b>258,362</b>	<b>900,355</b>
	<b>Beginning Cash Balance</b>	<b>(1,137,249)</b>	<b>103,558</b>	<b>(1,240,807)</b>	<b>(1,170,273)</b>	<b>101,229</b>	<b>(1,271,503)</b>	<b>6,979</b>	<b>6,979</b>	<b>0</b>
	<b>Net Income</b>	<b>(33,024)</b>	<b>(2,328)</b>	<b>(30,696)</b>	<b>(8,024)</b>	<b>11,338</b>	<b>(19,362)</b>	<b>(1,185,277)</b>	<b>105,589</b>	<b>(1,290,865)</b>
	<b>Ending Cash Balance</b>	<b>(1,170,273)</b>	<b>101,229</b>	<b>(1,271,503)</b>	<b>(1,178,297)</b>	<b>112,568</b>	<b>(1,290,865)</b>	<b>(1,178,297)</b>	<b>112,568</b>	<b>(1,290,865)</b>

Notes:

- [1] Based on EMR reports, the total outstanding insurance accounts receivable is approximately \$235,000. The Receiver estimated A/R collections based on aging category and probability of collection. After the initial 13 week period, the Receiver estimates the insurance A/R balance will be approximately \$123,000. The Receiver believes a large portion of this balance will be uncollectible.
- [2] Per section XIV of the TRO, the State of Tennessee paid \$150,000 in Receiver's and Receiver's Counsel's professional fees and expenses and other expenses of the estate. The Receivership Estate does not have sufficient assets to satisfy the Receiver's professional fee expenses and other operational expenses.
- [3] The Embryo Options system was billing existing patients for cryopreservation storage charges until the date of transfer to TFI on August 21, 2024.
- [4] Receiver initially retained the services of four contractors, that were former CRH employees, to assist in system access, record identification, transfer of medical records, and other services. Currently the Receiver has one contractor retained for medical records assistance.
- [5] The Receiver anticipates payment of May, June, July, August and September rent for CRH facility to allow for the transfer of dewars, physical records, and to facilitate a sale of office/lab equipment.
- [6] Utilities include internet and phone service through September 2024.
- [7] Estimated expense for weekly liquid nitrogen delivery to maintain dewars until actual transfer in Week 17.
- [8] Computer Software includes various EMR systems, cloud-based server, and other subscriptions critical to the receivership objectives.
- [9] Charge for Unlimited Security, the alarm system monitoring the dewars through August 2024.
- [10] Insurance premium payment required to maintain existing general liability policy.
- [11] Estimated charge to Receiver's professional IT team to establish access to critical IT subscriptions and services, created and maintain Receiver's CRH website, provide phone services, and to secure and store all company records.
- [12] Payment to Medpro for Hazardous waste material pickup and Mode One (\$19,500) for e-discovery and electronic data preservation.
- [13] This budget does not include costs for the facility that will receive the dewars, E-discovery expenses, expenses associated with the long-term storage of physical and electronic patient medical record, or additional insurance premiums.

**Receiver's Interim Report #5**  
**State of Tennessee vs. The Center for Reproductive Health**

**EXHIBIT C**

Center for Reproductive Health		
Receiver's Cash Sources & Uses		
For the Period: April 30, 2024 - Sept 30, 2024		
<b>Beginning Bank Balance as of 4/30/2024</b>	[1]	<b>\$ 6,979</b>
Receipts		
Insurance Payments Received		26,205
Asset Sale		151,000
Cooper Surgical - Cryo Storage		35,844
Initial Funding from TNAGO		150,000
Other income		901
<b>Total Receipts</b>		<b>\$ 363,950</b>
Disbursements		
Professional Fees IT	[2]	3,289
Professional Fees Receiver		59,163
Professional Fees Counsel		25,615
Rent		15,000
Insurance	[3]	12,218
Nitrogen Delivery		355
Technology/Production Software		5,242
United Healthcare - Employee Benefit Premiums	[4]	5,747
Unlimited Security-Alarms		936
First Citizens- Equipment Lease payoff		90,130
Stretto		5,000
Fifth Third - Bank Fees	[5]	1,652
Medical Record storage		12,712
Contractors	[6]	19,483
Med Pro- Medical waste disposal	[7]	898
Misc G&A		921
<b>Total Disbursements</b>		<b>\$ 258,361</b>
<b>Net Income/Loss</b>	[8]	<b>\$ 105,589</b>
Receivership Defendant bank balance as of 9/30/24	[9]	-
Receivership bank balance as of 9/30/24		112,568
<b>Bank Balances as of 9/30/2024</b>		<b>\$ 112,568</b>
Actual Accrued Expenses through September 30		
Facility		
Healthpeak - Rent & Utilities	[10]	\$ 116,985
StorPlace of Med Center - Rent	[11]	2,430
<b>Total Facility</b>		<b>\$ 119,415</b>
G&A		
Resolute - Receiver Professional Fees through 9/30/2024	[12]	702,440
Spencer Fane - Receiver's Counsel Fees through 9/30/24	[13]	424,385
Unlimited Security- Dewar Alarm System	[14]	43
Contractor Payroll- Jayme Bess 9/26/24-9/30/24	[15]	580
Stretto	[16]	17,069
Hartford Insurance		1,512
AL Compressed Gas - Supplies	[17]	8
MRD Forensic Services	[18]	20,750
<b>Total G&amp;A</b>		<b>1,166,788</b>
<b>Total Accrued Expenses through Sept 2024</b>		<b>\$ 1,286,203</b>
<b>Available Bank Balances After Actual Accrued Expenses as of 9/30/2024</b>		<b>\$ (1,173,635)</b>



Center for Reproductive Health  
Receiver's Cash Sources & Uses  
For the Period: April 30, 2024 - Sept 30, 2024

Notes:

- [1] Consolidated balance of Receivership Entities Defendant bank accounts as of 4/30/24.
- [2] Professional IT fees to Simplify IT for email and phone line set up.
- [3] Hartford insurance premium payment for general liability, property, and errors and omissions policies.
- [4] United Healthcare employee benefit premium for health benefits through 4/30/24.
- [5] Bank fees from Receivership Defendant's bank account at Fifth Third Bank.
- [6] Contractor invoices reflect services incurred from 4/29/24 - 9/22/2024.
- [7] Medpro provides hazardous waste disposal services. Receiver originally purchased two removal boxes (\$449 each), second box was cancelled, refund pending.
- [8] Total receipts less total disbursements.
- [9] Funds in the Receivership Defendant bank were transferred to Receiver bank account on 9/23/24.
- [10] Receivership Defendant's facility base rent and utilities pro-rated for the period 4/26/24 - 4/30/24 (\$4,258.00) plus May, June, July, August and Sept 2024 ( $\$25,545.47 \times 5$ ) less \$15,000 payment made in August. Estimated utilities include electric, water, and sewage. Estimated monthly rent owed is \$25,545.47 which includes a base charge of \$16,250.46.
- [11] Storage unit May 2024, June, July, August and September 2024 base rent for two units. Contents of the storage units include various medical records. Rents are \$257/month for unit 3117 and \$229/month for unit 5212.
- [12] Receiver's invoices total \$218,206.46 for May services, \$140,054.54 for June services, \$100,034.17 for July services, and \$124,145.27 for August expenses. Estimated costs for September total \$120,000 based on hourly averages.
- [13] Receiver's Counsel invoices total \$105,860.60 for May services, \$111,974.47 for June services, \$39,769.12 for July services and \$91,176.73 for August services. Estimated cost for September is \$75,604 based on average hours billed to date.
- [14] August monthly service accrued amount of \$42.95.
- [15] Hours accrued through 9/30/24 by Contractor.
- [16] Outstanding invoice 11894 for \$17,069.24. Estimated May and June 2024 fees for services related website, phone line, and patient noticing (\$18,704).
- [17] Receiver accepted delivery of CO2 for providing gas to Incubator. All other services with ALC Gas have been cancelled due to transfer of dewars to TFI.
- [18] MRD Forensic Services was engaged to collect all electronic data for computers at CRH facility. Services performed included clearing all hard drives for the asset sale.