

UNITED STATES COURT OF APPEALS
FOR THE THIRD CIRCUIT

No. 03-1225

IN RE: GENESIS HEALTH VENTURES, INC.,
Debtor

GENESIS HEALTH VENTURES, INC.

v.

KELLY BEAUDIN STAPLETON, ACTING
UNITED STATES TRUSTEE FOR
REGION 3

(District of Delaware D.C. 01-cv-00853)

IN RE: MULTICARE AMC, INC.,
Debtor

MULTICARE AMC, INC.

v.

KELLY BEAUDIN STAPLETON, ACTING
US TRUSTEE

JOSEPH J. MCMAHON, JR.,
Trustee

(District of Delaware D.C. 02-cv-00053)

Genesis Health Ventures, Inc.,
Multicare AMC Inc.,

Appellants

No. 03-2722

IN RE: GENESIS HEALTH VENTURES, INC.;
MULTICARE AMC, INC.,
Debtors

REORGANIZED DEBTORS GENESIS
HEALTH VENTURES INC.

v.

KELLY BEAUDIN STAPLETON, Acting US Trustee

JOSEPH J. MCMAHON, JR.,
Trustee

GENESIS HEALTH VENTURES, INC.;
MULTICARE AMC INC,

Appellants

Appeal from the United States District Court
for the District of New Jersey
(D.C. Civil Action Nos. 01-cv-00853 and 02-cv-01322)
District Judge: Honorable Joseph J. Farnan, Jr.

Argued June 29, 2004

Before: AMBRO, ALDISERT and STAPLETON, Circuit Judges

(Opinion filed March 31, 2005)

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ORDER AMENDING PUBLISHED OPINION

AMBRO, *Circuit Judge*

It is now ordered that the published Opinion in the above case filed March 31, 2004, be amended as follows:

On page 19, second paragraph, at the end of line four after the words “no one” insert “(creditor or debtor)”. In the following line, after the word “consolidation”, delete the phrase “–creditor or debtor”.

By the Court,

/s/ Thomas L. Ambro, Circuit Judge

Dated: May 17, 2005

CRG/cc: Russell C. Siberglied, Esq.

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