#### **Entered on Docket**

EDWARD J. EMMONS, CLERK U.S. BANKRUPTCY COURT NORTHERN DISTRICT OF CALIFORNIA

Docket #1902 Date Filed: 04/22/2025

ORNIA

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The following constitutes the order of the Court. Signed: April 22, 2025

William J. Lafferty, III U.S. Bankruptcy Judge

## UNITED STATES BANKRUPTCY COURT

## NORTHERN DISTRICT OF CALIFORNIA

#### **OAKLAND DIVISION**

In re:

THE ROMAN CATHOLIC BISHOP OF OAKLAND, a California corporation sole,

Debtor.

Case No. 23-40523 WJL

Chapter 11

ORDER GRANTING DEBTOR'S MOTION FOR ENTRY OF ORDER APPROVING SETTLEMENT WITH RUBEN GALINDO, AS TRUSTEE OF THE EDWARD J. BENNETT TRUST, PURSUANT TO FED. R. BANKR. P. 9019

Judge: Hon. William J. Lafferty

Date: April 23, 2025 Time: 10:30 a.m.

Place: United States Bankruptcy Court

1300 Clay Street Courtroom 220 Oakland, CA 94612

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1 2 Trustee of the Edward J. Bennett Trust, Pursuant to Fed. R. Bankr. P. 9019, [Docket No. 1868] (the 3 "Motion"), filed by The Roman Catholic Bishop of Oakland, a California corporation sole, and the debtor 4 and debtor in possession (the "Debtor") in the above-captioned chapter 11 bankruptcy case, seeking 5 approval of a settlement agreement (the "Settlement Agreement") between Rubin Galindo ("Mr. Galindo"), as trustee of the Edward J. Bennett Trust dated December 17, 2014 (the "Bennett Trust"), and 6 the Debtor, concerning claims the Debtor filed against Mr. Galindo in the Contra Costa County Probate 8 Court regarding Mr. Galindo's administration of the Bennett Trust; the Court having reviewed and 9 considered the Motion, the Declaration of Attila Bardos in Support of Debtor's Motion for Entry of Order 10 Approving Settlement with Ruben Galindo, as Trustee of the Edward J. Bennett Trust, Pursuant to Fed. 11 R. Bankr. P. 9019 (the "Bardos Declaration") and all other filings in support of or opposition to the 12 Motion; no objection to the Motion having been filed, as set forth in the certificate of no objection filed 13 by the Debtor regarding the Motion [Docket No. 1899]; the Court finding that it has jurisdiction over this 14 matter, that venue in this Court is proper, and that notice of the Motion was reasonable and is sufficient 15

IT IS HEREBY ORDERED THAT:

1. The Motion is granted as set forth herein.

2. The Settlement Agreement attached as Exhibit 1 to the Bardos Declaration is approved and the Debtor is authorized to enter into the Settlement Agreement pursuant to Bankruptcy Rule 9019, as well as Section 105 of the Bankruptcy Code, with all terms and conditions of the Settlement Agreement incorporated by reference herein, it being the intention of the Court to approve each of them in this Order.

under the circumstances; and the Court finding the relief requested in the Motion is in the best interests of

the Debtor, its creditors, and other parties in interest; and after due deliberation and good cause appearing

Upon the Debtor's Motion for Entry of Order Approving Settlement with Ruben Galindo, as

3. Pursuant to Bankruptcy Rule 9019, as well as Section 105 of the Bankruptcy Code, the Debtor is authorized to enter into, perform, execute, and deliver all documents, and to take all actions, necessary to immediately and/or fully implement and perform the Settlement Agreement in accordance with the terms, conditions, and agreements set forth therein, all of which are hereby approved.

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therefor;

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- 4. The Settlement Agreement reflects a consensual compromise and settlement of the Debtor's claims against Mr. Galindo.
- 5. This Order shall not be treated as or deemed evidence of or an admission of any fact or liability by any party, or of the merit or lack of merit of any claim or defense of any party.
- 6. Any objections or reservations of rights in respect of the Settlement Agreement, Motion or the relief requested therein are hereby denied and overruled.
- 7. The Debtor is authorized to take all actions necessary to effectuate the relief granted in this Order in accordance with the Motion.
- 8. This Court shall retain jurisdiction with respect to all matters arising from or related to the implementation and/or interpretation of this Order.

\*\*END OF ORDER\*\*

# **COURT SERVICE LIST**

All ECF Recipients.

ORDER APPROVING SETTLEMENT WITH BENNETT TRUST

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