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Attorneys for Movant
EMMA MACIAS

UNITED STATES BANKRUPTCY COURT
NORTHERN DISTRICT OF CALIFORNIA (OAKLAND)

In re

THE ROMAN CATHOLIC BISHOP OF
OAKLAND dba
DIOCESE OF OAKLAND dba
ROMAN CATHOLIC DIOCESE OF
OAKLAND,

Debtors.

Bk. No.: 23-40523-WJL

R.S. No: KL-12

Chapter 11

MOTION FOR RELIEF FROM THE
AUTOMATIC STAY TO PROCEED WITH
STATE COURT LITIGATION AND/OR
ABSTENTION UNDER 28 U.S.C. 1334(C)(1)

Hearing -

Date: February 11, 2026

Time: 9:30 a.m.

Place: United States Bankruptcy Court
1300 Clay Street, Courtroom 220
Oakland, CA 94612

Honorable William J. Lafferty

EMMA MACIAS (“Movant” herein), moves and notices the Court for relief from the Automatic Stay provided by 11 U.S.C. 362 as to moving party and/or Abstention Under 28 U.S.C. §1334(c)(1) so that Movant can proceed with his personal injury State Court Lawsuit against the Debtor pending in the Alameda County Superior Court (Case No. HG21087907) (“State Court Lawsuit”). This motion is based on this Motion for Relief from Automatic Stay, the Memorandum of Points and Authorities, and the Declaration of Aram Zohrabian in Support, which are all being



1 filed concurrently herewith. The motion will also seek such other relief as the Court deems just
2 and proper.

3 As more fully set forth in the Memorandum of Points and Authorities filed concurrently
4 herewith, Movant had commenced the State Court Lawsuit against the Debtor as a result of an
5 incident that occurred on January 20, 2019, at 10:00 a.m. at Corpus Christi Catholic Church in
6 Fremont California. Movant was an invitee to the church, and had slipped and fell on a wet floor
7 at the Church. She sustained severe injuries to her right knee that required surgery. On January 19,
8 2021, Movant filed Complaint in the Superior Court of the County of Alameda (Case no.
9 HG21087907), which named the following Defendants: 1) Diocese of Oakland, 2) Corpus Christi
10 Church; and 3) Corpus Christi Catholic Church, Piedmont. Although trial was originally
11 scheduled for July 31, 2023, in light of the instant bankruptcy filing, the trial was vacated and no
12 trial date had been set.

14 By way of this Motion, Movant seeks relief from stay so that it could proceed with trial in
15 this matter and liquidate the claim. If a Plan is ultimately confirmed in this matter, Movant agrees
16 to abide by the terms of any confirmed Plan with respect to payment on the claim. The instant
17 motion for relief from stay only seeks that the Court grant relief from stay to allow Movant to
18 proceed to trial in State Court.

20 In the event the Debtor or Debtor's counsel, Official Committee of Unsecured Creditors,
21 the U.S. Trustee, or any other interested party, fail to appear at a hearing on this motion, the Court
22 may grant relief from the Automatic Stay and/or an Order abstaining pursuant to 28 U.S.C.
23 §1334(c)(1), as well as any other relief as prayed for in the instant Motion. Pursuant to B.L.R.
24 4001-1(f), respondents to the Motion are not required to, but may, file responsive pleadings, points
25 and authorities, and declarations for any preliminary hearing.

27 WHEREFORE, Movant prays judgment as follows:
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- (1) For an Order granting relief from the Automatic Stay for cause pursuant to 11 U.S.C. §§ 362(d)(1), so that Movant can proceed with its State Court Lawsuit;
- (2) For an Order Abstaining pursuant to 28 U.S.C. §1334(c)(1);
- (3) For an Order waiving the 14-day stay provided by Bankruptcy Rule 4001(a);
- (4) For such other relief as this Court deems appropriate.

DATED: January 26, 2026

KATZ LAW, APC

By: 
LIOR KATZ
Attorney for Movant

UNITED STATES BANKRUPTCY COURT
Northern District of California

In re: THE ROMAN CATHOLIC BISHOP OF OAKLAND

Bankruptcy No.: 23-40523-WJL
R.S. No.: KL-12
Hearing Date: February 11, 2026
Time: 9:30 am

Debtor(s)

Relief From Stay Cover Sheet

Instructions: Complete caption and Section A for all motions. Complete Section B for mobile homes, motor vehicles, and personal property. Complete Section C for real property. Utilize Section C as necessary. If moving party is not a secured creditor, briefly summarize the nature of the motion in Section D.

(A) Date Petition Filed: 5/8/2023 Chapter: 11
Prior hearings on this obligation: _____ Last Day to File §523/§727 Complaints: _____

(B) Description of personal property collateral (e.g. 1983 Ford Taurus):

Secured Creditor [] or lessor []
Fair market value: \$ _____ Source of value: _____
Contract Balance: \$ _____ Pre-Petition Default: \$ _____
Monthly Payment: \$ _____ No. of months: _____
Insurance Advance: \$ _____ Post-Petition Default: \$ _____
No. of months: _____

(C) Description of real property collateral (e.g. Single family residence, Oakland, CA):

Fair market value: \$ _____ Source of value: _____ If appraisal, date: _____

Moving Party's position (first trust deed, second, abstract, etc.):

Approx. Bal. \$ _____ Pre-Petition Default: \$ _____
As of (date): _____ No. of months: _____
Mo. payment: \$ _____ Post-Petition Default: \$ _____
Notice of Default (date): _____ No. of months: _____
Notice of Trustee's Sale: _____ Advances Senior Liens: \$ _____

Specify name and status of other liens and encumbrances, if known (e.g. trust deeds, tax liens, etc.):

Position	Amount	Mo. Payment	Defaults
1 st Trust Deed: _____	\$ _____	\$ _____	\$ _____
2 nd Trust Deed: _____	\$ _____	\$ _____	\$ _____
_____:	\$ _____		
_____:	\$ _____		
_____:	\$ _____		
(Total)	\$ <u>0</u>	\$ _____	\$ _____

(D) Other pertinent information: Movant sued Debtor pre-petition in the County of Alameda Superior Court, as a result of a slip-and-fall accident. Movant seeks relief from the automatic stay solely so that it could proceed to Judgment in the State Court.

Dated: 1/26/2026



Signature
Lior Katz

Print or Type Name

Attorney for Movant

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8 Attorneys for Movant
9 EMMA MACIAS

10 UNITED STATES BANKRUPTCY COURT
11 NORTHERN DISTRICT OF CALIFORNIA (OAKLAND)

12 In re

13 THE ROMAN CATHOLIC BISHOP OF
14 OAKLAND dba
15 DIOCESE OF OAKLAND dba
16 ROMAN CATHOLIC DIOCESE OF
17 OAKLAND,

18 Debtors.

Bk. No.: 23-40523-WJL

R.S. No: KL-12

Chapter 11

MEMORANDUM OF POINTS AND
AUTHORITIES IN SUPPORT OF MOTION
FOR RELIEF FROM THE AUTOMATIC
STAY TO PROCEED WITH STATE COURT
LITIGATION AND/OR ABSTENTION
UNDER 28 U.S.C. 1334(C)(1)

Hearing -

Date: February 11, 2026

Time: 9:30 a.m.

Place: United States Bankruptcy Court
1300 Clay Street, Courtroom 220
Oakland, CA 94612

Honorable William J. Lafferty

22 EMMA MACIAS (“Movant” herein), hereby submits the following Memorandum of
23 Points and Authorities in support of her Motion requesting relief from the Automatic Stay
24 provided by 11 U.S.C. § 362 as follows:
25

26 I. FACTUAL SUMMARY

27 Movant was injured in one of the Debtor’s facilities and proceeded pre-petition with filing
28

1 a personal injury claim against the Debtor in State Court. The claim arose from a slip and fall that
2 occurred on a rainy Sunday on January 20, 2019, at 10:00 a.m. at Corpus Christi Catholic Church
3 in Fremont California, wherein Movant, a loyal invitee of the church since 2015, was walking
4 towards the bathroom in the lobby of the church where she slipped and fell on a wet floor and
5 sustained severe injuries to her right knee.

6 Movant claimed that despite the fact that it had been raining for hours prior to her arrival
7 and Debtor had ample time to take the appropriate safety measures to avoid a slip and fall accident
8 on the premises that rainy day, Debtor failed to take any precautionary measures whatsoever such
9 as by placing mats and/or warning signs to warn Movant and other invited guests of the wet,
10 slippery floor. There were witnesses to the incident.

12 With respect to her injuries, Movant she was diagnosed with a patella fracture. The
13 severity of her injury is evidenced by her stay at the hospital for three entire days, where she
14 obtained extensive treatment and an invasive surgery to her right knee. Movant was then given a
15 leg brace that ran all the way from her groin to her heel, covering her entire leg, which she wore
16 for two entire months after the accident. Ms. Macias was incapacitated and unable to walk
17 normally for five months following the accident.

19 *A. The State Court Lawsuit*

20 On January 19, 2021, Movant filed Complaint in the Superior Court of the County of
21 Alameda (Case no. HG21087907), which named the following Defendants: 1) Diocese of
22 Oakland, 2) Corpus Christi Church; and 3) Corpus Christi Catholic Church, Piedmont. The parties
23 engaged in written discovery in this matter and a deposition of Movant had been taken on May 17,
24 2022. Although trial was originally scheduled for July 31, 2023, in light of the instant bankruptcy
25 filing, the trial was vacated and no trial date had been set. Movant seeks relief from stay so that it
26 could proceed with trial in this matter and liquidate the claim. Movant understands that once the
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1 claim is liquidated, its treatment will be in accordance with the terms of any confirmed Chapter 11
2 Plan. A copy of the Complaint filed in the State Court Lawsuit is attached as Exhibit “A” to the
3 concurrently filed Declaration Aram Zohrabian in Support, which is the operative complaint in the
4 State Court Lawsuit and contains the allegations concerning Movant’s claims. A copy of the
5 docket of the State Court Lawsuit is attached as Exhibit “B” to the concurrently filed Declaration
6 Aram Zohrabian in Support.

7
8 B. *Insurance Coverage*

9 During the course of discovery in this matter, Debtor disclosed that it is ensured for the
10 Incident by The National Catholic Risk Retention Group, Inc., 801 Warrenville Road, Suite
11 620, Lisle, IL 60532-4348. The coverages are \$750,000.00 after self-insured retention of
12 \$250,000.00.

13 C. *The Instant Bankruptcy Filing*

14 This case has been pending since May 8, 2023 without any Chapter 11 Plan being
15 confirmed. It is also unclear when, if ever, a plan will be confirmed in this matter. On October 20,
16 2025, the Debtor filed a motion to dismiss this chapter 11 case [Dkt. No. 2293] (the “Dismissal
17 Motion”). The Dismissal Motion was granted without prejudice by the Court at an October 29,
18 2025 hearing. Nonetheless, the Court did not dismiss the Chapter 11 Case immediately and instead
19 set a status conference on the Dismissal Motion for November 12, 2025, to allow additional time
20 for mediation.
21

22 On November 25, 2025, the Court entered an Order dismissing the bankruptcy case
23 effective November 26, 2025 at 5:00 pm PT unless the Debtor filed with the Court “a
24 settlement term sheet which (a) sets forth the basic structure and provisions of a plan with
25 enough information to understand in basic terms the treatment of claims, and (b) is signed by
26 the Debtor and any party who is in support of the term sheet.” [Dkt. No. 2467].
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1 On November 26, 2025, the Mediators circulated a Mediators' Proposal to the Debtor,
2 the Debtor's affiliates, the Committee and the Insurers. Given that the Dismissal Deadline was
3 5:00 pm PT that day, the Committee agreed to extend the deadline to allow for further
4 negotiations.

5 On December 10, 2025, just before the deadline that the Court set to dismiss the case, the
6 Debtor filed a Term Sheet setting forth certain terms of a Fourth Amended Plan of Reorganization,
7 which was executed on behalf of the Debtor, the Roman Catholic Welfare Corporation, Adventus
8 and three insurance carriers: Continental Casualty Company, Westport Insurance Corporation and
9 the London Market Insurers. Since then, it is unclear if any progress has been made toward the
10 filing of a Fourth Amended Plan of Reorganization. Movant's counsel contacted Debtor's counsel
11 for updates since the Term Sheet was filed, but no response was received. Movant has waited for
12 many months for either a plan to be confirmed, or for the case to ultimately dismiss, but neither
13 had occurred. Thus, Movant seeks to resume her state court liquidate to liquidate the claim. If a
14 plan is confirmed in this bankruptcy, then any treatment of the liquidated claim will be in
15 accordance with the confirmed Plan.
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18 II. RELIEF FROM THE AUTOMATIC STAY SHOULD BE GRANTED
19 PURSUANT TO 11 U.S.C. 362(d)(1) SO THAT MOVANT CAN PROCEED
20 WITH HIS STATE COURT LAWSUIT

21 11 U.S.C. 362(d)(1) provides as follows:

22 (d) On request of a party in interest and after notice and a hearing, the court shall
23 grant relief from the stay provided under subsection (a) of this section, such as by
24 terminating, annulling, modifying, or conditioning such stay—

25 (1) for cause, including the lack of adequate protection of an interest in
26 property of such party in interest;

26 Relief from the automatic stay may be granted to allow a state court litigation in another forum to
27 proceed to conclusion. *See, e.g., Packerland Packing Co. v. Griffith Beverage Co. (In re Kimble)*,

1 776 F.2d 802, 807 (9th Cir. 1985). Courts have routinely considered the following twelve (12)
2 distinct factors in determining whether to lift the stay to permit a state court litigation to continue
3 in another forum:

- 4 1. Whether the relief will result in a partial or complete resolution of the issues;
- 5 2. The lack of any connection with or interference with the bankruptcy case;
- 6 3. Whether the foreign proceeding involves the debtor as a fiduciary;
- 7 4. Whether a specialized tribunal has been established to hear the particular cause of action
8 and whether that tribunal has the expertise to hear such cases;
- 9 5. Whether the debtor's insurance carrier has assumed full financial responsibility for
10 defending the litigation;
- 11 6. Whether the action essentially involves third parties, and the debtor functions only as a
12 bailee or conduit for the goods or proceeds in question;
- 13 7. Whether the litigation in another forum would prejudice the interests of other creditors,
14 the creditors' committee and other interested parties;
- 15 8. Whether the judgment claim arising from the foreign action is subject to equitable
16 subordination under Section 510(c);
- 17 9. Whether movant's success in the foreign proceeding would result in a judicial lien
18 avoidable by the debtor under Section 522(f);
- 19 10. The interests of judicial economy and the expeditious and economical determination of
20 litigation for the parties;
- 21 11. Whether the foreign proceedings have progressed to the point where the parties are
22 prepared for trial, and
- 23 12. The impact of the stay on the parties and the "balance of hurt".

24 Truebro, Inc. v. Plumberex Specialty Prods., Inc. (In re Plumberex Specialty Prods., Inc.), 311
25 B.R. 551, 558 (C.D. Cal. 2004) (citing In re Curtis, 40 B.R. 795, 799-800 (Bankr. D. Utah 1984)).
26 However, not all twelve (12) factors are relevant in every case. Id. at 560.

27 The party requesting relief from the stay bears the initial burden to show "cause" exists,
28 but once a prima facie case of "cause" is established, the party opposing relief must disprove the
existence of "cause". 11 U.S.C. §362(g). The legislative history to § 362 provides that "cause"
may be established by a single factor such as "lack of any connection with or interference with the
pending bankruptcy case". H.R. rep. No. 95-595, 95th Cong., 1st Sess., 343-344 (1977).

An analysis of the factors relevant to this case supports granting relief from the automatic
stay "for cause" pursuant to 11 U.S.C. 362(d)(1) so that Movant can proceed with his State Court
Lawsuit and have her personal injury claim liquidated in state court. In this case, the following

1 factors apply: (1) Whether the relief will cause a partial or complete resolution of the issues; (2)
2 The lack of any connection with or interference with the bankruptcy case; (7) Whether the
3 litigation in another forum would prejudice the interests of other creditors, the creditor's
4 committee and other interested parties; (10) The interests of judicial economy and the expeditious
5 and economical determination of litigation for the parties; (11) Whether the foreign proceedings
6 have progressed to where the parties are prepared for trial, and (12) The impact of the stay on the
7 parties and the "balance of hurt."
8

9 A. Allowing Movant to Proceed in State Court Will Completely Resolve Movant's
10 Wrongful Termination Claims (First Factor), Movant's Claims Lack Connection
11 with or Interference with the Instant Bankruptcy (Second Factor), and There Will
12 Not Be Prejudice to Other Creditors and Other Interested Parties (Seventh Factor)

13 With respect to the first factor, allowing Movant to proceed with his litigation against the
14 Debtor will result in a complete resolution of the matter. At the heart of Movant's State Court
15 Lawsuit is a personal injury claim, where the Superior Court is often the proper venue for
16 resolving such claim. Movant has already filed the State Court Lawsuit, and the State Court
17 Lawsuit has been pending in that forum since 2021. If the Court grants the instant Motion, Movant
18 will be able to have the State Court set trial in this matter. Movant had conducted discovery, and
19 seeks to continue discovery (including depositions and expert discovery) and bring this case to
20 trial. There is no legitimate reason why the State Court Lawsuit cannot be fully resolved in state
21 court.

22 With respect to the second factor, the liquidation of Movant's personal injury claim is not a
23 "core proceeding" under 28 U.S.C. § 157(b)(2). Further, Bankruptcy Court findings are subject to
24 de novo District Court review, leading to the inefficiency of two trials in the same matter. 28
25 U.S.C. § 157(c)(1). See In re Clay, 35 F.3d 190, 195 (5th Cir. 1994) ("If anything, jury trials in
26 bankruptcy courts would impede efficiency. These speedy courts were not designed to conduct
27 long jury trials, and most bankruptcy judges and lawyers are unused to jury procedures.").

1 Movant's claims will not interfere with the bankruptcy case, but do the opposite. Lifting
2 the automatic stay would allow Movant to proceed with her State Court Lawsuit and not burden
3 this Bankruptcy Court with a trial of Movant's claims. The claims of the Movant primarily involve
4 personal injury issues which the Superior Court is well equipped to handle.

5 In addition, with respect to the seventh factor, there would be no prejudice to the interests
6 of other creditors or other interested parties. No creditors or other parties aside from the parties to
7 the claim have any interest in a lawsuit arising from the pending claims of the Movant. Lifting the
8 automatic stay will in fact benefit the interest of other creditors because the Superior Court, and
9 not his Court or the District Court, would be burdened with the trial of Movant's claim, allowing
10 this Court to deal with Debtor's other claims and the complexities inherent in every chapter 11
11 case. Further, collection of any judgment entered in State Court will not be done outside of any
12 confirmed Chapter 11 Plan in this case, and thus all other creditors will not be prejudiced by the
13 liquidation of Movant's claim.
14

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16 B. Allowing Movant to Proceed in State Court Will Be in the Interest of Judicial
17 Economy (Tenth Factor), The Proceedings Have Lasted Long Enough So that the
18 Parties Can Complete Discovery and Proceed to Trial (Eleventh Factor), and The
19 Balance of the Hurt Weighs in Favor of Granting the Instant Motion (Twelfth
20 Factor)

21 As to the tenth factor, Movant's claim concerns matter of state law that need not be
22 decided by this Court. As such, it would be more expeditious and economical to allow Movant to
23 proceed in state court against the Debtor, where the State Court Lawsuit has already been pending
24 and were the state court had already set a trial (which was vacated due to the instant bankruptcy).
25 The interest of judicial economy supports lifting the stay. See *In re Tuscon Estates, Inc.*, 912 F.2d
26 1162, I 169 (9th Cir. 1990).

27 Just prior to the filing of the instant bankruptcy, Movant had engaged in mediation, but the
28 case did not resolve. Although the State Court Lawsuit is stayed due to the instant bankruptcy,

1 Movant is ready and willing to complete discovery, conduct depositions and expert discovery, and
2 ultimately engage in the preference trial when the automatic stay is vacated. As such, the eleventh
3 factor also weighs in favor of granting the Motion.

4 As to the twelfth and final factor, which inquires as to “the impact of the stay on the parties
5 and the ‘balance of hurt’”, the “balance of the hurt” strongly favors granting relief from the
6 automatic stay. If this Court does not grant the instant Motion, Movant will likely not be able to
7 proceed with her claim and would lose his ability to recover compensation for the significant
8 injuries she sustained. Movant should be given her “date in Court”.

9
10 “A number of Courts have attributed a considerable weight to the fact that a plaintiff, by
11 having to wait, may effectively be denied an opportunity to litigate: The aging of evidence, loss of
12 witnesses, and crowded court dockets are factors which contribute to these hardships.” In re Bock
13 Laundry Machine Co., 37 B.R. 564, 566 (Bankr. N.D. Ohio 1984); In re 15375 Memorial Corp.,
14 382 B.R. at 690 (lifting stay because, among other reasons, movant was “prejudiced by the lapse
15 of time in terms of its ability to effectively prosecute its claims”); see also In re Robertson, 244
16 B.R. 880, 883 (Bankr. N.D. Ga. 2000). The automatic stay has caused significant hardship to the
17 Movant, whose lawsuit had been stayed for almost two (2) years. On the other hand, Debtor would
18 not be prejudiced by bringing Movant’s claim to a resolution in State Court. If Debtor has a proper
19 defense against Movant’s claims, it would have the opportunity to present this evidence before a
20 well-qualified Court and Jury of its peers. The balance of the hurt clearly weighs in favor of
21 granting the Motion.
22

23
24 C. Any Argument Regarding the Costs to the Debtor for Litigating Movant’s Claim
25 Should Be Rejected

26 The argument may be made that lifting the stay would result in litigation costs to the
27 bankruptcy estate. However, “[o]rdinarily, litigation costs to a bankruptcy estate do not compel a
28 court to stay relief.” In re Santa Clara Cty. Fair Ass'n, Inc., 180 B.R. 564, 566 (B.A.P. 9th Cir.

1 1995). Movant is entitled to prosecute his claims. As the bankruptcy court stated in In re Bock
2 Laundry Machine Company, 37 B.R. 564 (BC WD OH 1984):

3 Requiring the Movants to forego prosecution of their claims until such time
4 as the stay is no longer in effect will effectively deny them an opportunity to
5 be heard. This is especially significant in light of the size and nature of this
6 Chapter 11 case. Removing the stay will not work a significant hardship on
7 the Debtor-In-Possession, inasmuch as it will be made, at some point in the
8 future, to participate in state court. The mere filing of a petition in bankruptcy
9 cannot, in and of itself erase a plaintiff's claim, their opportunity to litigate, or
10 the fact that a debtor may be liable to the plaintiff in some amount.

11 Id. at 567. This Court should lift the stay and abstain from the litigation of Movant's claims
12 because his claims can be timely adjudicated in the Superior Court. Movant should be given her
13 "day in court". For these reasons, relief from the automatic stay pursuant to 11 U.S.C. 362(d)(1)
14 should be granted.

15 III. THE COURT SHOULD ABSTAIN AND ALLOW MOVANT'S CLAIM TO BE 16 LITIGATED AT THE SUPERIOR COURT

17 In addressing whether the Court should abstain from hearing Movant's claim, the Court
18 must first consider whether it has jurisdiction over Movant's Claims. The Court has jurisdiction
19 under the "related to" prong of 28 U.S.C. § 1334(b). The second statute to consider is 28
20 U.S.C. § 1334(c). This section provides for discretionary abstention and mandatory
21 abstention. Because the claims relate to labor law and discrimination, mandatory abstention
22 pursuant to § 1334(c)(2) is not applicable. Id. The Court, though, may in its discretion
23 abstain from hearing Movant's claim pursuant to the discretionary abstention principles set
24 out in § 1334(c)(1). Id. Section 1334(c)(1) provides:

25 Nothing in this section prevents a district court in the interest of justice, or in the
26 interest of comity with State Court or respect for State law, from abstaining
27 from hearing a particular proceeding arising under title 11 or arising in or related
28 to a case under title 11.

In In re Tucson Estates, Inc., 912 F.2d at 1166-67, the Ninth Circuit set out these factors to
consider in determining whether to abstain:

1 (1) the effect or lack thereof on the efficient administration of the estate if a Court
2 recommends abstention, (2) the extent to which state law issues predominate over
3 bankruptcy issues, (3) the difficulty or unsettled nature of the applicable law, (4) the
4 presence of a related proceeding commenced in state court or other nonbankruptcy court,
5 (5) the jurisdictional basis, if any, other than 28 U.S.C. § 1334, (6) the degree of
6 relatedness or remoteness of the proceeding to the main bankruptcy case, (7) the substance
7 rather than form of an asserted “core” proceeding, (8) the feasibility of severing state law
8 claims from core bankruptcy matters to allow judgments to be entered in state court with
9 enforcement left to the bankruptcy court, (9) burden of [the bankruptcy court’s] docket,
10 (10) the likelihood that the commencement of the proceeding in bankruptcy court involves
11 forum shopping by one of the parties, (11) the existence of a right to a jury trial, and (12)
12 the presence in the proceeding of non-debtor parties.

13 Applying these factors, this Court’s abstention would promote the efficient
14 administration of the estate. Abstention would relieve this Court of the burden of the lawsuit
15 that Movant had already filed, and which can be resolved by way of a trial. Second, the claims
16 only involve state law issues better litigated in state court. Third, the law applicable to Movant’s
17 claims is personal injury law, which the Superior Court is more than capable of interpreting and
18 applying. Forth, the claims will be in a related proceeding already commenced in state court. Fifth,
19 there is no jurisdictional basis other than § 1334. Sixth, there is little relationship between the
20 claims and the main bankruptcy case.

21 Seventh, the claims (and the State Court Lawsuit) are not “core” proceedings. Eighth, it
22 would be feasible to sever the state law claims from the core bankruptcy matters to allow
23 judgment to be entered in the Superior Court with enforcement left to this Court; there are no core
24 matters. Ninth, this Court’s docket is already overly burdened with all matters entered in this
25 bankruptcy; thus, it would benefit all to leave all of Movant’s claims to the Superior Court. The
26 tenth factor does not apply; no one contends the Debtor engaged in forum shopping by way of its
27 bankruptcy filing. The eleventh factor applies in favor of abstention; all the parties to the claims
28 have a right to a jury trial. The twelfth factor also applies in favor of abstention since there are two
(2) other non-debtor parties who were sued in a separate lawsuit pertaining to the personal injury
of the Debtor. Thus, the factors weigh wholly in favor of abstention.

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7 Email: Lior@KatzLaw.com

8 Attorneys for Movant
9 EMMA MACIAS

10 UNITED STATES BANKRUPTCY COURT
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12 In re

13 THE ROMAN CATHOLIC BISHOP OF
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16 ROMAN CATHOLIC DIOCESE OF
17 OAKLAND,

18 Debtors.

Bk. No.: 23-40523-WJL

R.S. No: KL-12

Chapter 11

DECLARATION OF ARAM ZOHRABIAN
IN SUPPORT OF MOTION FOR RELIEF
FROM THE AUTOMATIC STAY TO
PROCEED WITH STATE COURT
LITIGATION AND/OR ABSTENTION
UNDER 28 U.S.C. 1334(C)(1)

Hearing -

Date: February 11, 2026

Time: 9:30 a.m.

Place: United States Bankruptcy Court
1300 Clay Street, Courtroom 220
Oakland, CA 94612

Honorable William J. Lafferty

22 I, ARAM ZOHRABIAN, declare and state:

23 1. My name is ARAM ZOHRABIAN, and I am an associate attorney at Vaziri Law Group.

24 My business address is 1901 Ave. of the Stars, 20th Floor, Los Angeles, CA 90067. I am not a
25 party to this lawsuit. I have personal knowledge of the facts stated herein, and if called as a
26 witness, I could and would competently testify thereto.
27
28

1 2. I am an attorney duly licensed to practice before the Superior Court in the State of
2 California.

3 3. I currently serve as the attorney for Movant Emma Macias (“Movant”) in her state court
4 lawsuit, which is currently pending in the Superior Court of the State of California, County of
5 Alameda (Case no. HG21087907), (“State Court Lawsuit”) against 1) Diocese of Oakland, 2)
6 Corpus Christi Church; and 3) Corpus Christi Catholic Church, Piedmont (“Debtor”). Movant
7 filed the State Court Lawsuit on or about January 19, 2021.
8

9 4. Based on knowledge and belief, Movant’s claim arose from a slip and fall that occurred
10 on a rainy Sunday on January 20, 2019, at 10:00 a.m. at Corpus Christi Catholic Church in
11 Fremont California, wherein Movant, a loyal invitee of the church since 2015, was walking
12 towards the bathroom in the lobby of the church where she slipped and fell on a wet floor and
13 sustained severe injuries to her right knee.
14

15 5. Movant claimed that despite the fact that it had been raining for hours prior to her arrival
16 and Debtor had ample time to take the appropriate safety measures to avoid a slip and fall accident
17 on the premises that rainy day, Debtor failed to take any precautionary measures whatsoever such
18 as by placing mats and/or warning signs to warn Movant and other invited guests of the wet,
19 slippery floor. There were witnesses to the incident.
20

21 6. The State Court Lawsuit alleges personal claims against the Debtor. The parties engaged
22 in written discovery in this matter and a deposition of Movant had been taken on May 17, 2022.
23 Although trial was originally scheduled for July 31, 2023, in light of the instant bankruptcy filing,
24 the trial was vacated and no trial date had been set. Movant seeks relief from stay so that it could
25 proceed with trial in this matter and liquidate the claim. Movant understands that once the claim is
26 liquidated, its treatment will be in accordance with the terms of any confirmed Chapter 11 Plan.
27

28 7. A copy of the Complaint filed in the State Court Lawsuit is attached as **Exhibit “A”**,

1 which is the operative complaint in the State Court Lawsuit and contains the allegations
2 concerning Movant's claims. A copy of the docket of the State Court Lawsuit is attached as
3 **Exhibit "B"**.

4 8. During the course of discovery in this matter, Debtor disclosed that it is ensured for the
5 Incident by The National Catholic Risk Retention Group, Inc., 801 Warrenville Road, Suite
6 620, Lisle, IL 60532-4348. The coverages are \$750,000.00 after self-insured retention of
7 \$250,000.00.
8

9 9. The automatic stay that came about as a result of this bankruptcy has prevented Movant
10 from proceeding with her State Court Lawsuit. Movant now requests that the Court vacate the
11 automatic stay and/or abstain to allow Movant to proceed with her State Court Lawsuit so that she
12 can get "her day in Court".

13 I declare under penalty of perjury under the laws of the United States of America that the
14 foregoing is true and correct.

15 Executed this 26 day of January 2026 at Los Angeles, California.
16

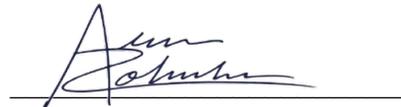
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EXHIBIT “A”

<p>ATTORNEY OR PARTY WITHOUT ATTORNEY (Name, State Bar number, and address): Siamak Vaziri (SBN 242447) VAZIRI LAW GROUP, APC. 5757 Wilshire Blvd, Suite 670 Los Angeles, CA 90036 TELEPHONE NO: 310-777-7540 FAX NO. (Optional): 310-777-0373 E-MAIL ADDRESS (Optional): svaziri@vazirilaw.com ATTORNEY FOR (Name): Plaintiff: EMMA MACIAS</p>	<p>FOR COURT USE ONLY</p> <p>ENDORSED FILED ALAMEDA COUNTY</p> <p>JAN 19 2021</p> <p>CLERK OF THE SUPERIOR COURT By <u>AMRIT KHAN</u></p>
<p>SUPERIOR COURT OF CALIFORNIA, COUNTY OF ALAMEDA STREET ADDRESS: 1225 Fallon Street MAILING ADDRESS: 1225 Fallon Street CITY AND ZIP CODE: Oakland, California 94612 BRANCH NAME: Rene C. Davidson Courthouse</p>	
<p>PLAINTIFF: EMMA MACIAS</p> <p>DEFENDANT: DIOCESE OF OAKLAND; (See attachment 1 for additional defendants), and <input checked="" type="checkbox"/> DOES 1 TO 25 Inclusive</p>	
<p>COMPLAINT—Personal Injury, Property Damage, Wrongful Death <input type="checkbox"/> AMENDED (Number): Type (check all that apply): <input type="checkbox"/> MOTOR VEHICLE <input checked="" type="checkbox"/> OTHER (specify): Premises liability <input type="checkbox"/> Property Damage <input type="checkbox"/> Wrongful Death <input checked="" type="checkbox"/> Personal Injury <input type="checkbox"/> Other Damages (specify):</p>	
<p>Jurisdiction (check all that apply): <input type="checkbox"/> ACTION IS A LIMITED CIVIL CASE Amount demanded <input type="checkbox"/> does not exceed \$10,000 <input type="checkbox"/> exceeds \$10,000, but does not exceed \$25,000 <input checked="" type="checkbox"/> ACTION IS AN UNLIMITED CIVIL CASE (exceeds \$25,000) <input type="checkbox"/> ACTION IS RECLASSIFIED by this amended complaint <input type="checkbox"/> from limited to unlimited <input type="checkbox"/> from unlimited to limited</p>	<p>CASE NUMBER:</p> <p style="font-size: 2em; font-weight: bold;">HG21087907</p>

1. **Plaintiff** (name or names): **EMMA MACIAS**
 alleges causes of action against **defendant** (name or names):
DIOCESE OF OAKLAND; (See attachment 1 for additional plaintiffs), and Does 1 to 25, inclusive
2. This pleading, including attachments and exhibits, consists of the following number of pages: **7**
3. Each plaintiff named above is a competent adult
 - a. **except** plaintiff (name):
 - (1) a corporation qualified to do business in California
 - (2) an unincorporated entity (describe):
 - (3) a public entity (describe):
 - (4) a minor an adult
 - (a) for whom a guardian or conservator of the estate or a guardian ad litem has been appointed
 - (b) other (specify):
 - (5) other (specify):
 - b. **except** plaintiff (name):
 - (1) a corporation qualified to do business in California
 - (2) an unincorporated entity (describe):
 - (3) a public entity (describe):
 - (4) a minor an adult
 - (a) for whom a guardian or conservator of the estate or a guardian ad litem has been appointed
 - (b) other (specify):
 - (5) other (specify):

Information about additional plaintiffs who are not competent adults is shown in Attachment 3.

SHORT TITLE: MACIAS v. DIOCESE OF OAKLAND, et al.	CASE NUMBER:
---	--------------

4. Plaintiff (name):
 is doing business under the fictitious name (specify):

and has complied with the fictitious business name laws.

5. Each defendant named above is a natural person

- a. **except** defendant (name): **D.O.O.**
- (1) a business organization, form unknown
 - (2) a corporation
 - (3) an unincorporated entity (describe):
 - (4) a public entity (describe):
 - (5) other (specify):

- c. **except** defendant (name): **C.C.C.C.P.**
- (1) a business organization, form unknown
 - (2) a corporation
 - (3) an unincorporated entity (describe):
 - (4) a public entity (describe):
 - (5) other (specify):

- b. **except** defendant (name): **C.C.C.**
- (1) a business organization, form unknown
 - (2) a corporation
 - (3) an unincorporated entity (describe):
 - (4) a public entity (describe):
 - (5) other (specify):

- d. **except** defendant (name):
- (1) a business organization, form unknown
 - (2) a corporation
 - (3) an unincorporated entity (describe):
 - (4) a public entity (describe):
 - (5) other (specify):

Information about additional defendants who are not natural persons is contained in Attachment 5.

6. The true names of defendants sued as Does are unknown to plaintiff.

- a. Doe defendants (specify Doe numbers): 1 to 25, inclusive were the agents or employees of other named defendants and acted within the scope of that agency or employment.
- b. Doe defendants (specify Doe numbers): 1 to 25, inclusive are persons whose capacities are unknown to plaintiff.

7. Defendants who are joined under Code of Civil Procedure section 382 are (names):

8. This court is the proper court because

- a. at least one defendant now resides in its jurisdictional area.
- b. the principal place of business of a defendant corporation or unincorporated association is in its jurisdictional area.
- c. injury to person or damage to personal property occurred in its jurisdictional area.
- d. other (specify):

9. Plaintiff is required to comply with a claims statute, and

- a. has complied with applicable claims statutes, or
- b. is excused from complying because (specify):

SHORT TITLE: MACIAS v. DIOCESE OF OAKLAND, et al.	CASE NUMBER:
---	--------------

10. The following causes of action are attached and the statements above apply to each (*each complaint must have one or more causes of action attached*):

- a. Motor Vehicle
- b. General Negligence
- c. Intentional Tort
- d. Products Liability
- e. Premises Liability
- f. Other (*specify*):

11. Plaintiff has suffered

- a. wage loss
- b. loss of use of property
- c. hospital and medical expenses
- d. general damage
- e. property damage
- f. loss of earning capacity
- g. other damage (*specify*):

12. The damages claimed for wrongful death and the relationships of plaintiff to the deceased are

- a. listed in Attachment 12.
- b. as follows:

13. The relief sought in this complaint is within the jurisdiction of this court.

14. **Plaintiff prays** for judgment for costs of suit; for such relief as is fair, just, and equitable; and for

- a. (1) compensatory damages
- (2) punitive damages

The amount of damages is (*in cases for personal injury or wrongful death, you must check (1)*):

- (1) according to proof
- (2) in the amount of: \$

15. The paragraphs of this complaint alleged on information and belief are as follows (*specify paragraph numbers*):

PREM. L.2-PREM. L.5, and GN-1 per each defendant.

Date:

Siamak Vaziri, Esq.

(TYPE OR PRINT NAME)



(SIGNATURE OF PLAINTIFF OR ATTORNEY)

To keep other people from seeing what you entered on your form, please press the Clear This Form button at the end of the form when finished.

SHORT TITLE: MACIAS v. DIOCESE OF OAKLAND, et al.	CASE NUMBER:
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First _____ **CAUSE OF ACTION—Premises Liability** Page 4
(number)

ATTACHMENT TO Complaint Cross - Complaint

(Use a separate cause of action form for each cause of action.)

Prem.L-1. Plaintiff (name): **EMMA MACIAS**

alleges the acts of defendants were the legal (proximate) cause of damages to plaintiff.

On (date): **January 20, 2019** plaintiff was injured on the following premises in the following

fashion (description of premises and circumstances of injury):

(See attachment 2)

Prem.L-2. **Count One—Negligence** The defendants who negligently owned, maintained, managed and operated the described premises were (names):

DIOCESE OF OAKLAND; CORPUS CHRISTI CHURCH; CORPUS CHRISTI CATHOLIC CHURCH, PIEDMONT; DOE CHURCH, and

Does 1 to 25

Prem.L-3. **Count Two—Willful Failure to Warn** [Civil Code section 846] The defendant owners who willfully or maliciously failed to guard or warn against a dangerous condition, use, structure, or activity were (names):

Does _____ to _____

Plaintiff, a recreational user, was an invited guest a paying guest.

Prem.L-4. **Count Three—Dangerous Condition of Public Property** The defendants who owned public property on which a dangerous condition existed were (names):

Does _____ to _____

a. The defendant public entity had actual constructive notice of the existence of the dangerous condition in sufficient time prior to the injury to have corrected it.

b. The condition was created by employees of the defendant public entity.

Prem.L-5. a. **Allegations about Other Defendants** The defendants who were the agents and employees of the other defendants and acted within the scope of the agency were (names):

Does 1 to 25

b. The defendants who are liable to plaintiffs for other reasons and the reasons for their liability are described in attachment Prem.L-5.b as follows (names):

For your protection and privacy, please

of 21

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SHORT TITLE: MACIAS v. DIOCESE OF OAKLAND, et al.	CASE NUMBER:
---	--------------

Second _____ **CAUSE OF ACTION—General Negligence** Page 5
(number)

ATTACHMENT TO Complaint Cross - Complaint

(Use a separate cause of action form for each cause of action.)

GN-1. Plaintiff (name): **EMMA MACIAS**

alleges that defendant (name): **DIOCESE OF OAKLAND;** (See attachment 1 for add'l defendants)

Does 1 to 25

was the legal (proximate) cause of damages to plaintiff. By the following acts or omissions to act, defendant negligently caused the damage to plaintiff

on (date): **January 20, 2019**

at (place): **1**

(description of reasons for liability):

For your protection and privacy, please

of 21

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SHORT TITLE: MACIAS v. DIOCESE OF OAKLAND, et al.	CASE NUMBER:
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ATTACHMENT (Number): 1

(This Attachment may be used with any Judicial Council form.)

CORPUS CHRISTI CHURCH; CORPUS CHRISTI CATHOLIC CHURCH, PIEDMONT; DOE CHURCH

(If the item that this Attachment concerns is made under penalty of perjury, all statements in this Attachment are made under penalty of perjury.)

Page 6 of 7

(Add pages as required)

For your protection and privacy, please

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SHORT TITLE: MACIAS v. DIOCESE OF OAKLAND, et al.	CASE NUMBER:
--	--------------

ATTACHMENT (Number): 1

(This Attachment may be used with any Judicial Council form.)

CORPUS CHRISTI CHURCH; CORPUS CHRISTI CATHOLIC CHURCH, PIEDMONT; DOE CHURCH

(If the item that this Attachment concerns is made under penalty of perjury, all statements in this Attachment are made under penalty of perjury.)

Page 6 of 7

(Add pages as required)

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EXHIBIT “B”



Superior Court of Alameda County Public Portal

HG21087907 Macias VS Diocese of Oakland

Civil Unlimited (Other Personal Injury/
Propert...)

Hayward Hall of Justice / DEPT 517 - HON. Keith
Fong

Filed: 01/19/2021

Next Hearing: 07/23/2026 Case Management
Conference

[Document Download](#)

Case Summary

[Register of Actions](#)

[Participants](#)

[Future Hearings](#)

Date	Message	Category	Download
01/19/2021	Complaint - Other PI/PD/WD Tort Filed	Filing	
01/19/2021	Civil Case Cover Sheet Filed for Emma Macias	Filing	
01/19/2021	Summons on Complaint Issued and Filed	Issue	
01/19/2021	Demand for Jury Trial Filed	Filing	
02/17/2021	Initial Case Management Conference 06/03/2021 03:00 PM D- 517	ScheduleHearing	
02/17/2021	Notice of Assignment of Judge for All Purposes Issued	Issue	
05/26/2021	Proof of Service on Complaint As to Corpus Christi Catholic Church, Piedmont Filed	Filing	
05/26/2021	Proof of Service on Complaint As to Corpus Christi Catholic Church, Piedmont Filed	Filing	
05/26/2021	Proof of Service on Complaint As to Corpus Christi Church Filed	Filing	
06/02/2021	Case Management Statement of Emma Macias Filed	Filing	
06/03/2021	Case Management Conference Commenced and Completed	Hearing	
06/03/2021	Case Management Conference Order Issued	Ruling	
06/03/2021	Case Management Conf Continuance 10/28/2021 03:00 PM D- 517	ScheduleHearing	
06/30/2021	Notice and Acknowledgment of Receipt Filed	Filing	
07/20/2021	Answer to Complaint Filed for Diocese of Oakland	Filing	
07/20/2021	Notice of Posting Of Jury Fees Filed	Filing	
10/14/2021	Case Management Statement Filed by: Doe Church (Defendant)	Document	
10/28/2021	Case Management Conference scheduled for 05/16/2022 at 03:00 PM in Hayward Hall of Justice at Department 517	Event	

Date	Message	Category	Download
10/28/2021	Case Management Conference scheduled for 05/16/2022 at 03:00 PM in Hayward Hall of Justice at Department 517	Event	
10/28/2021	Minute Order (Case Management Conference)	Minute Order	
10/28/2021	Amended Minute Order (Case Management Conference)	Minute Order	
10/28/2021	Amended Case Management Order Signed and Filed by: Clerk	Document	
10/28/2021	Case Management Conference scheduled for 10/28/2021 at 03:00 PM in Hayward Hall of Justice at Department 517 updated: Result Date to 10/28/2021 Result Type to Held - Continued	Event	
01/03/2022	Notice of Case Reassignment Filed by: Clerk	Document	
01/03/2022	Case reassigned to Hayward Hall of Justice in Department 517 - Hon. Somnath Raj Chatterjee Reason: Transfer for Reassignment	Assignment	
02/25/2022	Notice of Case Rescheduling or Relocation Filed by: Clerk	Document	
02/25/2022	Notice of Case Rescheduling or Relocation Filed by: Clerk	Document	
02/25/2022	On the Court's own motion, Case Management Conference scheduled for 05/16/2022 at 03:00 PM in Hayward Hall of Justice at Department 517 Not Held - Continued - Court's Motion was rescheduled to 05/17/2022 01:30 PM	Event	
02/25/2022	On the Court's own motion, Case Management Conference scheduled for 05/16/2022 at 03:00 PM in Hayward Hall of Justice at Department 517 Not Held - Continued - Court's Motion was rescheduled to 05/17/2022 01:30 PM	Event	
04/29/2022	Case Management Statement Filed by: Emma Macias (Plaintiff)	Document	
05/02/2022	Case Management Statement Filed by: Diocese of Oakland (Defendant)	Document	

Date	Message	Category	Download
05/17/2022	Jury Trial scheduled for 06/12/2023 at 09:00 AM in Hayward Hall of Justice at Department 517	Event	
05/17/2022	Pre-Trial Conference scheduled for 06/02/2023 at 01:30 PM in Hayward Hall of Justice at Department 517	Event	
05/17/2022	Case Management Conference scheduled for 02/14/2023 at 01:30 PM in Hayward Hall of Justice at Department 517	Event	
05/17/2022	Mandatory Settlement Conference (MSC) scheduled for 05/16/2023 at 02:00 PM in George E. McDonald Hall of Justice at Department 303	Event	
05/17/2022	Jury Trial scheduled for 07/31/2023 at 09:00 AM in Hayward Hall of Justice at Department 517	Event	
05/17/2022	Pre-Trial Conference scheduled for 07/21/2023 at 09:00 AM in Hayward Hall of Justice at Department 517	Event	
05/17/2022	Mandatory Settlement Conference (MSC) scheduled for 07/07/2023 at 02:00 PM in George E. McDonald Hall of Justice at Department 301	Event	
05/17/2022	Minute Order (Case Management Conference)	Minute Order	
05/17/2022	Case Management Order Signed and Filed by: Clerk	Document	
05/17/2022	Amended Minute Order (Case Management Conference)	Minute Order	
05/17/2022	Amended Case Management Order Signed and Filed by: Clerk	Document	
05/17/2022	Case Management Conference scheduled for 05/17/2022 at 01:30 PM in Hayward Hall of Justice at Department 517	Event	
05/17/2022	Case Management Conference scheduled for 05/17/2022 at 01:30 PM in Hayward Hall of Justice at Department 517 Not Held - Vacated by Court on 05/17/2022	Event	
10/11/2022	Notice of Case Rescheduling or Relocation Filed by: Clerk	Document	

Date	Message	Category	Download
10/11/2022	Reset - Court Unavailable, Case Management Conference scheduled for 02/14/2023 at 01:30 PM in Hayward Hall of Justice at Department 517 Not Held - Rescheduled by Court was rescheduled to 02/14/2023 02:30 PM	Event	
10/13/2022	Mandatory Settlement Conference (MSC) scheduled for 05/16/2023 at 02:00 PM in George E. McDonald Hall of Justice at Department 303 Not Held - Vacated by Court on 10/13/2022	Event	
10/13/2022	Pre-Trial Conference scheduled for 06/02/2023 at 01:30 PM in Hayward Hall of Justice at Department 517 Not Held - Vacated by Court on 10/13/2022	Event	
10/13/2022	Jury Trial scheduled for 06/12/2023 at 09:00 AM in Hayward Hall of Justice at Department 517 Not Held - Vacated by Court on 10/13/2022	Event	
11/23/2022	Notice of Change of Address or Other Contact Information Filed by: Siamak Vaziri, Esq (Attorney)	Document	
11/23/2022	Address for Siamak Vaziri, Esq (Attorney) updated	Party	
01/30/2023	Case Management Statement Filed by: Diocese of Oakland (Defendant)	Document	
01/30/2023	Case Management Statement Filed by: Emma Macias (Plaintiff)	Document	
02/14/2023	Minute Order (Case Management Conference)	Minute Order	
02/14/2023	Case Management Order Signed and Filed by: Clerk	Document	
02/17/2023	Case Management Conference scheduled for 02/14/2023 at 02:30 PM in Hayward Hall of Justice at Department 517 updated: Result Date to 02/14/2023 Result Type to Held	Event	
05/12/2023	Notice of Stay of Proceedings (Bankruptcy) Filed by: Diocese of Oakland (Defendant) As to: Emma Macias (Plaintiff) Bankruptcy Stay Case Type: Yes	Document	
06/26/2023	Minute Order (Court Order)	Minute Order	

Date	Message	Category	Download
06/26/2023	Mandatory Settlement Conference (MSC) scheduled for 07/07/2023 at 02:00 PM in George E. McDonald Hall of Justice at Department 301 Not Held - Vacated by Court on 06/26/2023	Event	
07/18/2023	Tentative Ruling Published for 07/21/2023 9:00 AM Pre-Trial Conference}	Tentative Ruling	
07/21/2023	Case Management Conference scheduled for 11/03/2023 at 10:30 AM in Hayward Hall of Justice at Department 517	Event	
07/21/2023	Jury Trial scheduled for 07/31/2023 at 09:00 AM in Hayward Hall of Justice at Department 517 Not Held - Vacated by Court on 07/21/2023	Event	
07/21/2023	Minute Order (Pre-Trial Conference)	Minute Order	
07/21/2023	Order re: Pre-Trial Conference Signed and Filed by: Clerk	Document	
07/21/2023	Pre-Trial Conference scheduled for 07/21/2023 at 09:00 AM in Hayward Hall of Justice at Department 517 updated: Result Date to 07/21/2023 Result Type to Held	Event	
10/19/2023	Case Management Statement Filed by: Emma Macias (Plaintiff)	Document	
10/20/2023	Notice of Continuance Filed by: Diocese of Oakland (Defendant) As to: Diocese of Oakland (Defendant)	Document	
10/30/2023	Tentative Ruling Published for 11/03/2023 10:30 AM Case Management Conference}	Tentative Ruling	
11/03/2023	Minute Order (Case Management Conference filed by Emma Macias (Plaintiff) o...)	Minute Order	
11/06/2023	Case Management Statement Filed by: Emma Macias (Plaintiff)	Document	
11/07/2023	Case Management Conference scheduled for 11/21/2023 at 02:30 PM in Hayward Hall of Justice at Department 517	Event	
11/07/2023	Case Management Conference scheduled for 11/03/2023 at 10:30 AM in Hayward Hall of Justice at Department 517 Not Held - Continued - Court's Motion was rescheduled to 11/21/2023 02:30 PM	Event	

Date	Message	Category	Download
11/13/2023	Notice of Case Rescheduling or Relocation Filed by: Clerk	Document	
11/13/2023	Reset - Court Unavailable, Case Management Conference scheduled for 11/21/2023 at 02:30 PM in Hayward Hall of Justice at Department 517 Not Held - Rescheduled by Court was rescheduled to 12/05/2023 02:30 PM	Event	
11/20/2023	Case Management Statement Filed by: Emma Macias (Plaintiff)	Document	
11/30/2023	Tentative Ruling Published for 12/05/2023 2:30 PM Case Management Conference}	Tentative Ruling	
12/05/2023	Minute Order (Case Management Conference filed by Emma Macias (Plaintiff) o...)	Minute Order	
12/05/2023	Order re: Case Management Conference filed by Emma Macias (Plaintiff) on 10/19/2023 Signed and Filed by: Court	Document	
12/12/2023	Case Management Conference scheduled for 11/05/2024 at 02:30 PM in Hayward Hall of Justice at Department 517	Event	
12/12/2023	Case Management Conference scheduled for 12/05/2023 at 02:30 PM in Hayward Hall of Justice at Department 517	Event	
12/18/2023	Notice of Case Reassignment (Civil) Filed by: Clerk	Document	
12/29/2023	Case reassigned to Hayward Hall of Justice in Department 517 - Hon. Keith Fong effective 12/29/2023 Reason: Transfer for Reassignment	Assignment	
08/14/2024	Notice of Change of Handling Attorney Filed by: Emma Macias (Plaintiff)	Document	
10/21/2024	Case Management Statement Filed by: Emma Macias (Plaintiff)	Document	
10/23/2024	Case Management Statement Filed by: Diocese of Oakland (Defendant)	Document	

Date	Message	Category	Download
10/25/2024	Tentative Ruling Published for 11/05/2024 2:30 PM Case Management Conference}	Tentative Ruling	
10/31/2024	Notice of Stay of Proceedings (Bankruptcy) Filed by: Diocese of Oakland (Defendant); Corpus Christi Church (Defendant); Corpus Christi Catholic Church, Piedmont (Defendant) et al. As to: Diocese of Oakland (Defendant); Corpus Christi Church (Defendant); Corpus Christi Catholic Church, Piedmont (Defendant) et al. Bankruptcy Stay Case Type: Yes	Document	
11/05/2024	Case Management Conference scheduled for 05/06/2025 at 02:30 PM in Hayward Hall of Justice at Department 517	Event	
11/05/2024	The case is placed in special status of: Stay - Bankruptcy	Case	
11/05/2024	Minute Order (Case Management Conference)	Minute Order	
11/05/2024	Order re: Case Management Conference Signed and Filed by: Court	Document	
11/05/2024	Case Management Conference scheduled for 11/05/2024 at 02:30 PM in Hayward Hall of Justice at Department 517 Held - Continued was rescheduled to 05/06/2025 02:30 PM	Event	
04/17/2025	Notice of Continuing Stay Filed by: Diocese of Oakland (Defendant)	Document	
04/21/2025	Case Management Statement Filed by: Emma Macias (Plaintiff)	Document	
04/22/2025	Case Management Conference scheduled for 12/04/2025 at 02:30 PM in Hayward Hall of Justice at Department 517	Event	
04/22/2025	General Order (Court Order Continuing Case Management Conference) Entered by: Court	Document	
04/22/2025	Case Management Conference scheduled for 05/06/2025 at 02:30 PM in Hayward Hall of Justice at Department 517 Not Held - Continued - Court's Motion was rescheduled to 12/04/2025 02:30 PM	Event	
11/19/2025	Notice of Stay of Proceedings (Bankruptcy) Filed by: Diocese of Oakland (Defendant) As to: Emma Macias (Plaintiff) Bankruptcy Stay Case Type: No	Document	

Date	Message	Category	Download
11/19/2025	Case Management Statement Filed by: Emma Macias (Plaintiff)	Document	
12/04/2025	Tentative Ruling Published for 12/04/2025 2:30 PM Case Management Conference}	Tentative Ruling	
12/04/2025	Minute Order (Case Management Conference)	Minute Order	
12/04/2025	Order re: Case Management Conference Signed and Filed by: Court	Document	
12/05/2025	Case Management Conference scheduled for 07/23/2026 at 02:30 PM in Hayward Hall of Justice at Department 517	Event	
12/05/2025	Case Management Conference scheduled for 12/04/2025 at 02:30 PM in Hayward Hall of Justice at Department 517 Not Held - Continued - Court's Motion was rescheduled to 07/23/2026 02:30 PM	Event	

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8 Attorneys for Movant
9 EMMA MACIAS

10 UNITED STATES BANKRUPTCY COURT
11 NORTHERN DISTRICT OF CALIFORNIA (OAKLAND)

12 In re

13 THE ROMAN CATHOLIC BISHOP OF
14 OAKLAND dba
15 DIOCESE OF OAKLAND dba
16 ROMAN CATHOLIC DIOCESE OF
17 OAKLAND,

18 Debtor.

Bk. No.: 23-40523-WJL

R.S. No: KL-12

Chapter 11

PROOF OF SERVICE BY MAIL

Hearing -

Date: February 11, 2026

Time: 9:30 a.m.

Place: United States Bankruptcy Court
1300 Clay Street, Courtroom 220
Oakland, CA 94612

Honorable William J. Lafferty

19
20
21 I, LIOR KATZ, declare and state as follows:

22 I am not a party to the within action. My business address is 5850 Canoga Avenue, Suite
23 306, Woodland Hills, CA 91367.

24 On January 26, 2026, I reviewed the Notice of Electronic Filing for the below-listed
25 documents, and I understand that that the parties listed in the NEF as having received and were
26 served by electronic mail through the Court's Electronic Case Filing System:
27

1
2
3
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- 1) RELIEF FROM STAY COVER SHEET,
- 2) NOTICE OF MOTION,
- 3) MOTION FOR RELIEF FROM THE AUTOMATIC STAY TO PROCEED WITH
- STATE COURT LITIGATION AND/OR ABSTENTION UNDER 28 U.S.C. 1334(C)(1),
- 4) DECLARATION OF ARAM ZOHRABIAN IN SUPPORT THEREOF,
- 5) MEMORANDUM OF POINTS AND AUTHORITIES IN SUPPORT, and
- 6) this PROOF OF SERVICE,

On January 26, 2026, the foregoing documents were also served on interested parties in this proceeding by placing a true and correct copy thereof enclosed in a sealed envelope with postage pre-paid in the United States Mail at Woodland Hills, California addressed as follows:

COUNSEL TO TRAVELERS INDEMNITY COMPANY
DENTONS US LLP
1999 HARRISON STREET, SUITE 1210
OAKLAND CA 94612

OFFICE OF THE CALIFORNIA ATTORNEY GENERAL
CALIFORNIA ATTORNEY GENERAL
ATTN BANKRUPTCY DEPARTMENT
1300 I ST., STE. 1740
SACRAMENTO CA 95814-2919

COUNSEL TO WESTPORT INSURANCE CORPORATION,
F/K/A EMPLOYERS REINSURANCE CORPORATION
CRAIG & WINKELMAN LLP
ATTN ROBIN D. CRAIG
2001 ADDISON STREET, SUITE 300
BERKELEY CA 94704

RANSOME COMPANY
1933 WILLIAMS STREET
SAN LEANDRO CA 94577

I certify that I am employed in the office of a member of the Bar at whose direction this service was given.

1 I declare under penalty of perjury that the foregoing is true and correct.

2 Executed January 26, 2026, at Woodland Hills, California.

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6 LIOR KATZ

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