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UNITED STATES BANKRUPTCY COURT
NORTHERN DISTRICT OF CALIFORNIA
OAKLAND DIVISION

In re: THE ROMAN CATHOLIC BISHOP OF OAKLAND, a California corporation sole, Debtor.	Chapter 11 Case No: 23-40523 WJL Hon. William J. Lafferty III **CERTIFICATION OF MICHAEL A. KAPLAN IN SUPPORT OF PROPOSED SCHEDULING ORDER**
THE ROMAN CATHOLIC BISHOP OF OAKLAND, Plaintiff, PACIFIC INDEMNITY, a Delaware corporation; *et al*. Defendants.	Adversary Case No. 23-04028 WJL

I, Michael A. Kaplan, hereby certify as follows:

1. I am a partner of the law firm of Lowenstein Sandler LLP, lead counsel to the Official Committee of Unsecured Creditors (the "Committee") of the Roman Catholic Bishop of Oakland (the "Debtor") in connection with the above-referenced chapter 11 case (the "Chapter 11 Case").

2. I submit this certification (this "Certification") in support of the Committee's request for the Court to enter the attached proposed scheduling order in connection with (i) *The Official Committee of Unsecured Creditors' Ex Parte Application for Federal Rule of Bankruptcy Procedure 2004 Examination of Insurers* [Dkt. 502] (the "2004 Motion"), (ii) *The Official Committee of Unsecured Creditors' Motion for a Protective Order Preventing Disclosure of Survivor Information* [Dkt. 517], (iii) *Moving Insurers' Motion for Entry of an Order Permitting Insurer Experts and/or Consultants to Have Access to Proofs of Claim and Supplements* [Dkt. 522], (iv) *Moving Insurers' Motion for Court's Approval of Confidentiality and Protective Order* [Dkt. 523], and (v) *Plaintiff's Motion for a Protective Order* [Adv. Pro. No. 23-04028 (WJL), Dkt. 124] (collectively, the "Motions").[1]

3. At the Court's direction, the parties met and conferred regarding a hearing date and briefing schedule with respect to the Motions.

4. The parties have agreed to a hearing date of November 14, 2023 for the Motions.

5. The parties have agreed to the following briefing schedule for the 2004 Motion:

- Response Deadline: November 1, 2023
- Reply Deadline: November 7, 2023.

6. Counsel to the Insurers have not responded with respect to a schedule for the remaining Motions. Given that all parties agree that the Motions should be heard on the same day, the Committee asserts that each of the Motions should have the same briefing schedule. Because the parties have agreed to a schedule with respect to the 2004 Motion, the Committee asserts that the same briefing schedule should be set for all the Motions.

[1] Capitalized terms shall have the meanings set forth in the Motions.

7. The Committee respectfully requests that the Court enter a scheduling order, substantially in the form attached hereto as **Exhibit A**, setting a schedule with respect to briefing and a hearing on the Motions.

Dated: October 25, 2023

/s/ Michael A. Kaplan
Michael A. Kaplan, Esq.

EXHIBIT A

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UNITED STATES BANKRUPTCY COURT
NORTHERN DISTRICT OF CALIFORNIA
OAKLAND DIVISION

In re: THE ROMAN CATHOLIC BISHOP OF OAKLAND, a California corporation sole, Debtor.	Chapter 11 Case No: 23-40523 WJL Hon. William J. Lafferty III **[PROPOSED] SCHEDULING ORDER**
THE ROMAN CATHOLIC BISHOP OF OAKLAND, Plaintiff, PACIFIC INDEMNITY, a Delaware corporation; *et al*. Defendants.	Adversary Case No. 23-04028 WJL

On October 5, 2023, the Official Committee of Unsecured Creditors (the "Committee") filed *The Official Committee of Unsecured Creditors' Ex Parte Application for Federal Rule of Bankruptcy Procedure 2004 Examination of Insurers* [Dkt. 502]. On October 11, 2023 the Committee filed *The Official Committee of Unsecured Creditors' Motion for a Protective Order Preventing Disclosure of Survivor Information* [Dkt. 517]. On October 11, 2023, the Moving Insurers filed the *Moving Insurers' Motion for Entry of an Order Permitting Insurer Experts and/or Consultants to Have Access to Proofs of Claim and Supplements* [Dkt. 522]. On October 11, 2023, the Moving Insurers filed the *Moving Insurers' Motion for Court's Approval of Confidentiality and Protective Order* [Dkt. 523]. On October 13, 2023, the Debtor filed *Plaintiff's Motion for a Protective Order* [Adv. Pro. No. 23-04028 (WJL), Dkt. 124] (the above-referenced motions are collectively referred to herein as the "Motions").[2] The Committee, the Debtor, and Moving Insurers met and conferred regarding a proposed schedule for objections and a hearing with respect to the Motions. The Court, having considered the scheduling proposal by the parties as set forth in the Kaplan Certification,

HEREBY ORDERS THAT:

1. The Court will conduct a hearing on the Motions on **November 14, 2023, at** _____.

2. Responses to the Motions shall be filed and served by November 1, 2023.

3. Replies, if necessary, in support of the Motion, shall be filed and served by November 7, 2023.

END OF ORDER

[2] Capitalized terms shall have the meanings ascribed in the Motions or the Certification of Michael A. Kaplan in Support of Proposed Scheduling Order (the "Kaplan Certification") filed simultaneously herewith.

COURT SERVICE LIST

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