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AMERICAN HOME ASSURANCE CO.
and LEXINGTON INSURANCE CO.

UNITED STATES BANKRUPTCY COURT

NORTHERN DISTRICT OF CALIFORNIA

OAKLAND DIVISION

In re: THE ROMAN CATHOLIC BISHOP OF OAKLAND, a California corporation sole, Debtor. THE ROMAN CATHOLIC BISHOP OF OAKLAND, Plaintiff, v. AMERICAN HOME ASSURANCE CO., a New York corporation; LEXINGTON INSURANCE CO., a Delaware corporation Defendants.	CHAPTER 11 Case No. 23-40523 WJL Adversary Case No. 23-04037 **STIPULATION TO STRIKE THE DEADLINE TO ANSWER THE COMPLAINT PENDING DEBTOR'S FILING OF AN AMENDED COMPLAINT** **STATUS CONFERENCE**: Date: December 20, 2023 Time: 10:30 a.m. Place: United States Bankruptcy Court 1300 Clay Street Courtroom 220 Oakland, CA 94612

TO THE HONORABLE COURT, AND TO ALL PARTIES AND THEIR ATTORNEYS OF RECORD:

WHEREAS, on May 8, 2023, The Roman Catholic Bishop of Oakland ("Debtor") filed a voluntary petition for relief under Title 11 of the United States Code.

WHEREAS, on August 30, 2023, the Debtor filed its Complaint for Breach of Contract and Declaratory Relief ("Complaint"), naming American Home Assurance Company and Lexington Company as defendants (collectively, "Defendants").

WHEREAS, on August 31, 2023, the Clerk of the Court issued a Summons and Notice of Scheduling Conference in an Adversary Proceeding ("Summons").

WHEREAS, on September 14, 2023, the Defendants were served with a copy of the Summons and Complaint.

WHEREAS, the current deadline by which the Defendants must file a response to the Complaint is November 20, 2023.

WHEREAS, the Debtor has advised the Defendants that it intends to file an Amended Complaint.

WHEREAS, in light of the Debtor's intent to file an Amended Complaint, the parties agree that the deadline for filing an Answer to the Complaint should be stricken. The Defendants will await the Debtor's filing of an Amended Complaint.

NOW, THEREFORE, in consideration of the foregoing, the parties hereto, by and through their attorneys of record, hereby agreed and stipulate as follows:

1. The deadline for filing service of the Defendants' answer or other responses to the Complaint is stricken; the Defendants will await the filing of the Debtor's Amended Complaint.

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2. Nothing herein shall constitute a waiver of any defense that the Defendants may have to any claim against them, including any defense related to jurisdiction over the Defendants.

Dated: November 17, 2023

NICOLAIDES FINK THORPE MICHAELIDES SULLIVAN LLP

By: */s/ Alison V. Lippa*
Alison V. Lippa
Attorney for Defendants AMERICAN HOME ASSURANCE CO. and LEXINGTON INSURANCE CO.

Dated: November 17, 2023

BREALL & BREALL, LLP

By: */s/ Joseph M. Breall*
Joseph M. Breall
Proposed Special Insurance Counsel for Debtor THE ROMAN CATHOLIC BISHOP OF OAKLAND