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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.	Case No. 23-40523 WJL Chapter 11
THE OFFICIAL COMMITTEE OF UNSECURED CREDITORS OF THE ROMAN CATHOLIC BISHOP OF OAKLAND Plaintiff, vs. THE ROMAN CATHOLIC BISHOP OF OAKLAND, ADVENTUS, THE ROMAN CATHOLIC WELFARE CORPORATION OF OAKLAND, AND THE ROMAN CATHOLIC CEMETERIES OF THE DIOCESE OF OAKLAND, Defendants.	Adv. Pro . No. 24-04053 WJL **NOTICE OF HEARING ON THE MOTION OF THE ROMAN CATHOLIC WELFARE CORPORATION OF OAKLAND, THE ROMAN CATHOLIC CEMETERIES OF THE DIOCESE OF OAKLAND AND ADVENTUS TO DISMISS COMPLAINT** Date: March 5, 2025 Time: 10:30 a.m. Judge: Hon. William J. Lafferty, III Place: United States Bankruptcy Court Courtroom 220 1300 Clay Street Oakland, CA 94612

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TO THE OFFICIAL COMMITTEE OF UNSECURED CREDITORS OF THE ROMAN CATHOLIC BISHOP OF OAKLAND:

PLEASE TAKE NOTICE that on May 8, 2023 (the "Petition Date"), the Roman Catholic Bishop of Oakland, a California corporation sole and debtor and debtor in possession (the "Debtor") in the above-captioned bankruptcy case (the "Chapter 11 Case"), filed a voluntary petition for relief under chapter 11 of title 11 of the United States Code (the "Bankruptcy Code") in the United States Bankruptcy Court for the Northern District of California (Oakland Division) (the "Bankruptcy Court"). On January 10, 2025, the Official Committee of Unsecured Creditors of the Roman Catholic Bishop of Oakland (the "Committee") filed the above-referenced *Adversary Complaint for Declaratory Relief* (the "Complaint") against the Roman Catholic Welfare Corporation of Oakland, the Roman Catholic Cemeteries of the Diocese of Oakland, and Adventus (collectively, the "Non-Debtor Defendants").

PLEASE TAKE FURTHER NOTICE that concurrently with the filing of this Notice of Hearing, the Non-Debtor Defendants have filed their *Motion to Dismiss Complaint* (the "Motion") and supporting *Declaration of Ryan E. Manns* concurrently herewith. The Motion is brought pursuant to, among other authority, Rule 12(b)(6) of the Federal Rules of Civil Procedure, as incorporated by Rule 7012 of the Federal Rules of Bankruptcy Procedure, to dismiss the Complaint for failure to state a claim upon which relief may be granted. Please note that the foregoing is only a brief summary of the relief requested in the Motion and does not fully describe such relief, the basis thereof, or the evidence in support thereof. The Committee is encouraged to review the Motion and supporting Declaration, copies of which are available, or can be viewed and/or obtained, as described below, or by contacting the undersigned.

PLEASE TAKE FURTHER NOTICE that the Motion requests that the Bankruptcy Court hold a hearing on the Motion on **March 5, 2025, at 10:30 a.m. (prevailing Pacific Time)**, or as soon thereafter as the matter may be heard (the "Hearing"), before the Honorable William J. Lafferty III, United States Bankruptcy Judge, in Courtroom 220 of the United States Bankruptcy Court, located at 1300 Clay Street, Oakland, California 94612, to consider the Motion. The Court may set the matter for hearing on a different date.

PLEASE TAKE FURTHER NOTICE that (i) the Hearing will be held in person, but that parties may attend may attend by Zoom Webinar/AT&T Teleconference, (ii) additional information is available on Judge Lafferty's Procedures page on the Court's website, and (iii) information on how to attend the Hearing by Zoom Webinar/AT&T Teleconference will be included with each calendar posted under Judge Lafferty's Calendar on the Court's website.

PLEASE TAKE FURTHER NOTICE that any oppositions or responses to the Motion must be in writing, filed with the Bankruptcy Court, and served on the counsel for the Non-Debtor Defendants at the above-referenced address so as to be received by no later than on **February 19, 2025**. **Any relief requested in the Motion may be granted without a hearing if no opposition is timely filed and served in accordance with the Court's Management Order.** In deciding the Motion, the Court may consider any other document filed in this case or in this Adversary Proceeding.

PLEASE TAKE FURTHER NOTICE that copies of the Motion and its supporting papers can be viewed and/or obtained (i) by accessing the Court's website at http://www.canb.uscourts.gov, (ii) by contacting the Office of the Clerk of the Court at 1300 Clay Street, Suite 300, Oakland, CA 94612, or (iii) from the Debtors' notice and claims agent, Verita, at http://veritaglobal.net/RCBO or by calling (888) 733-1425 (toll free) for U.S.-based parties; or +1 (310) 751-2631 for International parties or by e-mail by submitting an inquiry via Verita's on-line inquiry system. Note that a PACER password is needed to access documents on the Bankruptcy Court's website.

Dated: January 24, 2024

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By: */s/ Rebecca J. Winthrop*
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