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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, v. 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 **STIPULATION REGARDING SCHEDULE FOR HEARING ON MOTIONS TO DISMISS, RELATED BRIEFING, DISCOVERY CONFERENCE, AND RELATED DEADLINES** Judge: Hon. William J. Lafferty

This stipulation (this "Stipulation") is entered into by and between defendants The Roman Catholic Bishop of Oakland, a California corporation sole, and the debtor and debtor in possession (the "Debtor") in the above-captioned chapter 11 bankruptcy case (the "Chapter 11 Case"), Adventus ("Adventus"), The

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Roman Catholic Welfare Corporation of Oakland ("RCWC"), and The Roman Catholic Cemeteries of the Diocese of Oakland ("RCC" and together with the Debtor, Adventus, and RCWC, the "Defendants"), and plaintiff the Official Committee of Unsecured Creditors appointed in the Chapter 11 Case (the "Committee"). The Defendants and the Committee are referred to herein collectively as the "Parties." The Parties, by and through their respective counsel of record, hereby stipulate and agree as follows:

RECITALS

A. The Committee filed its *Adversary Complaint for Declaratory Relief* [AP Docket No. 1] (the "Complaint") on December 11, 2024, initiating this adversary proceeding (the "Adversary Proceeding").

B. Pursuant to the *Summons and Notice of Scheduling Conference in an Adversary Proceeding* [AP Docket No. 4], the initial scheduling conference (the "Scheduling Conference") before the Court in this Adversary Proceeding was originally set for February 12, 2025.

C. Pursuant to the *Order Re Initial Disclosures and Discovery Conference* [AP Docket No. 5] (the "Scheduling Order"), the Parties' original deadline to hold a discovery conference (the "Discovery Conference Deadline") was January 22, 2025, and the Parties' original deadline to provide initial disclosures pursuant to Federal Rule of Civil Procedure 26(a), as incorporated in Federal Rule of Bankruptcy Procedure 7026, (the "Initial Disclosures Deadline") was February 5, 2025.

D. On January 10, 2025, the Parties filed the *Stipulation to Extend Time to Respond to Complaint* [AP Docket No. 7] (the "Stipulation Extending Time"), which was approved by the Court's *Order Granting Stipulation*, entered on January 15, 2025 [AP Docket No. 8] (the "Order Granting Stipulation").

E. The Stipulation Extending Time, as approved by the Order Granting Stipulation, extended the deadline for all Defendants to respond to the Complaint through January 24, 2025, extended the Discovery Conference Deadline through January 31, 2025, extended the Initial Disclosures Deadline through February 14, 2025, and continued the Scheduling Conference to February 26, 2025.

F. On January 24, 2025, the Defendants filed *Motion of The Roman Catholic Welfare Corporation of Oakland, The Roman Catholic Cemeteries of The Diocese of Oakland and Adventus to*

Dismiss Complaint [AP Docket No. 9] and the *Debtor's Motion to Dismiss Adversary Complaint for Declaratory Relief* [AP Docket No. 14] (together, the "Motions to Dismiss"). The Motions to Dismiss were noticed for hearing pursuant to Local Bankruptcy Rule 7007-1 for March 5, 2025, at 10:30 a.m.

G. The Parties have agreed to scheduling for the Motions to Dismiss, the Scheduling Conference, and related deadlines as set forth below.

STIPULATION

Wherefore, the Parties hereby stipulate and agree as follows, subject to approval of the Court:

1. The hearing on the Motions to Dismiss shall be advanced from March 5, 2025, at 10:30 a.m., to March 4, 2025, at 10:30 a.m.

2. Any opposition to the Motions to Dismiss shall be filed not later than February 19, 2025, and any replies in support of the Motions to Dismiss shall be filed not later than February 26, 2025.

3. The Scheduling Conference shall be adjourned to April 23, 2025, at 10:30 a.m., or such date and time thereafter as is convenient for the Court and the Parties.

4. The deadlines provided in the Scheduling Order shall be extended as follows:

   a. Discovery Conference Deadline: Not later than April 2, 2025.

   b. Initial Disclosures Deadline: Not later than April 16, 2025.

   c. Deadline to file Discovery Plan pursuant to paragraph 4 of the Scheduling Order and Federal Rule of Bankruptcy Procedure 7026: Not later than April 16, 2025.

5. The schedule set forth in this Stipulation is without prejudice to further modifications, either by agreement between the Parties or order of the Court.

6. Nothing herein shall limit or otherwise impact any Party's right to seek discovery in connection with confirmation of any plan of reorganization, or to object to any such discovery.

7. The Parties request that the Court enter an order in the form attached hereto as **Exhibit A** approving this Stipulation and continuing dates and deadlines as set forth herein.

[*Signatures on following page*]

SO STIPULATED:

Dated: February 11, 2025

FOLEY & LARDNER LLP

/s/ Shane J. Moses
Shane J. Moses

Attorneys for the Debtor the Roman Catholic Bishop of Oakland and John Doe Churches 1-82

SO STIPULATED:

Dated: February 11, 2025

LOWENSTEIN SANDLER LLP

/s/ Colleen M. Restel
Colleen M. Restel

Attorneys for the
Official Committee of Unsecured Creditors

SO STIPULATED:

Dated: February 11, 2025

NORTON ROSE FULBRIGHT US LLP

/s/ Ryan E. Manns
Ryan E. Manns

Attorneys for Adventus, The Roman Catholic Welfare Corporation of Oakland, and The Roman Catholic Cemeteries of the Diocese of Oakland

EXHIBIT A

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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, v. 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 **[PROPOSED] ORDER ON STIPULATION REGARDING SCHEDULE FOR HEARING ON MOTIONS TO DISMISS, RELATED BRIEFING, DISCOVERY CONFERENCE, AND RELATED DEADLINES** Judge: Hon. William J. Lafferty

The Court having reviewed the *Stipulation Regarding Schedule for Hearing on Motions to Dismiss, Related Briefing, Discovery Conference, and Related Deadlines* [AP Docket No. ___] (the "Stipulation")[1] entered into between defendants The Roman Catholic Bishop of Oakland, a California corporation sole, and the debtor and debtor in possession (the "Debtor") in the above-captioned chapter 11 bankruptcy case (the "Chapter 11 Case"), Adventus ("Adventus"), The Roman Catholic Welfare Corporation of Oakland ("RCWC"), and The Roman Catholic Cemeteries of the Diocese of Oakland ("RCC" and together with the Debtor, Adventus, and RCWC, the "Defendants"), and plaintiff the Official Committee of Unsecured Creditors appointed in the Chapter 11 Case (the "Committee" and together with the Defendants, the "Parties"); and after due consideration and good cause appearing,

IT IS HEREBY ORDERED THAT:

1. The Stipulation is approved.

1. The hearing on *Motion of The Roman Catholic Welfare Corporation of Oakland, The Roman Catholic Cemeteries of The Diocese of Oakland and Adventus to Dismiss Complaint* [AP Docket No. 9] and the *Debtor's Motion to Dismiss Adversary Complaint for Declaratory Relief* [AP Docket No. 14] (together, the "Motions to Dismiss"). shall be advanced from March 5, 2025, at 10:30 a.m., to March 4, 2025, at 10:30 a.m.

2. Any opposition to the Motions to Dismiss shall be filed not later than February 19, 2025, and any replies in support of the Motions to Dismiss shall be filed not later than February 26, 2025.

2. The Scheduling Conference shall be adjourned to April 23, 2025, at 10:30 a.m., or such date and time thereafter as is convenient for the Court and the Parties.

3. The deadlines provided in the Scheduling Order shall be extended as follows:

   a. Discovery Conference Deadline: Not later than April 2, 2025.

   b. Initial Disclosures Deadline: Not later than April 16, 2025.

   c. Deadline to file Discovery Plan pursuant to paragraph 4 of this Court's Scheduling Order and Federal Rule of Bankruptcy Procedure 7026: Not later than April 16, 2025.

[1] Terms defined in the Stipulation shall have the same meaning herein.

4. The schedule set forth in this Order is without prejudice to further modifications, either by agreement between the Parties or order of the Court.

5. Nothing in this Order shall limit or otherwise impact any Party's right to seek discovery in connection with confirmation of any plan of reorganization, or to object to any such discovery.

3. No further notice of the hearing dates and deadline set forth in this order shall be required.

4. 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.