Office of the Clerk
United States Bankruptcy Court, Northern District of California

Edward J. Emmons, Clerk of Court
450 Golden Gate Avenue
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San Francisco, CA 94102
Phone: (415) 268-2300

August 12, 2025

Mark B. Busby, Clerk of Court
United States District Court
Phillip Burton Federal Building & United States Courthouse
450 Golden Gate Avenue, 16th Floor
San Francisco, CA 94102

Re: Transmittal of Notice of Appeal to District Court:

Adv. Proc. : The Official Committee of Unsecured Creditors of the Roman Catholic Bishop of Oakland vs The Roman Catholic Bishop of Oakland et al; Case #: 24-04053-Judge: William J. Lafferty

Dear Clerk:

The following documents are electronically transmitted to your court for the above referenced matter:

Docket Report

Notice of Appeal and Statement of Election - (dkt. #56)
Order Dismissing First Amended Adversary Complaint - (dkt. #55)
Courts Certificate of Mailing - (dkt. #60)

Appeal Filing Fee: ☒ Paid $ 298.00 ☐ Not Paid ☐ Fee Waived

☐ Motion to Waive Appeal Filing Fee Pending with ☐ District Court ☐ Bankruptcy Court

If you have any questions, please contact me at **(415) 268-2373** .

Edward Emmons, Clerk
United States Bankruptcy Court

By: /s/ DaV[illegible]
Deputy Clerk

DISMISSED, APPEAL

U.S. Bankruptcy Court
California Northern Bankruptcy Court (Oakland)
Adversary Proceeding #: 24-04053

Assigned to: Judge William J. Lafferty
Lead BK Case: 23-40523
Lead BK Title: The Roman Catholic Bishop of Oakland
Lead BK Chapter: 11
Demand:

Nature[s] of Suit: 91 Declaratory judgment

Date Filed: 12/11/24
Date Dismissed: 07/25/25

Plaintiff

The Official Committee of Unsecured Creditors of the Roman Catholic Bishop of Oakland
Lowenstein Sandler LLP
One Lowenstein Drive
Roseland, NJ 07068
United States of America
973-597-2500

represented by **Gabrielle L. Albert**
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Brent Weisenberg
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Email: bweisenberg@lowenstein.com

V.

Defendant

The Roman Catholic Bishop of Oakland
2121 Harrison Street
Suite 100
Oakland, CA 94612
Tax ID / EIN: 94-1527086

represented by **Shane J. Moses**
Foley & Lardner LLP
555 California Street
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San Francisco, CA 94705
415-434-4484
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Email: smoses@foley.com

Defendant

The Roman Catholic Welfare Corporation of Oakland
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Oakland, CA 94612

represented by **Ryan E. Manns**
Norton Rose Fulbright US LLP
2200 Ross Avenue
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Norton Rose Fulbright US LLP
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Los Angeles, CA 90071
(213) 892-9346
Email: rebecca.winthrop@nortonrosefulbright.com

Defendant

The Roman Catholic Cemeteries of the Diocese of Oakland
c/oCatholic Funeral and Cemetary Service
4750 Willow Rd. # 200
Pleasanton, CA 94588

represented by **Ryan E. Manns**
(See above for address)

Rebecca J. Winthrop
(See above for address)

Defendant

Adventus

represented by **Ryan E. Manns**
(See above for address)

Rebecca J. Winthrop
(See above for address)

Filing Date	#	Docket Text
12/11/2024	1 (20 pgs)	Adversary case 24-04053. 91 (Declaratory judgment) Complaint by The Official Committee of Unsecured Creditors of the Roman Catholic Bishop of Oakland against The Roman Catholic Bishop of Oakland, THE ROMAN CATHOLIC WELFARE CORPORATION OF OAKLAND, THE ROMAN CATHOLIC CEMETERIES OF THE DIOCESE OF OAKLAND. Fee Amount $350. (Albert, Gabrielle) (Entered: 12/11/2024)
12/11/2024		Receipt of filing fee for Complaint(24-04053) [cmp,cmp] (350.00). Receipt number A33582193, amount $ 350.00 (re: Doc# 1 Complaint) (U.S. Treasury) (Entered: 12/11/2024)
12/11/2024	2 (2 pgs)	Adversary Cover Sheet (RE: related document(s)1 Complaint filed by Plaintiff The Official Committee of Unsecured Creditors of the Roman Catholic Bishop of Oakland). (Albert, Gabrielle) (Entered: 12/11/2024)
12/11/2024	3	Proposed Document Filed Under Seal (RE: related document(s)1 Complaint filed by Plaintiff The Official Committee of Unsecured Creditors of the Roman Catholic Bishop of Oakland). Filed by Plaintiff The Official Committee of Unsecured Creditors of the Roman Catholic Bishop of Oakland (Albert, Gabrielle) (Entered: 12/11/2024)
12/12/2024	4 (5 pgs; 2 docs)	Summons Issued on Adventus Answer Due 1/13/2025; The Roman Catholic Bishop of Oakland Answer Due 1/13/2025; The Roman Catholic Cemeteries of the Diocese of Oakland Answer Due 1/13/2025; The Roman Catholic Welfare Corporation of Oakland Answer Due 1/13/2025 (RE: related document(s)1 Complaint filed by Plaintiff The Official Committee of Unsecured Creditors of the Roman Catholic Bishop of Oakland). **Scheduling Conference scheduled for 2/12/2025 at 10:30 AM in/via Oakland Room 220 - Lafferty.** (pw) (Entered: 12/12/2024)
12/12/2024	5 (4 pgs; 4 docs)	Order Regarding Initial Disclosures and Discovery Conference (pw) (Entered: 12/12/2024)
12/20/2024	6 (2 pgs)	Certificate of Service (RE: related document(s)3 Proposed Document Filed Under Seal, 4 Summons Issued, 5 Discovery Order). Filed by Plaintiff The Official Committee of Unsecured Creditors of the Roman Catholic Bishop of Oakland (Albert, Gabrielle) (Entered: 12/20/2024)

01/10/2025	7 (4 pgs)	Stipulation, Extend Time to Respond to Complaint Filed by Plaintiff The Official Committee of Unsecured Creditors of the Roman Catholic Bishop of Oakland. (Albert, Gabrielle) (Entered: 01/10/2025)
01/15/2025	8 (3 pgs)	Order Granting Stipulation (RE: related document(s)1 Complaint, 4 Summons Issued, 7 Stipulation). **Scheduling Conference Continued to 2/26/2025 at 10:30 AM in/via Oakland Room 220 - Lafferty.** (cf) (Entered: 01/15/2025)
01/15/2025		Adventus Answer Deadline Reset for 1/24/2025; The Roman Catholic Bishop of Oakland Answer Deadline Reset for 1/24/2025; The Roman Catholic Cemeteries of the Diocese of Oakland Answer Deadline Reset for 1/24/2025; The Roman Catholic Welfare Corporation of Oakland Answer Deadline Reset for 1/24/2025. (cf) (Entered: 01/15/2025)
01/24/2025	9 (28 pgs)	Motion to Dismiss Adversary Proceeding Filed by Defendants Adventus, The Roman Catholic Cemeteries of the Diocese of Oakland, The Roman Catholic Welfare Corporation of Oakland. (Winthrop, Rebecca) (Entered: 01/24/2025)
01/24/2025	10 (28 pgs)	Declaration of Ryan E. Manns in Support of *Motion of the Roman Catholic Welfare Corporation of Oakland, the Roman Catholic Cemeteries of the Diocese of Oakland and Adventus to Dismiss Complaint (REDACTED)* (RE: related document(s)9 Motion to Dismiss Adversary Proceeding). Filed by Defendants Adventus, The Roman Catholic Cemeteries of the Diocese of Oakland, The Roman Catholic Welfare Corporation of Oakland (Winthrop, Rebecca) (Entered: 01/24/2025)
01/24/2025	11 (3 pgs)	Notice of Hearing (RE: related document(s)9 Motion to Dismiss Adversary Proceeding filed by Defendant The Roman Catholic Cemeteries of the Diocese of Oakland, Defendant The Roman Catholic Welfare Corporation of Oakland, Defendant Adventus). **Hearing scheduled for 3/5/2025 at 10:30 AM in/via Oakland Room 220 - Lafferty.** Filed by Defendants Adventus, The Roman Catholic Cemeteries of the Diocese of Oakland, The Roman Catholic Welfare Corporation of Oakland. (Winthrop, Rebecca) (Entered: 01/24/2025)
01/24/2025	12	Proposed Document Filed Under Seal (RE: related document(s)9 Motion to Dismiss Adversary Proceeding filed by Defendant The Roman Catholic Cemeteries of the Diocese of Oakland, Defendant The Roman Catholic Welfare Corporation of Oakland, Defendant Adventus). Filed by Defendants Adventus, The Roman Catholic Cemeteries of the Diocese of Oakland, The Roman Catholic Welfare Corporation of Oakland (Winthrop, Rebecca) (Entered: 01/24/2025)
01/24/2025	13	Proposed Document Filed Under Seal (RE: related document(s)10 Declaration filed by Defendant The Roman Catholic Cemeteries of the Diocese of Oakland, Defendant The Roman Catholic Welfare Corporation of Oakland, Defendant Adventus). Filed by Defendants Adventus, The Roman Catholic Cemeteries of the Diocese of Oakland, The Roman Catholic Welfare Corporation of Oakland (Winthrop, Rebecca) (Entered: 01/24/2025)

01/24/2025	14 (23 pgs)	Motion to Dismiss Adversary Proceeding *Notice of Hearing on Debtors Motion to Dismiss the Adversary Complaint for Declaratory Relief* Filed by Defendant The Roman Catholic Bishop of Oakland. (Moses, Shane) (Entered: 01/24/2025)
01/24/2025	15 (2 pgs)	Notice of Hearing *Notice of Hearing on Debtors Motion to Dismiss the Adversary Complaint for Declaratory Relief* (RE: related document(s)14 Motion to Dismiss Adversary Proceeding filed by Defendant The Roman Catholic Bishop of Oakland). **Hearing scheduled for 3/5/2025 at 10:30 AM in/via Oakland Room 220 - Lafferty.** Filed by Defendant The Roman Catholic Bishop of Oakland. (Moses, Shane) (Entered: 01/24/2025)
01/27/2025	16 (4 pgs)	Certificate of Service (RE: related document(s)9 Motion to Dismiss Adversary Proceeding, 10 Declaration,). Filed by Defendants Adventus, The Roman Catholic Cemeteries of the Diocese of Oakland, The Roman Catholic Welfare Corporation of Oakland (Winthrop, Rebecca). Modified on 1/29/2025 (pw). (Entered: 01/27/2025)
02/11/2025	17 (9 pgs; 2 docs)	Stipulation to Continue Hearing *Stipulation Regarding Schedule for Hearing on Motions to Dismiss, Related Briefing, Discovery Conference, and Related Deadlines* Filed by Defendant The Roman Catholic Bishop of Oakland (RE: related document(s)9 Motion to Dismiss Adversary Proceeding filed by Defendant The Roman Catholic Cemeteries of the Diocese of Oakland, Defendant The Roman Catholic Welfare Corporation of Oakland, Defendant Adventus, 14 Motion to Dismiss Adversary Proceeding filed by Defendant The Roman Catholic Bishop of Oakland). (Attachments: # 1 Ex A - Proposed Order) (Moses, Shane) (Entered: 02/11/2025)
02/12/2025		Hearing Continued (RE: related document(s) 1 Complaint, 8 Order on Stipulation Continuing Hearing). Minutes of Proceeding: Order on Stipulation Continuing Hearing signed 1/15/2025. **Scheduling Conference Continued to 02/26/2025 at 10:30 AM in/via Oakland Room 220 - Lafferty.** (cf) (Entered: 02/12/2025)
02/13/2025	18 (4 pgs)	Order on Stipulation Regarding Schedule for Hearing on Motions to Dismiss, Related Briefing, Discovery Conference, and Related Deadlines (RE: related document(s)1 Complaint, 4 Summons Issued, 8 Order on Stipulation to Continue Hearing, 9 Motion to Dismiss Adversary Proceeding filed by Defendant The Roman Catholic Cemeteries of the Diocese of Oakland, Defendant The Roman Catholic Welfare Corporation of Oakland, Defendant Adventus, 14 Motion to Dismiss Adversary Proceeding filed by Defendant The Roman Catholic Bishop of Oakland, 17 Stipulation to Continue Hearing). **Scheduling Conference Continued to 4/23/2025 at 10:30 AM Oakland Room 220 - Lafferty. The Hearing on Motions to Dismiss Continued to 3/4/2025 at 10:30 AM Oakland Room 220 - Lafferty.** (cf) (Entered: 02/13/2025)
02/19/2025	19 (31 pgs)	Omnibus Brief/Memorandum in Opposition to *(I) Debtors Motion to Dismiss Adversary Complaint for Declaratory Relief and (II) Motion of The Roman Catholic Welfare Corporation of Oakland, The Roman Catholic Cemeteries of The Diocese of Oakland and Adventus to Dismiss Complaint* (RE: related document(s)9 Motion to Dismiss

		Adversary Proceeding, 14 Motion to Dismiss Adversary Proceeding). Filed by Plaintiff The Official Committee of Unsecured Creditors of the Roman Catholic Bishop of Oakland (Albert, Gabrielle) (Entered: 02/19/2025)
02/19/2025	20	Proposed Redacted Document (RE: related document(s)9 Motion to Dismiss Adversary Proceeding filed by Defendant The Roman Catholic Cemeteries of the Diocese of Oakland, Defendant The Roman Catholic Welfare Corporation of Oakland, Defendant Adventus, 14 Motion to Dismiss Adversary Proceeding filed by Defendant The Roman Catholic Bishop of Oakland). Filed by Plaintiff The Official Committee of Unsecured Creditors of the Roman Catholic Bishop of Oakland (Albert, Gabrielle) (Entered: 02/19/2025)
02/21/2025	21 (3 pgs)	Notice of Appearance and Request for Notice by Jeffrey D. Prol. Filed by Plaintiff The Official Committee of Unsecured Creditors of the Roman Catholic Bishop of Oakland (Prol, Jeffrey) (Entered: 02/21/2025)
02/21/2025	22 (3 pgs)	Notice of Appearance and Request for Notice by Michael A. Kaplan. Filed by Plaintiff The Official Committee of Unsecured Creditors of the Roman Catholic Bishop of Oakland (Kaplan, Michael) (Entered: 02/21/2025)
02/26/2025	23 (3 pgs)	Notice of Appearance and Request for Notice by Colleen Restel. Filed by Plaintiff The Official Committee of Unsecured Creditors of the Roman Catholic Bishop of Oakland (Restel, Colleen) (Entered: 02/26/2025)
02/26/2025		Hearing Continued (RE: related document(s) 1 Complaint). Minutes of Proceeding: Order on Stipulation Continuing Hearing signed 2/13/2025. **Scheduling Conference Continued to 04/23/2025 at 10:30 AM in/via Oakland Room 220 - Lafferty.** (cf) (Entered: 02/26/2025)
02/26/2025	24 (20 pgs)	Reply *in Support of Debtor's Motion to Dismiss Adversary Complaint for Declaratory Relief* (RE: related document(s)14 Motion to Dismiss Adversary Proceeding). Filed by Defendant The Roman Catholic Bishop of Oakland (Moses, Shane) (Entered: 02/26/2025)
02/26/2025	25 (23 pgs)	Reply *Memorandum in Support of the Motion of the Roman Catholic Welfare Corporation of Oakland, the Roman Catholic Cemeteries of the Diocese of Oakland and Adventus to Dismiss Complaint (Redacted)* (RE: related document(s)9 Motion to Dismiss Adversary Proceeding). Filed by Defendants Adventus, The Roman Catholic Cemeteries of the Diocese of Oakland, The Roman Catholic Welfare Corporation of Oakland (Winthrop, Rebecca) (Entered: 02/26/2025)
02/26/2025	26	Proposed Document Filed Under Seal (RE: related document(s)25 Reply filed by Defendant The Roman Catholic Cemeteries of the Diocese of Oakland, Defendant The Roman Catholic Welfare Corporation of Oakland, Defendant Adventus). Filed by Defendants Adventus, The Roman Catholic Cemeteries of the Diocese of Oakland, The Roman Catholic Welfare Corporation of Oakland (Winthrop, Rebecca) (Entered: 02/26/2025)

02/26/2025	27 (4 pgs)	Certificate of Service (RE: related document(s)25 Reply, 26 Proposed Document Filed Under Seal). Filed by Defendants Adventus, The Roman Catholic Cemeteries of the Diocese of Oakland, The Roman Catholic Welfare Corporation of Oakland (Winthrop, Rebecca). Related document(s) 9 Motion to Dismiss Adversary Proceeding filed by Defendant The Roman Catholic Cemeteries of the Diocese of Oakland, Defendant The Roman Catholic Welfare Corporation of Oakland, Defendant Adventus, 14 Motion to Dismiss Adversary Proceeding *Notice of Hearing on Debtors Motion to Dismiss the Adversary Complaint for Declaratory Relief* filed by Defendant The Roman Catholic Bishop of Oakland. Modified on 2/27/2025 (pw). (Entered: 02/26/2025)
02/28/2025	28 (3 pgs)	Notice of Appearance and Request for Notice by Brent Weisenberg. Filed by Plaintiff The Official Committee of Unsecured Creditors of the Roman Catholic Bishop of Oakland (Weisenberg, Brent) (Entered: 02/28/2025)
03/04/2025		Hearing Held. Minutes of Proceeding: Oral arguments were made on the record. Matter taken under submission. Court will issue a written decision. (RE: related document(s) 9 Motion to Dismiss Adversary Proceeding, 14 Motion to Dismiss Adversary Proceeding). (cf)Modified on 4/14/2025 (rs). (Entered: 03/04/2025)
03/05/2025	29 (1 pg)	The Audio File attached to the PDF includes several hearings. Court Date & Time [3/4/2025 10:30:02 AM]. File Size [80909 KB]. Run Time [01:24:17]. (admin). (Entered: 03/05/2025)
04/22/2025	30 (9 pgs)	Order After Hearing On Motions To Dismiss (RE: related document(s) 9 Motion to Dismiss Adversary Proceeding filed by Defendant The Roman Catholic Cemeteries of the Diocese of Oakland, Defendant The Roman Catholic Welfare Corporation of Oakland, Defendant Adventus 14 Motion to Dismiss Adversary Proceeding filed by Defendant The Roman Catholic Bishop of Oakland) (rs). (Entered: 04/22/2025)
04/23/2025		Hearing Continued (RE: related document(s) 9 Motion to Dismiss Adversary Proceeding, 14 Motion to Dismiss Adversary Proceeding, 30 Order Granting Related Motion/Application,Order). Minutes of Proceeding: For the reasons stated on the record, the **Status Conference continued to 05/07/2025 at 10:30 AM in/via Oakland Room 220 - Lafferty.** Chambers to prepare the Order. (rs)Modified on 4/23/2025 (rs). (Entered: 04/23/2025)
04/23/2025	31 (3 pgs)	Order Scheduling Status Conference (RE: related document(s)9 Motion to Dismiss Adversary Proceeding filed by Defendant The Roman Catholic Cemeteries of the Diocese of Oakland, Defendant The Roman Catholic Welfare Corporation of Oakland, Defendant Adventus, 14 Motion to Dismiss Adversary Proceeding filed by Defendant The Roman Catholic Bishop of Oakland, 30 Order Granting Related Motion/Application, Order). **Status Conference scheduled for 5/7/2025 at 10:30 AM in/via Oakland Room 220 - Lafferty.** (rs) (Entered: 04/23/2025)

05/06/2025	32 (25 pgs)	Amended Complaint by Gabrielle L. Albert on behalf of The Official Committee of Unsecured Creditors of the Roman Catholic Bishop of Oakland against all defendants. (RE: related document(s)1 Complaint filed by Plaintiff The Official Committee of Unsecured Creditors of the Roman Catholic Bishop of Oakland). (Albert, Gabrielle) (Entered: 05/06/2025)
05/06/2025	33	Proposed Document Filed Under Seal (RE: related document(s)32 Amended Complaint filed by Plaintiff The Official Committee of Unsecured Creditors of the Roman Catholic Bishop of Oakland). Filed by Plaintiff The Official Committee of Unsecured Creditors of the Roman Catholic Bishop of Oakland (Albert, Gabrielle) (Entered: 05/06/2025)
05/07/2025	34 (2 pgs)	Certificate of Service (RE: related document(s)32 Amended Complaint). Filed by Plaintiff The Official Committee of Unsecured Creditors of the Roman Catholic Bishop of Oakland (Albert, Gabrielle) (Entered: 05/07/2025)
05/07/2025		Hearing Continued (RE: related document(s) 1 Complaint, 31 Order To Set Hearing, 9 Motion to Dismiss Adversary Proceeding, 14 Motion to Dismiss Adversary Proceeding). Minutes of Proceeding: For the reasons stated on the record, parties discussed the scheduling of deadlines. The Status Conference is continued to 6/4/2025. All deadlines, hearing date and time, are subject to change upon request of the parties. **Hearing continued to 06/04/2025 at 10:30 AM in/via Oakland Room 220 - Lafferty.** (rs) (Entered: 05/09/2025)
05/23/2025	35 (34 pgs)	Motion to Dismiss Adversary Proceeding *Motion to Dismiss the Official Committee of Unsecured Creditors' First Amended Complaint* Filed by Defendants Adventus, The Roman Catholic Cemeteries of the Diocese of Oakland, The Roman Catholic Welfare Corporation of Oakland. (Winthrop, Rebecca) (Entered: 05/23/2025)
05/23/2025	36 (170 pgs)	Declaration of Ryan E. Manns in In Support of *Motion to Dismiss the Official Committee of Unsecured Creditors' First Amended Complaint* (RE: related document(s)35 Motion to Dismiss Adversary Proceeding). Filed by Defendants Adventus, The Roman Catholic Cemeteries of the Diocese of Oakland, The Roman Catholic Welfare Corporation of Oakland (Winthrop, Rebecca) (Entered: 05/23/2025)
05/23/2025	37 (4 pgs)	Notice of Hearing *on the Motion to Dismiss the Official Committee of Unsecured Creditors' First Amended Complaint* (RE: related document(s)35 Motion to Dismiss Adversary Proceeding filed by Defendant The Roman Catholic Cemeteries of the Diocese of Oakland, Defendant The Roman Catholic Welfare Corporation of Oakland, Defendant Adventus). **Hearing scheduled for 6/4/2025 at 10:30 AM in/via Oakland Room 220 - Lafferty.** Filed by Defendants Adventus, The Roman Catholic Cemeteries of the Diocese of Oakland, The Roman Catholic Welfare Corporation of Oakland. (Winthrop, Rebecca) (Entered: 05/23/2025)
05/23/2025	38	Proposed Document Filed Under Seal (RE: related document(s)35 Motion to Dismiss Adversary Proceeding filed by Defendant The Roman Catholic Cemeteries of the Diocese of Oakland, Defendant The

		Roman Catholic Welfare Corporation of Oakland, Defendant Adventus, 37 Notice of Hearing filed by Defendant The Roman Catholic Cemeteries of the Diocese of Oakland, Defendant The Roman Catholic Welfare Corporation of Oakland, Defendant Adventus). Filed by Defendants Adventus, The Roman Catholic Cemeteries of the Diocese of Oakland, The Roman Catholic Welfare Corporation of Oakland (Winthrop, Rebecca) (Entered: 05/23/2025)
05/23/2025	39	Proposed Document Filed Under Seal (RE: related document(s)36 Declaration filed by Defendant The Roman Catholic Cemeteries of the Diocese of Oakland, Defendant The Roman Catholic Welfare Corporation of Oakland, Defendant Adventus). Filed by Defendants Adventus, The Roman Catholic Cemeteries of the Diocese of Oakland, The Roman Catholic Welfare Corporation of Oakland (Winthrop, Rebecca) (Entered: 05/23/2025)
05/23/2025	40 (4 pgs)	Certificate of Service (RE: related document(s)35 Motion to Dismiss Adversary Proceeding, 36 Declaration, 37 Notice of Hearing, 38 Proposed Document Filed Under Seal, 39 Proposed Document Filed Under Seal). Filed by Defendants Adventus, The Roman Catholic Cemeteries of the Diocese of Oakland, The Roman Catholic Welfare Corporation of Oakland (Winthrop, Rebecca) (Entered: 05/23/2025)
05/23/2025	41 (28 pgs)	Motion to Dismiss Adversary Proceeding *Debtors Motion to Dismiss First Amended Adversary Complaint* Filed by Defendant The Roman Catholic Bishop of Oakland. (Moses, Shane) (Entered: 05/23/2025)
05/23/2025	42 (2 pgs)	Notice of Hearing *Notice of Hearing on Debtors Motion to Dismiss First Amended Adversary Complaint* (RE: related document(s)41 Motion to Dismiss Adversary Proceeding filed by Defendant The Roman Catholic Bishop of Oakland). **Hearing scheduled for 6/4/2025 at 02:00 PM in/via Oakland Room 220 - Lafferty.** Filed by Defendant The Roman Catholic Bishop of Oakland. (Moses, Shane) (Entered: 05/23/2025)
05/27/2025	43 (4 pgs)	Amended Notice of Hearing (RE: related document(s)35 Motion to Dismiss Adversary Proceeding filed by Defendant The Roman Catholic Cemeteries of the Diocese of Oakland, Defendant The Roman Catholic Welfare Corporation of Oakland, Defendant Adventus). **Hearing scheduled for 6/4/2025 at 02:00 PM in/via Oakland Room 220 - Lafferty.** Filed by Defendants Adventus, The Roman Catholic Cemeteries of the Diocese of Oakland, The Roman Catholic Welfare Corporation of Oakland. (Winthrop, Rebecca) (Entered: 05/27/2025)
05/27/2025	44 (3 pgs)	Certificate of Service (RE: related document(s)43 Notice of Hearing). Filed by Defendants Adventus, The Roman Catholic Cemeteries of the Diocese of Oakland, The Roman Catholic Welfare Corporation of Oakland (Winthrop, Rebecca). Related document(s) 35 Motion to Dismiss Adversary Proceeding *Motion to Dismiss the Official Committee of Unsecured Creditors' First Amended Complaint* filed by Defendant The Roman Catholic Cemeteries of the Diocese of Oakland, Defendant The Roman Catholic Welfare Corporation of Oakland, Defendant Adventus. Modified on 5/27/2025 (dc). (Entered: 05/27/2025)

05/28/2025	45 (21 pgs)	Omnibus Response *of the Official Committee of Unsecured Creditors to (I) Debtor's Motion to Dismiss First Amended Adversary Complaint and (II) Motion of the Roman Catholic Welfare Corporation of Oakland, the Roman Catholic Cemeteries of the Diocese of Oakland and Adventus to Dismiss the Official Committee of Unsecured Creditors' First Amended Adversary Complaint* (RE: related document(s)35 Motion to Dismiss Adversary Proceeding, 41 Motion to Dismiss Adversary Proceeding). Filed by Plaintiff The Official Committee of Unsecured Creditors of the Roman Catholic Bishop of Oakland (Albert, Gabrielle) (Entered: 05/28/2025)
05/28/2025	46	Proposed Document Filed Under Seal (RE: related document(s)45 Response filed by Plaintiff The Official Committee of Unsecured Creditors of the Roman Catholic Bishop of Oakland). Filed by Plaintiff The Official Committee of Unsecured Creditors of the Roman Catholic Bishop of Oakland (Albert, Gabrielle) (Entered: 05/28/2025)
06/02/2025	47 (21 pgs)	Reply *in Support* (RE: related document(s)41 Motion to Dismiss Adversary Proceeding). Filed by Defendant The Roman Catholic Bishop of Oakland (Moses, Shane) (Entered: 06/02/2025)
06/02/2025	48 (16 pgs)	Reply */Reply Memorandum in Support of the Motion of The Roman Catholic Welfare Corporation of Oakland, The Roman Catholic Cemeteries of The Diocese of Oakland, and Adventus to Dismiss the Official Committee of Unsecured Creditors' First Amended Complaint (Redacted)* (RE: related document(s)9 Motion to Dismiss Adversary Proceeding, 45 Response). Filed by Defendants Adventus, The Roman Catholic Cemeteries of the Diocese of Oakland, The Roman Catholic Welfare Corporation of Oakland (Manns, Ryan) (Entered: 06/02/2025)
06/02/2025	49	Proposed Document Filed Under Seal (RE: related document(s)9 Motion to Dismiss Adversary Proceeding filed by Defendant The Roman Catholic Cemeteries of the Diocese of Oakland, Defendant The Roman Catholic Welfare Corporation of Oakland, Defendant Adventus, 45 Response filed by Plaintiff The Official Committee of Unsecured Creditors of the Roman Catholic Bishop of Oakland). Filed by Defendants Adventus, The Roman Catholic Cemeteries of the Diocese of Oakland, The Roman Catholic Welfare Corporation of Oakland (Manns, Ryan) (Entered: 06/02/2025)
06/02/2025	50 (5 pgs; 2 docs)	Notice of Change of Address *for Keller Benvenutti Kim LLP*. (Kim, Jane) (Entered: 06/02/2025)
06/03/2025	51 (4 pgs)	Certificate of Service (RE: related document(s)48 Reply, 49 Proposed Document Filed Under Seal). Filed by Defendants Adventus, The Roman Catholic Cemeteries of the Diocese of Oakland, The Roman Catholic Welfare Corporation of Oakland (Manns, Ryan) (Entered: 06/03/2025)
06/04/2025		Hearing Continued (RE: related document(s) 1 Complaint, 35 Motion to Dismiss Adversary Proceeding, 41 Motion to Dismiss Adversary Proceeding, Hearing Continued). Minutes of Proceeding: For the reasons stated on the record, the matter is continued to 6/13/2025 at 1:30 PM for an Oral Ruling. **Hearing scheduled for**

		06/13/2025 at 01:30 PM in/via Oakland Room 220 - Lafferty. (rs) (Entered: 06/06/2025)
06/05/2025	52 (2 pgs)	Certificate of Service (RE: related document(s)45 Response). Filed by Plaintiff The Official Committee of Unsecured Creditors of the Roman Catholic Bishop of Oakland (Albert, Gabrielle) (Entered: 06/05/2025)
06/05/2025	53 (1 pg)	PDF with attached Audio File. Court Date & Time [6/4/2025 2:00:01 PM]. File Size [31229 KB]. Run Time [02:10:07]. (admin). (Entered: 06/05/2025)
06/06/2025	54 (1 pg)	Transcript Order Form regarding Hearing Date 6/4/2025 Filed by Plaintiff The Official Committee of Unsecured Creditors of the Roman Catholic Bishop of Oakland (Albert, Gabrielle) (Entered: 06/06/2025)
06/06/2025		Transcript Record Transmittal (Court transcript records have been uploaded) for Order Number: 24-04053-54 Regarding Hearing Date: 6/4/2025. Transcription Service Provider: e-Scribers, Contact Information: sales@escribers.net (RE: related document(s)54 Transcript Order Form (Public Request) filed by Plaintiff The Official Committee of Unsecured Creditors of the Roman Catholic Bishop of Oakland). (dc) (Entered: 06/06/2025)
06/13/2025		Hearing Held. Minutes of Proceeding: Parties to proceed with depositions in early July and can notify the Court of deposition schedule or if a hearing is required. A further ruling regarding Motions to Dismiss with be made next week. Court to issue order next week scheduling hearing for ruling on Motions to Dismiss (RE: related document(s) 1 Complaint, 35 Motion to Dismiss Adversary Proceeding, 41 Motion to Dismiss Adversary Proceeding, Hearing Continued). (rs)Modified on 6/17/2025 (rs). (Entered: 06/17/2025)
07/16/2025		Hearing Held. Minutes of Proceeding: For the reasons stated on the record, both Motions to Dismiss Adversary Proceeding are granted. Prevailing party to prepare the order. (RE: related document(s) 35 Motion to Dismiss Adversary Proceeding Motion to Dismiss the Official Committee of Unsecured Creditors' First Amended Complaint, 41 Motion to Dismiss Adversary Proceeding Debtors Motion to Dismiss First Amended Adversary Complaint). (rs) (Entered: 07/17/2025)
07/25/2025	55 (4 pgs)	Order Dismissing First Amended Adversary Complaint (Related Doc # 35, 41) Case Management Action due after 8/8/2025. (rba) (Entered: 07/26/2025)
08/08/2025	56 (9 pgs; 2 docs)	Notice of Appeal and Statement of Election *of the Official Committee of Unsecured Creditors of Order Dismissing First Amended Adversary Complaint*, Fee Amount $ 298. (RE: related document(s)55 Order on Motion to Dismiss Adversary Proceeding). Transmission of Record to District Court due by 09/8/2025. (Attachments: # 1 Exhibit A) Filed by Plaintiff The Official Committee of Unsecured Creditors of the Roman Catholic Bishop of Oakland (Albert, Gabrielle) (Entered: 08/08/2025)

08/08/2025		Receipt of filing fee for Notice of Appeal and Statement of Election(24-04053) [appeal,ntcaplel] (298.00). Receipt number A34019024, amount $ 298.00 (re: Doc# 56 Notice of Appeal and Statement of Election) (U.S. Treasury) (Entered: 08/08/2025)
08/08/2025	57 (10 pgs; 2 docs)	Motion to Reconsider *Order Dismissing First Amended Adversary Complaint* Filed by Plaintiff The Official Committee of Unsecured Creditors of the Roman Catholic Bishop of Oakland (RE: related document(s)55 Order on Motion to Dismiss Adversary Proceeding). (Attachments: # 1 Exhibit A) (Albert, Gabrielle) (Entered: 08/08/2025)
08/08/2025	58 (56 pgs; 4 docs)	Declaration of Michael A. Kaplan in Support of *the Official Committee of Unsecured Creditors for Reconsideration of the Order Dismissing First Amended Adversary Complaint* (RE: related document(s)57 Motion to Reconsider). Filed by Plaintiff The Official Committee of Unsecured Creditors of the Roman Catholic Bishop of Oakland (Attachments: # 1 Exhibit A # 2 Exhibit B # 3 Exhibit C) (Albert, Gabrielle) (Entered: 08/08/2025)
08/08/2025	59 (2 pgs)	Notice of Hearing *on the Official Committee of Unsecured Creditors' Motion for Reconsideration of the Order Dismissing First Amended Adversary Complaint* (RE: related document(s)57 Motion to Reconsider filed by Plaintiff The Official Committee of Unsecured Creditors of the Roman Catholic Bishop of Oakland). **Hearing scheduled for 9/10/2025 at 10:30 AM in/via Oakland Room 220 - Lafferty.** Filed by Plaintiff The Official Committee of Unsecured Creditors of the Roman Catholic Bishop of Oakland. (Albert, Gabrielle) (Entered: 08/08/2025)
08/12/2025	60 (3 pgs)	Courts Certificate of Mailing. Number of notices mailed: 20 (RE: related document(s)56 Notice of Appeal and Statement of Election filed by Plaintiff The Official Committee of Unsecured Creditors of the Roman Catholic Bishop of Oakland). (dc) (Entered: 08/12/2025)

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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. --- THE OFFICIAL COMMITTEE OF UNSECURED CREDITORS OF THE ROMAN CATHOLIC BISHOP OF OAKLAND, Plaintiff, v.	Case No. 23-40523 WJL Chapter 11 Adv. Pro. 24-04053 WJL **NOTICE OF APPEAL AND STATEMENT OF ELECTION OF THE OFFICIAL COMMITTEE OF UNSECURED CREDITORS OF ORDER DISMISSING FIRST AMENDED ADVERSARY COMPLAINT** [Related to Dkt. Nos. 32, 35-37, 41-43, 45, 47, 48, and 55]

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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.	)

NOTICE IS HEREBY GIVEN that the Official Committee of Unsecured Creditors (the "Committee") of the Roman Catholic Bishop of Oakland (the "Debtor") in the above-captioned chapter 11 case hereby appeals, pursuant to 28 U.S.C. § 158(a)(1), from the *Order Dismissing First Amended Adversary Complaint* [Dkt. No. 55] entered on July 25, 2025, a copy of which is attached hereto as **Exhibit A** (the "Final Order").

Pursuant to 28 U.S.C. § 158(c)(1), the Committee elects to have the appeal heard by the United States District Court for the Northern District of California rather than by the Bankruptcy Appellate Panel for the Ninth Circuit.

The names of the parties to the Final Order other than the Committee, and the name, address, and telephone number of their respective attorneys, are:

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The Roman Catholic Welfare Corporation of Oakland	Jason Blanchard James V. Leito, IV Ryan E. Manns Norton Rose Fullbright US LLP 2200 Ross Avenue, Ste 3600 Dallas, TX 75201 214-855-8000 Rebecca J. Winthrop Norton Rose Fullbright US LLP 555 S Flower St., 41st Fl. Los Angeles, CA 90071 213-892-9346

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Party	Counsel
The Roman Catholic Cemeteries of the Diocese of Oakland	Jason Blanchard James V. Leito, IV Ryan E. Manns Norton Rose Fullbright US LLP 2200 Ross Avenue, Ste 3600 Dallas, TX 75201 214-855-8000 Rebecca J. Winthrop Norton Rose Fullbright US LLP 555 S Flower St., 41st Fl. Los Angeles, CA 90071 213-892-9346

Dated: August 8, 2025

KELLER BENVENUTTI KIM LLP
LOWENSTEIN SANDLER LLP

By: */s/Gabrielle L. Albert*
Gabrielle L. Albert

Counsel for the Official Committee of Unsecured Creditors

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Exhibit A

Entered on Docket
EDWARD J. EMMONS, CLERK
U.S. BANKRUPTCY COURT
NORTHERN DISTRICT OF CALIFORNIA
Docket #0055 Date Filed: 7/25/2025

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Counsel for the Debtor
and Debtor in Possession

The following constitutes the order of the Court.
Signed: July 25, 2025

William J. Lafferty, III
U.S. Bankruptcy Judge

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 **ORDER DISMISSING FIRST AMENDED ADVERSARY COMPLAINT** Judge: Hon. William J. Lafferty Date: June 4, 2025 Time: 1:00 p.m. Place: United States Bankruptcy Court 1300 Clay Street Courtroom 220 Oakland, CA 94612

This matter came before the Court on the (1) *Debtor's Motion To Dismiss First Amended Adversary Complaint* [Docket No. 41] (the "Debtor's Motion"), filed by the Roman Catholic Bishop of Oakland, a California corporation and the debtor and debtor in possession (the "Debtor") in the above-

captioned chapter 11 bankruptcy case (the "Chapter 11 Case") and defendant in the above-captioned adversary proceeding (the "Adversary Proceeding"); and (2) the *Motion of the Roman Catholic Welfare Corporation of Oakland, the Roman Catholic Cemeteries of the Diocese of Oakland and Adventus to Dismiss the Official Committee of Unsecured Creditors' First Amended Complaint* [Docket No. 35] (the "Non-Debtor Defendant's Motion" and together with the Debtor's Motion, the "Motions to Dismiss") filed by defendants the Roman Catholic Welfare Corporation of Oakland ("RCWC"), the Roman Catholic Cemeteries of the Diocese of Oakland ("RCC"), and Adventus ("Adventus" and together with RCWC and RCC, the "Non-Debtor Defendants").

On May 6, 2025, the Official Committee of Unsecured Creditors in the Chapter 11 Case (the "Committee"), as plaintiff in the Adversary Proceeding, filed its *First Amended Adversary Complaint* [Docket No. 32] (the "First Amended Complaint"). The First Amended Complaint asserted causes of action (1) against the Debtor and RCWC for substantive consolidation of the Debtor and RCWC, (2) against the Debtor and RCC for substantive consolidation of the Debtor and RCC, (3) against the Debtor and Adventus for substantive consolidation of the Debtor and Adventus, and (4) against the Debtor and RCWC for declaratory relief, each as further set forth in the First Amended Complaint.

On May 23, 2025, the Debtor filed the Debtor's Motion, together with its notice of hearing thereon [Docket No. 42]. Also on May 23, 2025, the Non-Debtor Defendants filed the Non-Debtor Defendant's Motion, together with the declaration of Ryan E. Manns in support thereof [Docket No. 36], and notice of hearing thereon [Docket No. 37]. On May 27, 2025, the Non-Debtor Defendants filed an amended notice of hearing on the Non-Debtor Defendant's Motion [Docket No. 43]. On May 28, 2025, the Committee filed its *Omnibus Response of The Official Committee of Unsecured Creditors To (I) Debtor's Motion to Dismiss First Amended Adversary Complaint and (II) Motion of The Roman Catholic Welfare Corporation of Oakland, The Roman Catholic Cemeteries of The Diocese of Oakland and Adventus to Dismiss The Official Committee of Unsecured Creditors' First Amended Adversary Complaint* [Docket No. 45] (the "Omnibus Response"), in opposition to both Motions to Dismiss. On June 2, 2025, the Debtor filed its *Reply in Support of Debtor's Motion to Dismiss Adversary First Amended Adversary Complaint* [Docket No. 47], and the Non-Debtor Defendants filed their *Reply Memorandum in Support of The Motion of The Roman Catholic Welfare Corporation of Oakland, The Roman Catholic Cemeteries of The Diocese*

Of Oakland, and Adventus to Dismiss The Official Committee of Unsecured Creditors' First Amended Complaint [Docket No. 48].

The Motions to Dismiss came duly for hearing before this Court on June 4, 2025, at 1:00 p.m. (the "Hearing"). The Court having reviewed and considered the Motion to Dismiss, all filings in support of or opposition to the Motion to Dismiss, the record in this Adversary Proceeding and the Chapter 11 Case, and the arguments of counsel at the Hearing; the Court having issued an oral ruling on the record pursuant to Fed. Rule Bankr. Proc. 7052 on July 16, 2025 (the "Oral Ruling"); the Court concluding it has jurisdiction over this matter and venue in this Court is proper; and after due deliberation,

IT IS HEREBY ORDERED:

1. For the reasons set forth on the record in the Oral Ruling, each of the Motions to Dismiss is granted and the First Amended Complaint is dismissed, with prejudice.

2. This Court shall retain jurisdiction with respect to all matters arising from or related to the implementation of or interpretation of this Order.

*** END OF ORDER ***

APPROVED AS TO FORM:

LOWENSTEIN SANDLER LLP

By: */s/ Michael A. Kaplan*
Michael A. Kaplan

Attorneys for the Official Committee of Unsecured Creditors

NORTON ROSE FULBRIGHT US LLP

By: */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

COURT SERVICE LIST

All ECF Recipients.

UNITED STATES BANKRUPTCY COURT

NORTHERN DISTRICT OF CALIFORNIA

In Re: The Roman Catholic Bishop of Oakland

Bankruptcy Case No. 23-40523-WJL
Chapter 11
Adversary Proc. No. 24-04053-WJL

The Official Committee of Unsecured Creditors of the Roman Catholic Bishop of Oakland
Plaintiff(s)

vs.

The Roman Catholic Bishop of Oakland;
The Roman Catholic Welfare Corporation of Oakland;
The Roman Catholic Cemeteries of the Diocese of Oakland
Defendant(s)

COURT CERTIFICATE OF MAILING

I, the undersigned, a regularly appointed and qualified deputy clerk in the office of the United States Bankruptcy Court for the Northern District of California, at San Francisco, hereby certify:

Notice of Appeal and Statement of Election- by Plaintiff The Official Committee of Unsecured Creditors of the Roman Catholic Bishop of Oakland

Order Dismissing First Amended Adversary Complaint - (dkt. #55)

That I, in the performance of my duties as such Clerk, served a copy of the foregoing document(s) by depositing in the regular United States mail on the date shown below, in a sealed envelope bearing the lawful frank of the United States Bankruptcy Court addressed as listed below:

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DaWana L. Chambers

Date: August 12, 2025 Deputy Clerk