



1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28

FOLEY & LARDNER LLP

Jeffrey R. Blease (CA Bar No. 134933)
Tel: (617) 226-3155; jblease@foley.com
Thomas F. Carlucci (CA Bar No. 135767)
Tel: (415) 984-9824; tcarlucchi@foley.com
Shane J. Moses (CA Bar No. 250533)
Tel: (415) 438-6404; smoses@foley.com
Emil P. Khatchatourian (CA Bar No. 265290)
Tel: (312) 832-5156; ekhatchatourian@foley.com
Ann Marie Uetz (admitted *pro hac vice*)
Tel: (313) 234-7114; auetz@foley.com
Matthew D. Lee (admitted *pro hac vice*)
Tel: (608) 258-4203; mdlee@foley.com
555 California Street, Suite 1700
San Francisco, CA 94104-1520

*Counsel for the Debtor
and Debtor in Possession*

The following constitutes the order of the Court.
Signed: April 2, 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

**FIFTH ORDER EXTENDING DEADLINE
TO ASSUME OR REJECT UNEXPIRED
LEASES OF NONRESIDENTIAL REAL
PROPERTY PURSUANT TO SECTION
365(d)(4) OF THE BANKRUPTCY CODE**

Judge: Hon. William J. Lafferty

Date: April 1, 2025
Time: 10:30 a.m.
Place: United States Bankruptcy Court
1300 Clay Street
Courtroom 220
Oakland, CA 94612

1 Upon the *Debtor's Fifth Motion to Extend Deadline to Assume or Reject Unexpired Leases of*
2 *Nonresidential Real Property Pursuant to Section 365(d)(4) of the Bankruptcy Code*, dated March 11,
3 2025 [Docket No. 1825] (the "Motion"),¹ filed by the Roman Catholic Bishop of Oakland, a California
4 corporation sole, and the debtor and debtor in possession (the "Debtor") in the above-captioned chapter
5 11 bankruptcy case (the "Chapter 11 Case"), for entry of an order pursuant to section 365(d)(4) of title 11
6 of the United States Code (the "Bankruptcy Code") and Rule 6006-1 of the Bankruptcy Local Rules for
7 the United States Bankruptcy Court for the Northern District of California further extending the time for
8 the Debtor to assume or reject unexpired leases of nonresidential real property; the lessor of the affected
9 real property having consented to the requested relief as reflected in the Stipulation between the Debtor
10 and Catholic Cathedral Corporation of the East Bay ("CCCEB") as lessor [Docket No. 1828] (the
11 "CCCEB Stipulation"); the Court having reviewed and considered the Motion, the Bongiovanni
12 Declaration in support thereof, the CCCEB Stipulation, and all other filings in support of the Motion; no
13 objection to the Motion having been filed, as set forth in the certificate of no objection filed by the Debtor
14 regarding the Motion [Docket No. 1856]; the Court finding it has jurisdiction over this matter, venue in
15 this Court is proper, and notice of the Motion was reasonable and sufficient under the circumstances; and
16 the Court finding the relief requested in the Motion is in the best interests of the Debtor, its creditors, and
17 other parties in interest; and after due deliberation and good cause appearing therefor,

18 **IT IS HEREBY ORDERED:**

- 19 1. The Motion is granted as set forth herein.
- 20 2. The time period within which the Debtor may assume or reject the lease for the Debtor's
21 use of facilities and grounds in Oakland owned by CCCEB is extended through and including October 1,
22 2025, in accordance with section 365(d)(4) of the Bankruptcy Code.
- 23 3. The extension of time granted herein is without prejudice to the Debtor's rights to seek
24 further extensions of its time to assume or reject any unexpired nonresidential real estate lease as provided
25 in section 365(d)(4) of the Bankruptcy Code.

26
27
28 ¹ Capitalized terms used but not defined herein shall have the meanings ascribed to them in the Motion.

COURT SERVICE LIST

All ECF Recipients.

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28