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*Special Insurance Counsel for  
 the Debtor*

**UNITED STATES BANKRUPTCY COURT  
 NORTHERN DISTRICT OF CALIFORNIA  
 OAKLAND DIVISION**

In re:

THE ROMAN CATHOLIC BISHOP OF  
 OAKLAND, a California corporation sole,

Debtor.

CHAPTER 11

CASE No: 23-40523 WJL

HON. WILLIAM J. LAFFERTY

**TWENTY-FOURTH MONTHLY FEE  
 STATEMENT OF BREALL & BREALL,  
 LLP, AS SPECIAL INSURANCE COUNSEL  
 TO THE DEBTOR, FOR ALLOWANCE  
 AND PAYMENT OF COMPENSATION  
 AND REIMBURSEMENT OF EXPENSES  
 FOR THE PERIOD OF AUGUST 1, 2025  
 THROUGH AUGUST 31, 2025**

THE ROMAN CATHOLIC BISHOP OF  
 OAKLAND,

PLAINTIFF,

v.

AMERICAN HOME ASSURANCE CO., a  
 New York corporation; LEXINGTON  
 INSURANCE CO., a Delaware corporation,

DEFENDANTS.

ADVERSARY CASE No. 23-04037

Objection Deadline: August 10, 2025  
 4:00 p.m. (Pacific Time)

[No Hearing Requested]



|                                                                                           |                                                                             |
|-------------------------------------------------------------------------------------------|-----------------------------------------------------------------------------|
| <b>Name of Applicant:</b>                                                                 | <b>Breall &amp; Breall, LLP</b>                                             |
| Authorized to Provide Professional Services to:                                           | Debtor                                                                      |
| Date of Retention:                                                                        | Effective as of August 1, 2023 by Order entered June 15, 2023 [Dkt No. 434] |
| Period for Which Compensation and Reimbursement is Sought:                                | AUGUST 1, 2025 – AUGUST 31, 2025                                            |
| Amount of Compensation Sought as Actual, Reasonable and Necessary <sup>1</sup> :          | \$ 4,012.50                                                                 |
| 30% Holdback                                                                              | \$1,203.75                                                                  |
| Amount of Expense Reimbursement Sought as Actual, Reasonable and Necessary <sup>2</sup> : | \$0                                                                         |
| Total of Compensation (Net of Holdback) and Expense Reimbursement Sought:                 | \$2,808.75                                                                  |

### **PRELIMINARY STATEMENT**

On May 8, 2023 (the “Petition Date”), The Roman Catholic Bishop of Oakland, a California corporation sole, and the debtor and debtor in possession (the “Debtor” or “RCBO”)<sup>3</sup> commenced the above-captioned chapter 11 bankruptcy case (the “Chapter 11 Case” or the “Bankruptcy Case”). The Debtor continues to operate its ministry and manage its properties as a debtor in possession under sections 1107(a) and 1108 of the Bankruptcy Code. No trustee, examiner, or statutory committee has been appointed in this Chapter 11 Case.

On August 17, 2023, the Debtor filed the *Debtor’s Application to Employ Breall & Breall LLP as Special Insurance Counsel Pursuant to 11 U.S.C. §§ 327(a), 331, 331 & 1107, and Rules 2014 and 2016 of the Federal Rules of Bankruptcy Procedure* [Dkt. No. 376] (the “Retention Application”). The Court approved the Retention Application on September 8, 2023, entering the *Order Approving*

<sup>1</sup> Breall & Breall, LLP has agreed not to bill the Debtor for the time it takes its attorneys to travel to or from the Bay Area and such amounts are not included in this Monthly Fee Statement

<sup>2</sup> Breall & Breall, LLP has agreed not to bill the Debtor for the expenses for its attorneys to travel to or from the Bay Area, in connection with this Chapter 11 Case, and such amounts are not included in this Monthly Fee Statement.

<sup>3</sup> Capitalized terms used but not otherwise defined herein shall have the meanings ascribed to them in the Compensation Procedures Order.

1 *Debtor's Application to Employ Breall & Breall LLP as Special Insurance Counsel Pursuant to 11*  
2 *U.S.C. §§ 327(a), 331, 331 & 1107, and Rules 2014 and 2016 of the Federal Rules of Bankruptcy*  
3 *Procedure* [Dkt. No. 434] (the "Breall Retention Order").

4 On May 23, 2023, the Office of the United States Trustee filed its notice of appointment of an  
5 Official Committee of Unsecured Creditors [Dkt. No. 58].

6 On May 26, 2023, the Debtor filed the *Debtor's Motion for an Order Establishing Procedures*  
7 *for Interim Compensation and Reimbursement of Expenses of Professionals* [Dkt. No. 70] (the  
8 "Compensation Procedures Motion"). The Court granted the Compensation Procedures Motion on June  
9 23, 2023, entering the *Order Authorizing Procedures for Interim Compensation and Reimbursement of*  
10 *Expenses of Professionals* [Dkt. No. 170] (the "Compensation Procedures Order").

11 Breall & Breall, LLP ("Breall" or "Applicant"), as special insurance counsel to the Debtor,  
12 hereby submits its initial monthly fee statement (the "Monthly Fee Statement") for allowance of  
13 payment of compensation for professional services rendered and for reimbursement of actual and  
14 necessary expenses incurred for the period commencing AUGUST 1, 2025, through and including  
15 AUGUST 31, 2025 (the "Fee Period") pursuant to the Compensation Procedures Order.

16 By this Monthly Fee Statement, Breall seeks (i) a monthly interim allowance of compensation in  
17 the amount of \$4,012.50 and actual and necessary expenses in the amount of \$0 for a total allowance of  
18 \$1,500.00 and (ii) payment of 2,808.75 (70% of the allowed fees pursuant to the  
19 Compensation Procedures Order) and reimbursement of \$0 (100% of the allowed expenses pursuant to  
20 the Compensation Procedures Order) for a total payment of \$2,808.75 for the Fee Period.

21 **SERVICES RENDERED AND EXPENSES INCURRED DURING THE FEE PERIOD**

22 Attached as Exhibit 1 is the name of each of Breall's professionals who performed services for  
23 the Debtor in connection with this Chapter 11 Case during the Fee Period covered by this Monthly Fee  
24 Statement and the hourly rate and total fees for each professional during the Fee Period.

25 Attached as Exhibit 2 is a summary of hours by category during the Fee Period.

26 Attached as Exhibit 3 is a summary of expenses included in this Monthly Fee Statement  
27 incurred during the Fee Period.

28 Attached as Exhibit 4 are the detailed time entries for Breall's professionals during the Fee

Period.

### **NOTICE AND OBJECTION PROCEDURES**

In accordance with the Compensation Procedures Order, each Notice Party shall have until the tenth (10th) day (or the next business day if such day is not a business day) following service of this Monthly Fee Statement (the “Objection Deadline”) to serve an objection to the Monthly Fee Statement on Foley and each of the other Notice Parties.

Upon the expiration of the Objection Deadline, the Applicant shall file a certificate of no objection with the Court, after which the Debtor is authorized and directed to pay the Applicant an amount equal to 80% of the fees and 100% of the expenses requested in this Monthly Fee Statement.

If an objection is properly filed, the Debtor shall be authorized and directed to pay the Applicant 80% of the fees and 100% of the expenses not subject to an objection.

**BREALL & BREALL, LLP**

DATED: September 30, 2025

By: /s/ Joseph M. Breall  
Joseph M. Breall  
Special Insurance Counsel for Debtor,  
The Roman Catholic Bishop of Oakland

**EXHIBIT 1**

**Compensation by Professional  
AUGUST 1, 2025 – AUGUST 31, 2025**

| <b>Name of Professional Individual</b> | <b>Initials</b> | <b>Position of the Professional, Year of Obtaining License to Practice</b> | <b>Hourly Billing Rate</b> | <b>Total Hours Billed</b> | <b>Total Compensation</b> |
|----------------------------------------|-----------------|----------------------------------------------------------------------------|----------------------------|---------------------------|---------------------------|
| Joseph M. Breall                       | JMB             | Partner, 1986                                                              | \$750.00                   | 5.35                      | \$4,012.50                |
| <b>TOTAL</b>                           |                 |                                                                            |                            |                           | <b>\$4,012.50</b>         |

**EXHIBIT 2**

**Compensation by Category  
AUGUST 1, 2025 – AUGUST 31, 2025**

| <b>Category</b>                                             | <b>Hours Billed<br/>this Fee<br/>Period</b> | <b>Total for Fee<br/>Statement</b> |
|-------------------------------------------------------------|---------------------------------------------|------------------------------------|
| Retention/Billing/Fee Applications for Debtor Professionals | 3.15                                        | \$2,362.50                         |
| Mediation                                                   | 1.70                                        | \$1,275.00                         |
| Scheduling and Status Conference                            | .50                                         | 375.00                             |
| <b>TOTAL</b>                                                | <b>5.35</b>                                 | <b>\$4,012.50</b>                  |

**EXHIBIT 3**

**Expense by Category  
AUGUST 1, 2025 – AUGUST 31, 2025**

| <b>Cost/Expense</b> | <b>Amount Billed</b> |
|---------------------|----------------------|
|                     | \$0                  |
| <b>TOTAL</b>        | <b>\$0</b>           |

**EXHIBIT 4**

**Time**  
**AUGUST 1, 2025 – AUGUST 31, 2025**

**Breall & Breall, LLP**  
**3625 California Street**  
**San Francisco, CA 94118**  
**Tax ID 94-3339033**

The Roman Catholic Bishop of Oakland

September 29, 2025  
Invoice No: 14876

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In Reference To: The Roman Catholic Bishop of Oakland vs .American Home Assurance Co.  
**Case No.: 23-40523 WJL**  
Chapter 11

Professional Services

|                                                                    |     | <u>Hrs/Rate</u>                                                                                                                                                                                                   | <u>Amount</u>            |
|--------------------------------------------------------------------|-----|-------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|--------------------------|
| <u>Mediation</u>                                                   |     |                                                                                                                                                                                                                   |                          |
| 8/28/2025                                                          | JMB | Conference with client and co-counsel to discuss the status of settlement communications and bring a bad-faith action.                                                                                            | 1.00<br>750.00/hr 750.00 |
|                                                                    | JMB | Review and reply to the email from co-counsel regarding the status of the settlement discussions and the need for a conference.                                                                                   | 0.25<br>750.00/hr 187.50 |
|                                                                    | JMB | Preparation of an email to opposing counsel, including the most recent settlement offer to the committee's counsel and a request for the insurer to participate directly with the committee to settle the matter. | 0.45<br>750.00/hr 337.50 |
| SUBTOTAL:                                                          |     | [ 1.70                                                                                                                                                                                                            | 1,275.00]                |
| <u>Retention/Billing/Fee Applications for Debtor Professionals</u> |     |                                                                                                                                                                                                                   |                          |
| 8/13/2025                                                          | JMB | Court Appearance on fifth interim fee application.                                                                                                                                                                | 1.25<br>750.00/hr 937.50 |
| 8/27/2025                                                          | JMB | Preparation of pleadings - certificate of no objection to 21st fee statement                                                                                                                                      | 0.90<br>750.00/hr 675.00 |
| 8/29/2025                                                          | JMB | Preparation of pleadings - 23rd Monthly Fee Statement.                                                                                                                                                            | 1.00<br>750.00/hr 750.00 |
| SUBTOTAL:                                                          |     | [ 3.15                                                                                                                                                                                                            | 2,362.50]                |
| <u>Scheduling and Status Conference</u>                            |     |                                                                                                                                                                                                                   |                          |
| 8/20/2025                                                          | JMB | Court Appearance - Status Conference                                                                                                                                                                              | 0.50<br>750.00/hr 375.00 |

|                                    | <u>Hrs/Rate</u> | <u>Amount</u> |
|------------------------------------|-----------------|---------------|
| SUBTOTAL:                          | [ 0.50          | 375.00]       |
| For professional services rendered | 5.35            | \$4,012.50    |

| Timekeeper Summary     |              |             |               |
|------------------------|--------------|-------------|---------------|
| <u>Name</u>            | <u>Hours</u> | <u>Rate</u> | <u>Amount</u> |
| Joseph M. Breall (JMB) | 5.35         | 750.00      | \$4,012.50    |