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*Counsel for the Debtor  
and Debtor in Possession***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

**DECLARATION OF SHANE J. MOSES IN  
SUPPORT OF APPLICATION FOR ORDER  
SHORTENING TIME FOR NOTICE OF  
HEARING ON DEBTOR'S MOTION FOR  
ENTRY OF AN ORDER APPROVING SALE  
OF REAL PROPERTY  
(1834 San Antonio Avenue)**

[No Hearing Required]

I, Shane J. Moses, hereby declare as follows:

1. I am an attorney admitted to practice in the States of California and New York, and before this Bankruptcy Court. I am of counsel with the law firm of Foley & Lardner LLP ("Foley"), and am one of the attorneys at Foley responsible for representation of the Roman Catholic Bishop of Oakland ("the Debtor") in this Bankruptcy Case. I make this Declaration in support of the concurrently filed *Application for Order Shortening Time for Notice of Hearing on Debtor's Motion for Entry of an Order Approving Sale of Real Property (1834 San Antonio Avenue)* (the "Application").



2. By the Application, the Debtor requests an order shortening time for notice on its *Debtor's Motion for Entry of an Order Approving Sale of Real Property (1834 San Antonio Avenue)* (the "Motion").

3. By the Motion, the Debtor requests an order approving sale of an unencumbered single-family house located at 1834 San Antonio Avenue in Alameda California (the "1834 House"), approving payment of broker fees and costs of sale, and providing related relief.

4. As set in the Motion, the Sale Contract provides for close of escrow not later than 24 days after acceptance, which would be December 27, 2024. Not obtaining entry of an order prior to this date could jeopardize the sale and the more than \$1.8 million it is will generate for the Debtor's estate. Further, the Debtor urgently needs the proceeds of sale to pay administrative expenses, including in particular professional fees. Both of the foregoing reasons required a hearing prior to the Christmas holiday.

5. No previous requests have been made to shorten time with respect to the Motion.

6. There should be no adverse impact on the schedule for the case or proceeding. On the contrary, the time modification requested herein will allow the Debtor to receive much needed cash before the end of the year, to the extent the Motion is granted.

7. Debtor's counsel has communicated with the counsel for the Committee regarding the request for a hearing on shortened time. Specifically, on Wednesday, December 3, 2025, I emailed attorneys for the Committee Brent Weisenberg and Jeffrey Prol, informing them of the sale and the impending Motion, and requesting consent for shortening of time to have the Motion heard on December 18, 2025.

8. On Thursday, December 4, 2025, attorney Prol sent an email reply stated that the Committee has no objection to setting a hearing on the Motion for December 18, concurrent with the Status conference, conditioned on (1) the Debtor agreeing to provide certain due diligence regarding the sale not later than December 11, 2025, and (2) the deadline for any response/objection from the Committee being two days prior to the hearing.

9. On Friday, December 5, 2025, at 1:16 pm, Pacific Time, I responded to attorney Prol's email, informing the Committee that substantially all due diligence requested would be included in the Motion and supporting declarations, with the exception of a draft closing statement, which would be

1 provided as soon as available. I further pointed out that one day would not be sufficient time for the Debtor  
2 to file any reply and requested that the Committee agree to an earlier opposition deadline.<sup>1</sup> As of the date  
3 and time of this filing, counsel for the Committee has not responded further.

4 I declare under penalty of perjury under the laws of the United States of America that the foregoing  
5 is true and correct to the best of my information, knowledge, and belief.

6 Executed on December 5, 2025, in Oakland California.

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8 /s/ Shane J. Moses

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27 <sup>1</sup> I proposed December 15 at noon as a compromise in an effort to obtain agreement. The Debtor submits, however, that the  
28 opposition deadline requested herein of December 11 is more appropriate in order to allow sufficient time for a reply, and  
provides ample time for any opposition, given the nature of the relief requested in the Motion.