

JUNE 15, 2023

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U.S. BANKRUPTCY COURT
NORTHERN DISTRICT OF CALIFORNIA**FOLEY & LARDNER LLP**

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The following constitutes the order of the Court.

Signed: June 15, 2023

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

**ORDER APPROVING DEBTOR'S
APPLICATION TO EMPLOY FOLEY &
LARDNER LLP AS GENERAL
BANKRUPTCY COUNSEL PURSUANT TO
11 U.S.C. §§ 327(A), 330, 331 & 1107, AND
RULES 2014 & 2016 OF THE FEDERAL
RULES OF BANKRUPTCY PROCEDURE**

Upon the application (the "Application")¹ filed by The Roman Catholic Bishop of Oakland, a California corporation sole, and the debtor and debtor in possession (the "Debtor" or "RCBO") in the above-captioned chapter 11 bankruptcy case (the "Chapter 11 Case" or the "Bankruptcy Case"), pursuant to sections 327(a), 330, 331, and 1107 of the Bankruptcy Code and Bankruptcy Rules 2014 and 2016, for entry of an order authorizing the employment and retention of Foley & Lardner LLP ("Foley") to represent the Debtor as general bankruptcy counsel in the above-captioned case, on the terms described in the Application and as more fully set forth therein; and upon the Declaration of Ann Marie Uetz (the "Uetz")

¹ Capitalized terms not defined herein shall have the meanings

1 Declaration”) and all other submissions filed in support of the Application; and due and proper notice of
2 the Application having been given; and the Court having found that it has jurisdiction over this matter
3 under 28 U.S.C. §§ 157 and 1334, that this is a core proceeding under 28 U.S.C. §§ 157(a)-(b) and
4 1334(b), and that venue is proper before this Court under 28 U.S.C. §§ 1408 and 1409; and the Court
5 being satisfied based on the representations made in the Application and the Uetz Declaration that Foley
6 does not hold or represent any interest adverse to the Debtor’s estate in the above-captioned case and is
7 disinterested under section 101(14) and meets the requirements for employment under section 327(a) of
8 the Bankruptcy Code; and the Court finding that cause exists for the entry of this Order, and for authorizing
9 the employment of Foley & Lardner LLP as counsel for the Debtor effective as of the Petition Date,
10 including that such employment as of the Petition Date is in the best interests of the Debtor’s estate;

11 **IT IS HEREBY ORDERED** that:

- 12 1. The Application is APPROVED as set forth in this Order.
- 13 2. The Debtor is authorized to retain and employ Foley as its general bankruptcy counsel in
14 this case, effective as of the Petition Date, under the terms set forth in the Application.
- 15 3. Foley’s compensation and reimbursement in respect to its fees and expenses incurred
16 representing the Debtor shall be subject to further order of the Court in accordance with the procedures
17 and standards set forth in sections 330 and 331 of the Bankruptcy Code, such Federal Rules of Bankruptcy
18 Procedure and local rules as may be applicable from time to time, and such procedures as may be fixed
19 by order of this Court, as well as the *United States Bankruptcy Court Northern District of California*
20 *Guidelines for Compensation and Expense Reimbursement of Professionals and Trustees*, effective
21 *February 19, 2014*, and the *U.S. Trustee Guidelines for Reviewing Applications for Compensation and*
22 *Reimbursement of Expenses Filed Under 11 U.S.C. § 330 by Attorneys in Larger Chapter 11 Cases*,
23 *effective November 1, 2013*.
- 24 4. Notwithstanding anything to the contrary in this Order, or the Application, the Court is not
25 approving terms and conditions of Foley’s employment under 11 U.S.C. § 328(a).
- 26 5. In the event of any inconsistency between the Application and this Order, this Order shall
27 govern.

1 6. Notwithstanding any provision in the Bankruptcy Rules to the contrary, this Order shall be
2 immediately effective and enforceable immediately upon its entry.

3 7. The Debtor is authorized and empowered to take all action necessary to effectuate the relief
4 granted in this Order.

5 8. This Court shall retain jurisdiction with respect to all matters arising from or related to the
6 implementation, interpretation, or enforcement of this Order.

7 **APPROVED AS TO FORM:**

8 OFFICE OF THE UNITED STATES TRUSTEE

9
10 By: /s/ Jason Blumberg
11 Jason Blumberg
Trial Attorney

12 *** END OF ORDER ***
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COURT SERVICE LIST

All ECF Recipients.