

UNITED STATES BANKRUPTCY COURT

EASTERN DISTRICT OF LOUISIANA

In re:	§	
	§	Case No. 20-10846
THE ROMAN CATHOLIC CHURCH	§	
OF THE ARCHDIOCESE OF NEW	§	Section "A"
ORLEANS,	§	
	§	Chapter 11
Debtor. <sup>1</sup>	§	
	§	

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**NOTICE OF BAR DATES FOR FILING OF GENERAL PROOFS OF CLAIM**

**TO ALL PERSONS AND ENTITIES WITH CLAIMS AGAINST THE ROMAN CATHOLIC CHURCH OF THE ARCHDIOCESE OF NEW ORLEANS:**

**PLEASE TAKE NOTICE** that on May 1, 2020 (the "Petition Date") The Roman Catholic Church of the Archdiocese of New Orleans, Debtor and Debtor-in-Possession in the above-captioned case filed a voluntary petition for relief under Chapter 11 of Title 11 of the United States Code in the United State Bankruptcy Court for the Eastern District of Louisiana (the "Court"). The Debtor, its address, case number, proof of claim forms and other relevant information related to this Chapter 11 case may be obtained at: [www.donlinrecano.com/rccano](http://www.donlinrecano.com/rccano).

**PLEASE TAKE FURTHER NOTICE** that on October 1, 2020, the Court entered an order (the "Bar Date Order") establishing certain claims bar dates in the Debtor's Chapter 11 case. By the Bar Date Order, the Court established **November 30, 2020 at 5:00 p.m. (prevailing Central Time)**, as the date by which general claims must be filed (the "General Bar Date"). Except as described below, the Bar Date Order requires all Entities, excluding Abuse and Governmental Units, that have or may assert any prepetition Claims against the Debtor to mail proofs of claim at the following address: Donlin, Recano & Company, Inc., Re: The Roman Catholic Church of the Archdiocese of New Orleans, P.O. Box 199043, Blythebourne Station, Brooklyn, NY 11219, or if sent by hand delivery or overnight courier, send to: Donlin, Recano & Company, Inc., Re: The Roman Catholic Church of the Archdiocese of New Orleans, 6201 15<sup>th</sup> Avenue, Brooklyn, NY 11219, on the applicable bar date set forth herein. Please note that the terms "Entity," "Governmental Unit" and "Claim" are defined below.

**PLEASE TAKE FURTHER NOTICE** that for your convenience, enclosed with this notice (the "General Creditor Bar Date Notice") is a proof of claim form (the "General Creditor Proof of Claim Form"). If this notice does not include a proof of claim form, a proof of claim form may be obtained from the Debtor at: [www.donlinrecano.com/clients/rcano/static/BDPOC](http://www.donlinrecano.com/clients/rcano/static/BDPOC).

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<sup>1</sup> The last four digits of the Debtor's federal tax identification number are 8966. The Debtor's principal place of business is located at 7887 Walmsley Ave., New Orleans, LA 70125.

## KEY DEFINITIONS

- As used in this Notice, the term “Entity” has the meaning given to it in section 101(15) of the Bankruptcy Code, and includes all persons (individuals, partnerships and corporations), estates, trusts, Governmental Units and the United States Trustee.
- As used in this Notice, the term “Governmental Unit” has the meaning given to it in section 101(27) of the Bankruptcy Code and includes the United States, States, commonwealths, districts, territories, municipalities, foreign states, or departments, agencies or instrumentalities of the foregoing.
- As used in this Notice, the term “Claim” shall mean, as to or against the Debtor and in accordance with section 101(5) of the Bankruptcy Code: (i) any right to payment, whether or not such right is reduced to judgment, liquidated, unliquidated, fixed, contingent, matured, unmatured, disputed, undisputed, legal, equitable, secured or unsecured; or (ii) any right to an equitable remedy for breach of performance if such breach gives rise to a right to payment, whether or not such right to an equitable remedy is reduced to judgment, fixed, contingent, matured, unmatured, disputed, undisputed, secured or unsecured.

### **A CLAIMANT SHOULD CONSULT AN ATTORNEY IF THE CLAIMANT HAS ANY QUESTIONS, INCLUDING WHETHER SUCH CLAIMANT MUST FILE A PROOF OF CLAIM.**

#### **I. WHO MUST FILE A PROOF OF CLAIM AND THE APPLICABLE BAR DATES**

- a. ***The Bar Dates:*** The Bar Date Order establishes the following applicable bar dates for filing proofs of claim in this case:
  1. **The General Bar Date.** Except as set forth below, pursuant to the Bar Date Order, all Entities, excluding Governmental Units, holding Claims against the Debtor (whether secured, unsecured priority, or unsecured nonpriority) that arose or are deemed to have arisen prior to May 1, 2020, are required to mail or file proofs of claims by the General Bar Date **November 30, 2020 at 5:00 p.m. (prevailing Central Time).**
    - a. **Entities that MUST File Proofs of Claims by the General Bar Date:** Except as set forth in paragraph “2.b.” below, the following Entities must file proofs of claim on or before the General Bar Date:
      - A. Any person or entity whose pre-petition claim against the Debtor that is not listed in the Debtor’s Schedules or whose pre-petition claim is listed in the Schedules but is listed as disputed, contingent or unliquidated and that desires to participate in this case or share in any distribution in this case; and
      - B. Any person or entity that believes that its pre-petition claim is improperly classified in the Schedules or is listed in an incorrect amount and that desires to have its claim allowed in a classification or amount other than that identified in the Schedules.

2. The Government Unit Bar Date. Except as set forth below, pursuant to the Bar Date Order, all Governmental Units holding Claims against the Debtor that arose or are deemed to have arisen prior to May 1, 2020, are required to mail or file proofs of claims by the General Bar Date **November 30, 2020 at 5:00 p.m. (prevailing Central Time).**

a. Entities that MUST File Proofs of Claims by the Government Unit Bar Date: Except as set forth in paragraph “b.” below, the following Entities must file proofs of claim on or before the General Bar Date:

- A. Any person or entity whose pre-petition claim against the Debtor that is not listed in the Debtor’s Schedules or whose pre-petition claim is listed in the Schedules but is listed as disputed, contingent or unliquidated and that desires to participate in this case or share in any distribution in this case; and
- B. Any person or entity that believes that its pre-petition claim is improperly classified in the Schedules or is listed in an incorrect amount and that desires to have its claim allowed in a classification or amount other than that identified in the Schedules.

Claims based on acts or omissions of the Debtor that occurred before May 1, 2020 must be filed on or prior to the applicable Bar Date, even if such claims are not now fixed, liquidated, or certain or did not mature or become fixed, liquidated, or certain before May 1, 2020.

**PLEASE NOTE THAT INDIVIDUALS ASSERTING CLAIMS ARISING FROM SEXUAL ABUSE FOR WHICH SUCH INDIVIDUALS BELIEVE THE ROMAN CATHOLIC CHURCH OF THE ARCHDIOCESE OF NEW ORLEANS MAY BE LIABLE ARE INSTRUCTED TO FILE A SEXUAL ABUSE PROOF OF CLAIM FORM, CONSISTENT WITH THE BAR DATE ORDER AND THE SEXUAL ABUSE BAR DATE NOTICE. CLAIMANTS MAY OBTAIN COPIES OF THESE FORMS FROM THE DEBTOR’S CLAIMS, NOTICING AND SOLICITATION AGENT, DONLIN, RECANO & COMPANY, INC. AT THE ADDRESS SET FORTH HEREIN.**

b. Entities NOT Required to File Proofs of Claim by the General Bar Date or Government Unit Bar Date: The Bar Date Order further provides that the following Entities need not file proofs of claim by the General Bar Date:

- 1. Any person or entity that has already properly filed a proof of claim against the Debtor with the Clerk of the Court for the United States Bankruptcy Court for the Eastern District of Louisiana or with Donlin, Recano & Company, Inc., the Debtor’s claims, noticing and solicitation agent. Notwithstanding the foregoing, **Sexual Abuse Claimants that previously filed with the Court a proof of claim on account of a Sexual Abuse Claim using a form other than the Sexual Abuse Proof of Claim Form, including Official Bankruptcy Form No. 410, may subsequently be notified that such claimant must refile his or her claim using the Sexual Abuse Proof of Claim form. Any such refiled Sexual Abuse Proof of Claim shall relate back for purposes of timeliness to the date that such claimant’s original claim was filed, *provided* it is refiled no later than 45 days after written notice is given to such claimant to refile his or her claim;**

2. Any person or entity: (a) whose claim is listed in the Schedules or any amendments thereto, and (b) whose claim is not described therein as “disputed,” “contingent,” or “unliquidated,” and (c) who does not dispute the amount or classification of its claim as set forth in the Schedules;
3. Professionals retained by the Debtor or the Committee pursuant to orders of this Court, who assert administrative claims for payment of fees and expenses subject to the Court’s approval pursuant to §§ 330, 331, and 503(b) of the Bankruptcy Code;
4. Any person or entity that asserts an administrative expense claim against the Debtor pursuant to §§ 503(b)(1) through (9) and § 507(a)(2) of the Bankruptcy Code;
5. Any person or entity whose claim against the Debtor has been allowed by an order of the Court entered on or before the applicable Bar Date;
6. Any person or entity whose claim has been paid in full. For the avoidance of doubt, this does not include Sexual Abuse Claimants who were paid pursuant to settlement agreements but believe they have additional claims against the Debtor beyond what was agreed to in the settlement (a “**Settling Abuse Survivor**”);
7. Any holder of a claim for which a separate deadline is (or has been) fixed by the Court.

## **II. CONSEQUENCES OF FAILURE TO FILE PROOF OF CLAIM**

**Any Entity that is required to file a proof of claim, but fails to do so by the applicable Bar Date described in this General Bar Date Notice: (i) may NOT be treated as a creditor with respect to such Claim for the purposes of voting on and distribution under any Chapter 11 plan proposed and/or confirmed in this case; and (ii) may be forever barred, estopped, and enjoined from asserting such Claim against the Debtor (or filing a proof of claim with respect thereto), and the Debtor and its property may be forever discharged from any and all indebtedness or liability with respect to such Claim.**

**If it is unclear from the Schedules whether your Claim is disputed, contingent or unliquidated as to amount or is otherwise properly listed and classified, you must file a proof of claim on or before the applicable Bar Date. Any Entity that relies on the information in the Schedules bears responsibility for determining that its Claim is accurately listed therein.**

### **RESERVATION OF RIGHTS**

The Debtor reserves the right to: (i) dispute, or to assert offsets or defenses against, any filed Claim or any Claim listed or reflected in the Schedules as to nature, amount, liability, classification or otherwise; and (ii) subsequently designate any Claim as disputed, contingent or unliquidated. Nothing contained in this Notice shall preclude the Debtor from objecting to any Claim, whether scheduled or filed, on any grounds.

### **PROCEDURE FOR FILING PROOFS OF CLAIM**

Unless one of the exceptions described in Section 2.b. above applies, you **MUST** file an original proof of claim by mail, overnight delivery, courier or hand delivery by the General Bar Date or the Government Unit Bar Date, as applicable, as follows:

**If Proof of Claim is sent by mail, send to:**

Donlin, Recano & Company, Inc.  
Re: The Roman Catholic Church of the Archdiocese of New Orleans  
P.O. Box 199043  
Blythebourne Station  
Brooklyn, NY 11219

**If Proof of Claim is sent by Hand Delivery or Overnight Courier, send to:**

Donlin, Recano & Company, Inc.  
Re: The Roman Catholic Church of the Archdiocese of New Orleans  
6201 15<sup>th</sup> Avenue  
Brooklyn, NY 11219

**If Proof of Claim is submitted electronically, use the interface available at:**

<https://www.donlinrecano.com/Clients/rcano/FileClaim> and follow the instructions set forth therein.

**Any proof of claim submitted by facsimile or e-mail will not be accepted, other than electronic submission through the portal above, and will not be deemed filed until the proof of claim is submitted by the method described in the foregoing sentence**

All proof of claim forms must be signed by the creditor or, if the creditor is not an individual, by an authorized agent of the creditor. The proof of claim form must be written in English and be denominated in United States currency. In addition all proofs of claim must include all documentation required by Bankruptcy Rules 3001(c) and 3001(d), including an original or a copy of any written document that forms the basis of the Claim or, for secured Claims, evidence that the alleged security interest has been perfected.

If you wish to receive acknowledgement of receipt of your proof of claim, you must also submit by the General Bar Date or the Government Unit Bar Date, as applicable, and concurrently with submitting your original proof of claim: (i) one additional copy of your original proof of claim; and (ii) a self-addressed, stamped return envelope.

**ADDITIONAL INFORMATION**

1. You may be listed as the holder of a Claim against the Debtor's in the Schedules. If you choose to rely on the Schedules, it is your responsibility to determine that the claim is accurately listed in the Schedules. If you hold or assert a Claim that is not listed in the Schedules or if you disagree with the amount or priority of your Claim as listed in the Schedules, or your Claim is listed in the Schedules as either contingent, unliquidated, or disputed, you must file a proof of claim. Copies of the Schedules and the Bar Date Order are available [www.donlinrecano.com/rccano](http://www.donlinrecano.com/rccano)
2. Questions concerning the contents of this Notice and requests for proofs of claim forms should be directed to Donlin Recano & Company, Inc. via e-mail at [rcanoinfo@donlinrecano.com](mailto:rcanoinfo@donlinrecano.com) or via phone, toll free at 1 (877) 476-4389, between the hours of 9:00 a.m. and 5:00 p.m. (prevailing Eastern Time), Monday through Friday. Please note that Donlin, Recano & Company, Inc. is not permitted to give legal advice. You should consult your own attorney for assistance regarding any other inquiries, such as questions concerning the completion or filing of a proof of claim.