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Franciscan Friars California, Inc.*

UNITED STATES BANKRUPTCY COURT

NORTHERN DISTRICT OF CALIFORNIA

OAKLAND DIVISION

In re:

FRANCISCAN FRIARS OF CALIFORNIA,
INC.,

Debtor.

Case No. 23-41723 WJL

Chapter 11

**NOTICE OF EXTENDED BAR DATE
REQUIRING FILING OF PROOFS OF
CLAIM**

Judge: Hon. William J. Lafferty

TO ALL PERSONS AND ENTITIES WITH CLAIMS AGAINST FRANCISCAN FRIARS OF
CALIFORNIA, INC. (THE “DEBTOR”):

PLEASE TAKE NOTICE THAT the United States Bankruptcy Court for the Northern
District of California, Oakland Division (the “Court”) has entered an order (the “Extended Date
Order”) extending to **August 30, 2024 at 5:00 p.m., prevailing Pacific Time** as the last date and
time for each person (including “Governmental Units,” as defined in section 101(27) of the

Bankruptcy Code¹) to file a proof of claim against the Debtor. The Extended Bar Date Order extends the (1) Sexual Abuse Bar Date and (2) General Bar Date from July 19, 2024 to August 30, 2024.

The procedures set forth below for filing proofs of claim apply to all claims against the Debtor that arose before December 31, 2023 (the “**Petition Date**”), the date on which the Debtor commenced its case under chapter 11 of the Bankruptcy Code, excluding claims held by those listed in Section 4 below that are specifically excluded from the Bar Date filing requirement.

1. WHO MUST FILE A PROOF OF CLAIM

You MUST file a proof of claim to vote on a chapter 11 plan or to share in distributions from the Debtor’s bankruptcy estate if you have a claim that arose before the Petition Date, and it is not one of the types of claims described in Section 4 below. Claims based on acts or omissions of the Debtor that occurred before the Petition Date must be filed on or before the Bar Dates, even if such claims are not now fixed, liquidated or certain or did not mature or become fixed, liquidated or certain before the Petition Date.

Under section 101(5) of the Bankruptcy Code and as used in this notice, the word “claim” means (a) a 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 (b) a 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.

2. WHAT TO FILE FOR ALL CLAIMS

Claimants must complete and file the *Official Form 410 Proof of Claim* (the “**Official Proof of Claim Form**”). If your claim is listed on the Schedules, the proof of claim form also sets forth the amount of your claim as listed on the Schedules, and whether the claim is scheduled as

¹ 11 U.S.C. § 101 *et seq.* shall be referred to herein as the “**Bankruptcy Code**.”

“disputed,” “contingent,” or “unliquidated.” You will receive a different proof of claim form for each claim listed in your name on the Schedules. Additional proof of claim forms and instructions may be obtained at (a) the website established by the Debtor’s Court-approved claims and noticing agent, Donlin Recano & Company, Inc. (the “**Claims Agent**”), located at <https://www.donlinrecano.com/ffc> or (b) the Bankruptcy Court’s website located at www.uscourts.gov/forms/bankruptcy-forms.

THE COURT HAS APPROVED SEPARATE PROCEDURES—AND A SINGLE DEADLINE BY WHICH CLAIMS MUST BE FILED—FOR CLAIMANTS ALLEGING SEXUAL ABUSE CLAIMS AS SET FORTH IN MORE DETAIL IN THE BAR DATE ORDER AND THE SEXUAL ABUSE CLAIM BAR DATE NOTICE AVAILABLE AT THE CLAIMS AGENT’S WEBSITE. IF YOU BELIEVE YOU HOLD A CLAIM ARISING OUT OF SEXUAL ABUSE FOR WHICH THE DEBTOR IS LIABLE, YOU SHOULD CONTACT COUNSEL FOR THE OFFICIAL COMMITTEE OF UNSECURED CREDITORS, LOWENSTEIN SANDLER LLP AND KELLER BENVENUTTI KIM LLP, BY SENDING AN EMAIL TO BRENT WEISENBERG AT BWEISENBERG@LOWENSTEIN.COM OR GABRIELLE ALBERT AT GALBERT@KBKLLP.COM.

All proof of claim forms must be signed by the claimant or his or her counsel or, if the claimant is not an individual, by an authorized agent of the claimant. It must be written in English and be denominated in United States currency (using the exchange rate, if applicable, as of the Petition Date). You also should attach to your completed proof of claim any documents on which the claim is based (if voluminous, also attach a summary) or explanation as to why the documents are not available.

Your proof of claim form must not contain complete social security numbers or taxpayer identification numbers (only the last four (4) digits), a complete birth date (only the year), the name of a minor (only the minor’s initials), or a financial account number (only the last four (4) digits of such account number).

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1 **3. WHEN AND WHERE TO FILE**

2 All proofs of claim must be filed so as to be received on or before **August 30, 2024 at 5:00**

3 **p.m.** (prevailing Pacific Time) as follows:

4 (i) Electronically through the website for this Chapter 11 Case hosted by Donlin,
Recano & Company, Inc. (the “**Claims Agent**”) at:

5 (i) <https://www.donlinrecano.com/Clients/ffc/FileClaim> for General
6 Claims, or

7 (ii) <https://www.donlinrecano.com/Clients/ffc/FileSurvivorClaim> for
8 Sexual Abuse Claims, by following the instructions for filing proofs
of claim electronically set forth on that website.

9 (ii) By mail through the United States Postal Service to:

10 Donlin, Recano & Company, LLC
11 Re: Franciscan Friars of California, Inc.
P.O. Box 2053
12 New York, NY 10272-2042

13 (iii) By overnight mail or hand-delivery to the Claims Agent at the following address:

14 Donlin, Recano & Company, LLC
15 c/o Angeion Group
Re: Franciscan Friars of California, Inc.
16 200 Vesey Street, 24th Floor
New York, NY 10281

17 Proofs of claim will be deemed filed only when actually received at the addresses listed
18 above or via the electronic filing system on or before the applicable Bar Date. Proofs of claim
19 may not be delivered by facsimile, telecopy, or electronic mail transmission.

20 **4. CLAIMS FOR WHICH PROOFS OF CLAIM NEED NOT BE FILED**

21 The Extended Bar Date Order further provides that the following entities, whose claims
22 otherwise would be subject to the Extended Bar Date, need not file proofs of claim:

23 (a) any person or entity that already has filed a proof of claim against the Debtor
24 in a form substantially similar to Official Bankruptcy Form No. 410;

25 (b) any person or entity whose claim is listed on the Schedules filed by the
26 Debtor, provided that (i) the claim is not scheduled as “disputed”,
27 “contingent”, or “unliquidated” and (ii) the claimant does not disagree with
the amount, nature and priority of the claim as set forth in the Schedules;

- (c) any holder of a claim that heretofore has been allowed by Order of this Court;
- (d) any person or entity whose claim has been paid in full by the Debtor prior to the Bar Dates;
- (e) any holder of a claim for which specific deadlines have previously been fixed by this Court;
- (f) any officer, director, employee, or independent contractor of the Debtor who held such position as of the Petition Date and has a claim against the Debtor for indemnification, contribution, or reimbursement; provided, however, that any of the foregoing parties that wishes to assert a claim other than a claim arising from or relating to indemnification, contribution, or reimbursement will be required to file a proof of claim by the General Bar Date, unless another exception identified in this section 4 applies; and
- (g) the United States Trustee regarding a claim for quarterly fees under 28 U.S.C. § 1930(a)(6).

5. CONSEQUENCES OF FAILURE TO FILE A CLAIM

ANY HOLDER OF A CLAIM THAT IS NOT EXEMPTED FROM THE REQUIREMENTS OF THIS NOTICE, AS SET FORTH IN SECTION 4 ABOVE, AND THAT FAILS TO TIMELY FILE A PROOF OF CLAIM IN THE APPROPRIATE FORM SHALL NOT BE TREATED AS A CREDITOR WITH RESPECT TO SUCH CLAIM FOR THE PURPOSES OF VOTING ON ANY PLAN OF REORGANIZATION FILED IN THIS CASE AND PARTICIPATING IN ANY DISTRIBUTION IN THE DEBTOR'S CASES ON ACCOUNT OF SUCH CLAIM.

6. THE DEBTOR'S SCHEDULES AND ACCESS THERETO

To determine if and how you are listed on the Schedules, please refer to the descriptions set forth on the enclosed proof of claim form(s) regarding the nature, amount, and status of your claim(s).

IF YOU RELY ON THE DEBTOR'S SCHEDULES OR THE ENCLOSED PROOF OF CLAIM FORM(S), IT IS YOUR RESPONSIBILITY TO DETERMINE THAT THE CLAIM ACCURATELY IS LISTED ON THE SCHEDULES.

As set forth above, if you agree with the nature, amount, and status of your claim as listed in the Schedules, and if your claim is not described as “disputed,” “contingent,” or “unliquidated,” you need not file a proof of claim. Otherwise, or if you decide to file a proof of claim, you must do so before the applicable Bar Date, in accordance with the procedures set forth in this notice.

Copies of the Schedules are available for inspection on (a) the website established by the Claims Agent at <https://donlinrecano.com/Clients/ffc/Static/SOALS> and (b) on the Bankruptcy Court’s website at <http://www.canb.uscourts.gov>. A login and password to the Court’s Public Access to Electronic Records (“**PACER**”) are required to access this information on the Court’s website and can be obtained through the PACER Service Center at <http://www.pacer.gov>. Copies of the Schedules also may be examined between the hours of 9:00 a.m. and 4:30 p.m., Monday through Friday at the Office of the Clerk of the Bankruptcy Court, located at 1300 Clay Street, Suite 300, Oakland, CA 94612. Copies of the Schedules also may be obtained by request to the Claims Agent:

Donlin Recano & Company, LLC
Re: Franciscan Friars of California, Inc.
P.O. Box 2053
New York, NY 10272-2042

7. ADDITIONAL INFORMATION

If you have any questions regarding the claims process and/or you wish to obtain a copy of the proof of claim form, or related documents you may do so by: (i) calling Donlin Recano & Company, Inc. at (888) 444-4055; (ii) visiting the Debtor’s restructuring website at <https://www.donlinrecano.com/ffc>; and/or (iii) emailing inquiries to ffcinfo@drc.equiniti.com. Please note that the Claims Agent cannot offer legal advice or advise whether you should file a proof of claim.

A HOLDER OF A POSSIBLE CLAIM AGAINST THE DEBTOR SHOULD CONSULT AN ATTORNEY REGARDING ANY MATTERS NOT COVERED BY THIS NOTICE, SUCH AS WHETHER THE HOLDER SHOULD FILE A PROOF OF CLAIM.

Dated: June 24, 2024

BINDER MALTER HARRIS & ROME-
BANKS LLP

By: /s/ Robert G. Harris
Robert G. Harris

*Attorneys for Debtor in Possession,
Franciscan Friars of California, Inc.*