

**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

Judge: Hon. William J. Lafferty

**NOTICE OF DEADLINE FOR FILING SEXUAL ABUSE CLAIMS IN FRANCISCAN
FRIARS OF CALIFORNIA, INC. BANKRUPTCY CASE**

TO: All individuals who may hold claims against the Franciscan Friars of California, Inc. arising out of sexual abuse

PLEASE TAKE NOTICE THAT:

The deadline to file a proof of claim against the Franciscan Friars of California, Inc. (the “**Debtor**”) is **July 19, 2024 at 5:00 p.m. (prevailing Pacific Time)** (the “**Bar Date**”).

If you have a claim against the Debtor related to sexual abuse committed by any person connected with the Debtor (a “**Sexual Abuse Claim**”), you must file a proof of claim on or before the Bar Date.

To file a proof of claim, you must complete the enclosed *Official Form 410* (the “**Official Proof of Claim Form**”) approved by the United States Bankruptcy Court for the Northern District of California (the “**Bankruptcy Court**”) and

- (i) File it electronically through the website for this Chapter 11 Case hosted by Donlin, Recano & Company, Inc. (the “**Claims Agent**”) at <https://www.donlinrecano.com/Clients/ffc/FileSurvivorClaim>; or
- (ii) Mail it

| Through the United States Postal Service to: | By overnight mail or hand-delivery to the Claims Agent at the following address: |
|--|---|
| Donlin, Recano & Company, LLC Re: Franciscan Friars of California, Inc. P.O. Box 2053 New York, NY 10272-2042 | Donlin, Recano & Company, LLC c/o Angeion Group Re: Franciscan Friars of California, Inc. 200 Vesey Street, 24th Floor New York, NY 10281 |

You may, ***but are not required to***, complete the enclosed “*Optional Supplement to Official Form 410 for Use by Sexual Abuse Claimants*” (the “**Supplement**”) and submit it with your completed Official Proof of Claim Form.

While you are ***not*** required to complete and file the Supplement to assert a claim against the Debtor, ***the Committee strongly recommends that any person asserting a sexual abuse claim fill out the Supplement in full and submit it with the Official Proof of Claim Form.***

Your rights and options – and the deadline to exercise them by – are explained in more detail in this notice.

I. WHY WAS THIS NOTICE ISSUED

The Debtor filed a chapter 11 bankruptcy case. The Bankruptcy Court entered an Order (the “**Bar Date Order**”) setting a deadline of **July 19, 2024 at 5:00 p.m. (prevailing Pacific Time)** for filing claims against the Debtor. The Debtor’s case is pending in the Bankruptcy Court and the case is titled *In re Franciscan Friars of California, Inc.* (the “**Chapter 11 Case**”).

II. WHAT SHOULD I DO IF I HAVE A SEXUAL ABUSE CLAIM?

You should file the Official Proof of Claim Form if you have a Sexual Abuse Claim as defined above. You should file the Official Proof of Claim Form regardless of whether you:

- Did or did not report your sexual abuse to the Debtor or to anyone else;
- Previously filed a lawsuit or asserted claims in connection with the sexual abuse; or
- Are included in, or represented by, another action with respect to your Sexual Abuse Claim.

You should submit the Official Proof of Claim Form regardless of your age now or the length of time that has passed since the sexual abuse took place.

III. PROCEDURE FOR FILING PROOFS OF CLAIM

Official Proof of Claim Forms should not be filed with the Bankruptcy Court or with the Clerk of the Bankruptcy Court.

If you do not choose to complete the Supplement electronically, the Supplement should be mailed, delivered or submitted in the same manner as your Official Proof of Claim Form.

For the Official Proof of Claim Form, the individual holding the Sexual Abuse Claim “**Sexual Abuse Claimants**”) or his/her attorney must sign this form. If the Sexual Abuse Claimant is deceased or incapacitated, the form must be signed by the Sexual Abuse Claimant’s representative or the attorney for the Sexual Abuse Claimant’s estate.

If the Sexual Abuse Claimant is a minor, the form must be signed by the Sexual Abuse Claimant’s parent, legal guardian, or attorney. Any Official Proof of Claim Form signed by a representative (other than the Sexual Abuse Claimant’s attorney) or legal guardian must attach documentation establishing such person’s authority to sign the claim for the Sexual Abuse Claimant.

Sexual Abuse Claimants should insert “unliquidated” next to question 7 (How much is the claim?) in the Official Proof of Claim Form.

Proofs of claim will be deemed filed only when actually received at the addresses listed above or via electronic submission on or before the Bar Date. Proofs of claim **may not be delivered** by facsimile, telecopy, or electronic mail transmission. If you have questions on how to file, you can contact your attorney or call (888) 444-4055 to speak to the Claims Agent.

Failure to timely complete and return the Official Proof of Claim Form by the Bar Date may result in your inability to vote on a plan of reorganization and receive a distribution in the above-captioned Chapter 11 Case.

IV. CONFIDENTIALITY OF SEXUAL ABUSE CLAIMS

Filed Official Proof of Claim Forms, the Supplement, and the information contained therein will be kept confidential under the Bar Date Order.

However, the Official Proof of Claim Form and the Supplement may be provided, pursuant to confidentiality procedures approved by the Bankruptcy Court, to the Debtor, the Committee, their respective counsel, the United States Trustee, and to such other persons as the Bankruptcy Court may authorize on a confidential basis. In addition, the Official Proof of Claim Form and the Supplement may be required to be disclosed to governmental authorities under mandatory reporting laws in many jurisdictions. If any such disclosure is made to a governmental authority, Sexual Abuse Claimants will be notified at the time of the disclosure of their Official Proof of Claim Form and the Supplement.

YOU SHOULD CONSULT AN ATTORNEY IF YOU HAVE ANY QUESTIONS, INCLUDING WHETHER YOU HAVE A CLAIM OR WHETHER YOU MUST FILE A PROOF OF CLAIM. HOLDERS OF SEXUAL ABUSE CLAIMS MAY ALSO OBTAIN INFORMATION FROM COUNSEL FOR THE OFFICIAL COMMITTEE OF UNSECURED CREDITORS, LOWENSTEIN SANDLER LLP, BY SENDING AN EMAIL TO BRENT WEISENBERG AT BWEISENBERG@LOWENSTEIN.COM OR GABRIELLE ALBERT AT GALBERT@KBKLLP.COM.