

1 UNITED STATES BANKRUPTCY COURT
2 EASTERN DISTRICT OF CALIFORNIA
3 SACRAMENTO DIVISION
4

5 In re

Case No. 24-21326

6 THE ROMAN CATHOLIC BISHOP OF
7 SACRAMENTO,

Chapter 11

8 Debtor in Possession.
9

10 NOTICE OF DEADLINE FOR FILING CLAIMS RELATING TO OR ARISING FROM
11 SEXUAL ABUSE

12 TO ALL PERSONS AND ENTITIES WITH CLAIMS ARISING FROM SEXUAL
13 ABUSE FOR WHICH THE ROMAN CATHOLIC BISHOP OF SACRAMENTO MAY BE
14 LIABLE:

15 OCTOBER 1, 2024 IS THE LAST DATE TO FILE PROOFS OF CLAIM FOR
16 SEXUAL ABUSE.

17 On April 1, 2024 (the "Petition Date") The Roman Catholic Bishop of Sacramento aka the
18 Diocese of Sacramento, debtor and debtor in possession ("Debtor" or "Diocese") in the above-
19 captioned case (the "Bankruptcy Case") filed a voluntary petition for relief under chapter 11 of title
20 11 of the United States Code in the United States Bankruptcy Court for the Eastern District of
21 California (the "Court"). The Debtor, its address, case number, proof of claim forms and other
relevant information related to this Bankruptcy Case may be obtained at:
<https://www.donlinrecano.com/rcbsacramento>. Any person who believes that he or she has, or may
have, a claim arising from abuse (described below) for which the person believes the Debtor may
be liable (each a "Survivor Claim" and collectively, the "Survivor Claims") should carefully read
this notice.

22 For the purposes of proofs of claim filed against the Diocese by a Survivor Claimant, a
23 "**Survivor Claim**" is defined as: any Claim (as defined in section 101(5) of the Bankruptcy Code)
24 against the Diocese resulting or arising or related to in whole or in part, directly or indirectly from
25 any actual or alleged sexual conduct or misconduct, grooming, sexual abuse or molestation, indecent
26 assault and/or battery, rape, pedophilia, ephebophilia, or sexually-related physical, psychological,
27 or emotional harm, or contacts, or interactions of a sexual nature between a child and an adult, or a
28 nonconsenting adult and another adult, sexual assault, sexual battery, sexual psychological or
emotional abuse, humiliation, intimidation, any other conduct constituting a sexual offense, or any
other sexual misconduct, and seeking monetary damages or any other relief based upon the conduct
described above, under any theory of liability, including, but not limited to, vicarious liability, any
negligence-based theory, conspiracy, fraudulent concealment, intentional tort, continuing tort,
public nuisance, invasion of privacy, breach of alleged duties imposed by The Charter for the

1 Protection of Children and Young People, Canon Law or other Catholic Church documents or
2 principles, contribution, indemnity, or any other theory based on any acts or failures to act by the
3 Diocese or any other person or entity for whose acts or failures to act the Diocese is or may be
4 responsible, including but not limited to, claims against clergy, deacons, seminarians, employees,
teachers, or volunteers. A Survivor Claim includes all claims for Childhood Sexual Assault, as that
term is defined by California Code of Civil Procedure Section 340.1(c).

5 A “**Survivor Claimant**” is defined as the person asserting a Survivor Claim against the
6 Diocese, or if a minor or legally incapacitated adult, then his/her parent or legal guardian or
custodian.

7 Finally, for the purposes of this Proof of Claim “**Abuse**” means conduct giving rise to a
8 Survivor Claim.

9 **FILING DEADLINE**

10 The United States Bankruptcy Court for the Eastern District of California entered an order
11 (the “Bar Date Order”) establishing **October 1, 2024**, as the last date (the “Survivor Bar Date”) for
12 each Survivor Claimant to file a mandatory three-page “Official Form 410” (the “Survivor Claim
13 Form”). The Survivor Bar Date and the procedures set forth below for filing proofs of claim apply
to all Survivor Claims against the Debtor.

14 **WHO MUST FILE**

15 If you believe that you have a Survivor Claim, you must file a Survivor Claim Form (the
16 enclosed Official Form 410) to maintain and/or preserve any claims that you have against the
Debtor. Even if you have already filed a lawsuit against the Debtor alleging abuse you must still
17 file a Survivor Claim Form to maintain and/or preserve your rights in the Debtor’s chapter 11 case.
No other material is required except the Official Form 410, but you are encouraged to provide
18 additional the information requested in the enclosed Optional Supplement.

19 **WHAT TO FILE**

20 **FILE A SURVIVOR CLAIM FORM (OFFICIAL FORM 410), PLUS ANY**
21 **OPTIONAL SUPPLEMENT, COPIES OF WHICH ARE ENCLOSED. YOU MAY ALSO**
22 **OBTAIN A COPY OF THE SURVIVOR CLAIM FORM AND OPTIONAL SUPPLEMENT**
23 **BY FOLLOWING THE INSTRUCTIONS BELOW. ALL SURVIVOR CLAIM FORMS**
AND OPTIONAL SUPPLEMENTS FILED BY A SURVIVOR CLAIMANT WILL BE
KEPT STRICTLY CONFIDENTIAL AS DESCRIBED BELOW.

24 **PROCEDURES FOR FILING A SURVIVOR CLAIM FORM**

25 To file a Survivor Claim Form:

- 26 • Fill out the confidential Survivor Claim Form, and if you so choose, the optional
27 Confidential Survivor Supplement. A copy of each is provided with this Survivor
28 Claims Bar Date Notice, and can also be obtained here:
<https://www.donlinrecano.com/Clients/rcbs/Static/SurvivorClaims> .

- Survivor claimants are strongly encouraged to complete and submit the optional Confidential Survivor Supplement to the Survivor Claim Form. Providing all of the information requested in this Supplement in full will allow the Debtor to understand the facts supporting your Survivor Claim against the Debtor. This information will be used by the Debtor, the Committee, and other parties in interest bound by the strict confidentiality agreements in, among other things, their efforts to consensually resolve the issues in this Bankruptcy Case. Additionally, providing the information requested in the Supplement may reduce the likelihood that parties to the Bankruptcy Case will need to seek more information from you at some later date under more formal procedures (e.g., deposition, written interrogatories, or other methods of discovery).
- For additional copies of the confidential Survivor Claim Form or Supplement: (a) photocopy the confidential Survivor Claim Form or Supplement; (b) contact the Debtor's claims agent Donlin, Recano & Company, Inc. via email at rcbsacramentoinfo@drc.equiniti.com or by phone at 1-866-714-7301 (U.S. and Canada toll free) or 1-212-771-1128 (International), between the hours of 9:00 a.m. to 5:00 p.m. (prevailing Eastern Time), Monday through Friday, or (c) visit the website at: <https://www.donlinrecano.com/Clients/rcbs/Index>.
- **Please note that the Debtor's staff 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.**
- Return the original completed Survivor Claim Form and Supplement (if submitting) **so as to be received** by **October 1, 2024**, as follows:

If Survivor Claim Form is sent by mail, send to:

Donlin, Recano & Company, LLC
Re: The Roman Catholic Bishop of Sacramento
P.O. Box 2053
New York, NY 10272-2042

If Survivor Claim Form is sent by Hand Delivery or Overnight Courier, send to:

Donlin, Recano & Company, LLC
C/O Angeion Group
Re: The Roman Catholic Bishop of Sacramento
200 Vesey Street, 24th Floor
New York, NY 10281

Or electronically at:

<https://www.donlinrecano.com/Clients/rcbs/FileSurvivorClaim>

- **Do not file** the Survivor Claim Form or the optional Supplement with the Bankruptcy Court.

- Survivor Claim Forms will be deemed timely filed only if they are received by Donlin, Recano & Company, Inc. by October 1, 2024.
- Please note that a Survivor Claim Form or Supplement submitted by facsimile, telecopy or electronic mail transmission will not be accepted and will not be deemed filed.

CONSEQUENCES OF FAILURE TO FILE A PROOF OF CLAIM

The deadline for filing a Survivor Claim Form is October 1, 2024. Any person who has a Survivor Claim and does not file a Survivor Claim Form by that date may not be treated as a creditor for voting or distribution purposes under any plan of reorganization and such claim will be subject to discharge. Failure to file a Survivor Claim Form may prevent such person from voting on any plan of reorganization in this case. Further, if such Survivor Claim is discharged, the Survivor Claimant may be forever barred and prevented from asserting his or her Survivor Claim against the Debtor or its property, and may not receive any payment or distribution in connection with such Survivor Claim.

CONFIDENTIALITY

Pursuant to the Bar Date Order, any filed Survivor Claim Form and the optional Supplement thereto will remain confidential in this bankruptcy case. Therefore, the Survivor Claim Form and optional Supplement thereto that you file will not be available to the general public, but will be kept strictly confidential, except that as specified by the Bar Date Order information will be provided to the Debtor, the Debtor's attorneys, the United States Trustee's Office for the Eastern District of California, the Debtor's insurers, attorneys for the official committee of unsecured creditors and its members, any unknown claims representative appointed under a plan of reorganization, any settlement trustee appointed to administer payments to Survivor Claimants, and such other persons as the Court determines should have the information in order to evaluate the Survivor Claim, all of whom will have agreed, prior to obtaining any information, to keep the information provided by you as confidential.

Dated: July 17, 2024

FELDERSTEIN FITZGERALD WILLOUGHBY
PASCUZZI & RIOS LLP

By /s/ Paul J. Pascuzzi
Paul J. Pascuzzi
Attorneys for The Roman Catholic
Bishop of Sacramento

Dated: July 17, 2024

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