USBC EASTERN DISTRICT OF WASHINGTON
Order Work-up Form

CASE # 04-08822-PCW11 **NAME** Catholic Bishop

1. (# 327 **) DESCRIPTION OF MOTION FOR ORDER:**

☐	1017	DISMISS/CONVERT (√ if TR filing)	MML / 20 / 2002	☐	4003	VOID LIEN - 522 (f)	AP,TR / 15 / 9014
☐	2004	EXAMINATION	NR	☐	5010	REOPEN FEE PAID ☐	NR
☐	2014	APP for EMPLOYMENT LF 2014 ☐	NR / Ch 11= UST / 7 / 2002	☐	6004	SALE OF ESTATE PROPERTY	MML / 20 / 2002
☐	2016	REQUEST FOR COMP LF 2016 ☐	MML / 20 / 2002	☐	6004	SALE FREE & CLEAR	AP,MML /20/ 9014
☐	3007	OBJECTION TO CLAIM	D, DA, AP,TR / 30 / 9014	☐	6006	EXECUTORY CONTRACT/UNEXPIRED LEASE	AP, MML / 20 / 9014
☐	3012	VALUATION (√ Ch13) MML /20/ 2002 +	AP,TR / 20 / 9014	☐	6007	ABANDONMENT FEE PAID	MML / 12 / 2002
☐	4001	AUTOMATIC STAY FEE PAID ☐	MML / 12 / 2002	☐	6008	REDEMPTION	AP,TR /15 / 9014
☐	4001	CASH COLLATERAL	See Rule / 15 / 9014	☐	9019	COMPROMISE/SETTLEMENT	MML / 20 / 2002

Check here if required notice for this motion is different from noted above.

*OTHER - Appoint Legal Rep for Unknown Tort Claimants

2. MOVING PARTY:

DEBTOR ☐ DA ■ TRUSTEE ☐ US TRUSTEE ☐ CC ☐

CREDITOR/OTHER _____

3. (# 328 **) NOTICE:** ☐ *Notice is NOT required for this action*

***REQUIRED ELEMENTS LISTED ABOVE OR AS NOTED HERE:** _____

DAYS GIVEN TO OBJECT: 20 + 3

4. (# 329 **) CERTIFICATE OF SERVICE:** (LBR 2002-1(b)(3))

TO WHOM GIVEN: MML ☐ AP ■ D ☐ DA ☐ TR ☐ UST ☐ CC ☐

TYPE OF SERVICE GIVEN: 2002 ■ 9014 ☐

	YES	NO	N/A
COPY OF NOTICE ATTACHED/LINKED?	■	☐	
MAILING LIST PROVIDED?	■	☐	
MML CERTIFIED W/IN 20 DAYS?	☐	☐	■

5. (# 491 **) REQUEST FOR ENTRY OF ORDER:** (LBR 2002-1(e)

6. (#_____) OBJECTION FILED:

RESOLVED: YES ☐ NO ☐

BY WITHDRAWAL OF OBJ ☐ DOC (#_____)

BY ENDORSEMENT ON ORDER ☐

BY HEARING ☐ DOC (#_____)

7. RELATED ITEMS:

(# 549) Hearing Notes

(# 546) 2nd Memo re: Motion

(# 531) Memo re: Motion

8. ORDER SUBMITTED IN PROPER FORMAT

YES ■ NO ☐

9. ACTION: The attached order has been found to be:

	YES	NO	DATE SENT	CA INITIALS
PROCEDURALLY CORRECT	■	■		KL
SENT TO CLERK	■		6/17/05	
SENT TO JUDGE (PCW) JUDGE INITIALS	☐		6/21/05	

***ADDITIONAL COMMENTS AND/OR RELATED ITEMS from* Case Administrator and/or Clerk**

499 - Order Granting Motion to Appoint

Please see Hearing Notes #549 - Judge to review order for changes.

Also, this appears to be an Amended Order (?) even though it is not titled as such?

Just send this on to the Tap/Judge?

***ADDITIONAL COMMENTS AND/OR RELATED ITEMS from* Law Clerk**

Order on this motion entered at Docket 550. Please return unsigned as the matter is disposed of. JTM

RETURN TO PRESENTER: ■ 509-455-6000

To: Michael Paukert

Date Returned: _____

Signature: _____

RECEIVED: 06/17/2005 09:04:32 AM

Form
Rev (03/04/2002)

UNITED STATES BANKRUPTCY COURT
EASTERN DISTRICT OF WASHINGTON

In Re: THE CATHOLIC BISHOP OF SPOKANE, a/k/a THE CATHOLIC DIOCESE OF SPOKANE, a Washington corporation sole, Debtor.	Case Number: 04-08822-PWC11 Chapter: 11 ORDER APPOINTING A LEGAL REPRESENTATIVE FOR UNKNOWN TORT CLAIMANTS AND MINORS

By Order of the Court.

THIS MATTER came before the Court for hearing on May 25, 2005 upon the Motion for Order Appointing a Legal Representative for Unknown Tort Claimants and Minors (the "Motion") [Docket No. 327], which was filed by The Catholic Bishop of Spokane a/k/a The Catholic Diocese of Spokane, a Washington corporation sole and the debtor and debtor in possession (the "Diocese" or the "Debtor") in the above captioned Chapter 11 reorganization case;

The Court having considered the Motion, the objections and responses to the Motion, the court records and files, and having considered the arguments of counsel at the hearing, and finding it necessary and advisable to appoint a legal representative for Unknown Tort Claimants (hereafter "UCR") as defined herein, in order for such persons to have legal representation in this matter, the Court finds that the Motion should be granted;

NOW, THEREFORE, it is

ORDERED:

1. Gayle E. Bush is appointed as the legal representative for Unknown Tort Claimants and Minors who are defined as follows:

a. Those persons who have not filed lawsuits against the Diocese and whose claims or causes of action were, as of any claims bar date established in this matter, governed by RCW 4.16.340 (1)(b) and (1)(c) (are herein referred to as "Unknown Tort Claimants";

b. Those persons who, prior to any claims bar date established in this matter, had not discovered or could not have reasonably discovered that, as a minor, they had an incident of sexual contact/touching, sexual abuse, or sexual misconduct by an alleged agent of the Diocese are also referred to herein as "Unknown Tort Claimants"; and

c. Those persons who did not reach the age of eighteen prior to any claims bar date established in this matter who have claims for sexual abuse by an alleged agent of the Diocese are herein referred to as "Minors";

2. The UCR is authorized to do all of the following:

a. Subject to applicable rules and statutes concerning intervention, joinder, etc., advocate the legal position of the Unknown Tort Claimants and Minors in any proceeding before the Court or in any appellate court, including, but not limited to, proceedings concerning the claims bar date, the filing of proofs of

claim by or for Unknown Tort Claimants and Minors, and the filing of ballots by or for Unknown Tort Claimants;

b. File pleadings and present evidence, as necessary, on issues affecting Unknown Tort Claimants and Minors; and

c. Take all other actions as are reasonably necessary and appropriate to represent the interests of Unknown Tort Claimants and Minors; and it is further

ORDERED that the UCR shall participate in this case on the same basis as a professional person employed under 11 USC § 327, with compensation to be paid on an hourly basis subject to 11 USC § 327-331 and Bankruptcy Rules 2014-2017; and it is further

ORDERED that the UCR may, subject to 11 USC §§ 327-331 and FRBP 2014-2017, and on the same basis as a trustee or examiner, employ such experts and other professional persons as may be reasonable and necessary to carry out his duties as the UCR; and it is further

ORDERED that nothing contained in this Order shall constitute a finding that (1) any creditor necessarily qualifies as an Unknown Tort Claimant; or (2) any Unknown Tort Claimants actually exist.

THIS ORDER IS ENTERED without prejudice to the Debtor or any party in interest to challenge the validity of any theory (medical, legal or otherwise) associated with the claims held by any creditor of the estate including without limitation Unknown Tort Claimants and Minors.

Presented By:
/s/ Michael J. Paukert

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