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**UNITED STATES BANKRUPTCY COURT
SOUTHERN DISTRICT OF NEW YORK**

In re:	:	Chapter 11
	:	
THE ROMAN CATHOLIC DIOCESE OF	:	Case No. 20-12345 (MG)
ROCKVILLE CENTRE, NEW YORK, ¹	:	
	:	
Debtor.	:	

**NOTICE OF HEARING ON THE DEBTOR'S MOTION TO
EXPEDITE HEARING ON DEBTOR'S MOTION TO APPROVE DIP FINANCING NDA**

PLEASE TAKE NOTICE that on **January 17, 2023**, the above-captioned debtor and debtor-in-possession (the "Debtor") filed the *Debtor's Motion to Expedite Hearing on Debtor's Motion to Approve DIP Financing NDA* (the "Motion") with the United States Bankruptcy Court for the Southern District of New York (the "Court").

PLEASE TAKE FURTHER NOTICE that any objections to the Motion must be in writing, conform to the Federal Rules of Bankruptcy Procedure and the Local Rules of Bankruptcy Practice and Procedure of the United States Bankruptcy Court for the Southern District of New York, be filed **prior to the Hearing (as defined below)** and any objections shall be served on (a) the Debtor, c/o The Roman Catholic Diocese of Rockville Centre, New York, P.O. Box 9023, Rockville Centre, NY 11571-9023; (b) counsel to the Debtor, Jones Day, 250 Vesey Street, New York, New York 10281-1047 Attn: Corinne Ball, Esq., Todd Geremia, Esq., Benjamin Rosenblum, Esq., Nicholas Morin, Esq., and Andrew Butler, Esq.; and (c) William K. Harrington, U.S. Department of

¹ The Debtor in this chapter 11 case is The Roman Catholic Diocese of Rockville Centre, New York, the last four digits of its federal tax identification number are 7437, and its mailing address is P.O. Box 9023, Rockville Centre, NY 11570.

Justice, Office of the U.S. Trustee, 201 Varick Street, Room 1006, New York, NY 10014, Attn: Greg M. Zipes, Esq. and Shara Cornell, Esq.

PLEASE TAKE FURTHER NOTICE that the Hearing will be held on **January 19, 2023 at 11:00 a.m. (Prevailing Eastern Time)** before the Honorable Martin Glenn, Chief United States Bankruptcy Judge, United States Bankruptcy Court for the Southern District of New York, One Bowling Green, New York, NY 100004.

PLEASE TAKE FURTHER NOTICE that the hearing shall be held via Zoom for Government. Parties wishing to appear at the hearing via Zoom for Government, whether making a “live” or “listen only” appearance before the Court, must make an electronic appearance through the Court’s website at <https://ecf.nysb.uscourts.gov/cgi-bin/nysbAppearances.pl> on or before **January 18, 2023 at 4:00 p.m. (Eastern Time)**. After the deadline for parties to make electronic appearances has passed, parties who have made their electronic appearance through the Court’s website will receive an invitation from the Court with a Zoom link that will allow them to attend the hearing. Requests to receive a Zoom link should not be emailed to the Court, and the Court will not respond to late requests that are submitted on the day of the hearing. Further information on the use of Zoom for Government can be found at the Court’s website at <https://www.nysb.uscourts.gov/zoom-video-hearing-guide>.

PLEASE TAKE FURTHER NOTICE that copies of each pleading can be viewed and/or obtained by: (i) accessing the Court’s website at www.nysb.uscourts.gov, or (ii) from the Debtor's notice and claims agent, Epiq Corporate Restructuring, LLC, at <https://dm.epiqll.com/drvc> or by calling (888) 490-0633. Note that a PACER password is needed to access documents on the Court’s website.

Dated: January 17, 2023
New York, New York

Respectfully submitted,

/s/ Corinne Ball

Corinne Ball

Todd Geremia

Benjamin Rosenblum

Nicholas Morin

Andrew Butler

JONES DAY

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*Counsel for the Debtor
and Debtor in Possession*

Objection Deadline: Prior to Hearing

Background of this Case

1. Information regarding the Debtor, its mission and operations, and the events and circumstances preceding October 1, 2020 (the “Petition Date”), is set forth in the Declaration of Charles Moore, Managing Director of Alvarez & Marsal North America, LLC, Proposed Restructuring Advisor to the Roman Catholic Diocese of Rockville Centre, New York, in Support of Chapter 11 Petition and First Day Pleadings [Docket No. 3], filed on the Petition Date.

Jurisdiction and Venue

2. This Court has jurisdiction to consider this matter pursuant to 28 U.S.C. §§ 157 and 1334. This is a core proceeding pursuant to 28 U.S.C. § 157(b). Venue is proper before this Court pursuant to 28 U.S.C. §§ 1408 and 1409.

Basis for Relief Requested

3. According to Local Rule 9006-1(b) of Bankruptcy Practice and Procedure of the United States Bankruptcy Court for the Southern District of New York, motion papers, other than discovery-related motions, “shall be served at least fourteen (14) days” before the hearing that is to be held regarding those motion papers, and the objections to those motion papers are to be “served as to ensure actual receipt not later than seven (7) days” before the hearing date.

4. Rule 9006(c)(1) of the Federal Rules of Bankruptcy Procedure (the “Bankruptcy Rules”) allows the Court to reduce notice periods for motions when cause is shown. *See* Fed. R. Bank. P. 9006(c)(1) (“[W]hen an act is required or allowed to be done at or within a specified time by these rules or by a notice given thereunder or by order of court, the court for cause shown may in its discretion with or without motion or notice order the period reduced.”). This Court has previously shortened the time periods when the moving party showed cause and the

non-moving party was not harmed. *See In re Chateaugay Corp.*, 111 B.R. 399, 407-08 (S.D.N.Y. 1990) (affirming the Bankruptcy Court's application of Bankruptcy Rule 9006(c)(1)).

5. The Debtor respectfully submits that there is sufficient cause here for the Court to expedite the hearing on the Debtor's NDA Motion. As explained in the NDA Motion, the Debtor believes that it needs DIP financing in the near-term. The Debtor has moved for expedited relief given the importance of sharing the Leases with potential DIP lenders as soon as possible, so that the Debtor may continue its DIP diligence process.

6. Further, the Lessee will suffer no prejudice given that, as explained more fully in the NDA Motion (and as shown in Exhibit B attached thereto), the Debtor has been attempting to obtain Lessee consent for over two weeks. The Debtor repeatedly made the Lessee aware that, if the Lessee was unwilling to consent to the form of a DIP NDA, it would be incumbent upon the Debtor to file the NDA Motion and expedite the hearing for the January 19, 2023 hearing date.

7. Accordingly, the Debtor respectfully requests that the Court allow for the expedited hearing on the Debtor's NDA Motion.

Notice

8. The Debtor will provide notice of this Motion in accordance with the procedures set forth in the *Order Implementing Certain Notice and Case Management Procedures* [Docket No. 136]. Due to the nature of the relief requested herein, the Debtor respectfully submits that no further notice of this Motion need be provided.

No Prior Request

9. No prior request for the relief sought herein has been made to this Court or any other court.

WHEREFORE, the Debtor respectfully requests entry of an Order, substantially in the form attached as Exhibit A, (i) expediting the hearing on Debtor's NDA Motion, and (ii) granting such other and further relief to the Debtor as the Court may deem proper.

Dated: January 17, 2023

Respectfully submitted,

/s/ Corinne Ball

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*Counsel for the Debtor
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EXHIBIT A

Proposed Order

**UNITED STATES BANKRUPTCY COURT
SOUTHERN DISTRICT OF NEW YORK**

In re:	:	Chapter 11
	:	
THE ROMAN CATHOLIC DIOCESE OF	:	Case No. 20-12345 (MG)
ROCKVILLE CENTRE, NEW YORK, ¹	:	
	:	
Debtor.	:	

**ORDER GRANTING DEBTOR'S MOTION TO
EXPEDITE HEARING ON DEBTOR'S MOTION TO APPROVE DIP FINANCING NDA**

Upon the *Debtor's Motion to Expedite Hearing on Debtor's Motion to Approve DIP Financing NDA* (the "Motion");² the Court having reviewed the Motion and having considered the statements of counsel and the evidence adduced with respect to the Motion at any hearing before the Court (the "Hearing"); the Court finding that (a) the Court has jurisdiction over this matter pursuant to 28 U.S.C. §§ 157 and 1334, (b) venue is proper in this district pursuant to 28 U.S.C. §§ 1408 and 1409, (c) this is a core proceeding pursuant to 28 U.S.C. §157(b)(2), and (d) notice of the Motion and the Hearing was sufficient under the circumstances; and the Court having determined that the legal and factual bases set forth in the Motion and at the Hearing establish just cause for the relief granted herein;

IT IS HEREBY ORDERED THAT:

1. The hearing for the Debtor's NDA Motion will be expedited and held on January 19, 2023 at 11:00 a.m. (Prevailing Eastern Time) (the "Hearing").

¹ The Debtor in this chapter 11 case is The Roman Catholic Diocese of Rockville Centre, New York, the last four digits of its federal tax identification number are 7437, and its mailing address is P.O. Box 9023, Rockville Centre, NY 11571-9023.

² Capitalized terms not otherwise defined herein shall have the meanings given to them in the Motion.

2. Any objections to the NDA Motion must be in writing and filed prior to the Hearing.
3. This Order shall be immediately effective and enforceable upon its entry.
4. This Court shall retain exclusive jurisdiction over any and all matters arising from or related to the implementation, interpretation or enforcement of this Order.

Dated: _____, 2023
New York, NY

UNITED STATES BANKRUPTCY COURT