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 AMERICAN HOME ASSURANCE CO.

**UNITED STATES BANKRUPTCY COURT**  
**NORTHERN DISTRICT OF CALIFORNIA**  
**OAKLAND DIVISION**

In re:

CHAPTER 11

The Roman Catholic Bishop of Oakland,  
  
 Debtor in Possession.

Case No. 23-40523 WJL

THE ROMAN CATHOLIC BISHOP OF  
 OAKLAND,

Adversary Case No. 23-04037

Plaintiff,

**AMERICAN HOME ASSURANCE  
 COMPANY'S NOTICE OF MOTION TO  
 WITHDRAW THE REFERENCE**

v.

**JURY TRIAL DEMANDED**

AMERICAN HOME ASSURANCE CO., a  
 New York corporation; LEXINGTON  
 INSURANCE CO., a Delaware corporation

Defendants.

**Hearing Date: TBD**  
**Hearing Judge: TBD**  
**Time: TBD**  
**Place: TBD**



1 **TO ALL PARTIES AND THEIR ATTORNEYS OF RECORD:**

2 PLEASE TAKE NOTICE that Defendant American Home Assurance Company  
3 (“AHAC”) respectfully moves for withdrawal of the reference of this adversary proceeding from  
4 the Bankruptcy Court to the District Court, pursuant to 28 U.S.C. § 157(d), Rule 5011 of the  
5 Federal Rules of Bankruptcy Procedure, and Bankruptcy Local Rule 5011-2 for the United States  
6 District Court for Northern District of California. This motion is made on the grounds that: (1)  
7 cause exists for withdrawal of the reference, (2) AHAC has demanded a jury trial and has not  
8 consented to final adjudication by the Bankruptcy Court, (3) the proceeding is non-core, and (4)  
9 additional grounds for this relief as more fully set forth in the accompanying Memorandum of  
10 Points and Authorities.

11 PLEASE TAKE FURTHER NOTICE that pursuant to Bankruptcy Local Rule 5011-2(d),  
12 unless the assigned District Judge orders otherwise, within fourteen days after receiving notice of  
13 the assignment to a District Judge under Bankruptcy Local Rule 5011-2(c), any party objecting  
14 to withdrawal of the reference shall file in the District Court its opposition brief of not more than  
15 ten pages; fourteen days thereafter, any party supporting withdrawal of the reference may file a  
16 reply brief of not more than ten pages; and no hearing will be held unless the assigned District  
17 Judge orders otherwise.

18  
19 Dated: March 21, 2024

NICOLAIDES FINK THORPE  
MICHAELIDES SULLIVAN LLP

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21 By: /s/ Alison V. Lippa  
22 Amy P. Klie  
23 Alison V. Lippa  
24 Attorneys for Defendant  
25 AMERICAN HOME ASSURANCE CO.  
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