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Walter R. Dahl, CSB No. 102186 [wdahl@DahlLaw.net]
Candy Dahl, CSB No. 186031 [cdahl@DahlLaw.net]
Andrew Brian Reisinger, CSB No. 277472 [abreisinger@DahlLaw.net]
DAHL & DAHL, ATTORNEYS AT LAW
2304 "N" Street
Sacramento, CA 95816-5716

Telephone: (916) 446-8800
Telecopier: (916) 446-1634

Attorneys for Salvador Benavides, by and through his
Guardian Ad Litem Patricia Soltero-Morfin

UNITED STATES BANKRUPTCY COURT
EASTERN DISTRICT OF CALIFORNIA
SACRAMENTO DIVISION

In Re:

City of Stockton, California

City Hall, 425 North El Dorado St., Stockton, CA 95202
TIN: 94-6000436

Case No.: 12-32118-C-9
DC No.: DD-01

Date: November 6, 2012
Time: 9:30 AM
Judge: Klein
Courtroom: 35; Dept. C
Place: 501 I Street, 6th Floor
Sacramento CA 95814

Debtor(s).

DECLARATION OF PATRICIA SOLTERO-MORFIN IN SUPPORT OF
MOTION BY SALVADOR BENAVIDES,
BY AND THROUGH HIS GUARDIAN AD LITEM PATRICIA SOLTERO-MORFIN,
FOR RELIEF FROM AUTOMATIC STAY TO
ALLOW CONTINUATION OF PRE-PETITION LITIGATION
[11 U.S.C. §§ 362; Fed. R. Bankr. P. 4001, 9014]

I, Patricia Soltero-Morfin, hereby declare:

1. I have personal knowledge of the matters set forth in this declaration, except as to those matters set forth on information and belief, which I believe to be true. If called upon, I am competent to testify as to the matters set forth in this declaration, and would testify in accordance with this

1 declaration.

2 2. I am Salvador Benavides' mother and Guardian Ad Litem.

3 3. On or about April 12, 2011, my son was involved in a motor vehicle collision at the
4 intersection of Martin Luther King Boulevard (Charter Way) and Sutter Street in Stockton, California.
5 As a result of the accident, my son has a severe, permanent brain injury that affects his short term and
6 long term memory, causes him to have slurred speech and has made his maturity level that of a 12 year
7 old child or younger. He has right side paralysis with continuing pain in his right shoulder and knee and
8 is now legally blind as a result of the accident.

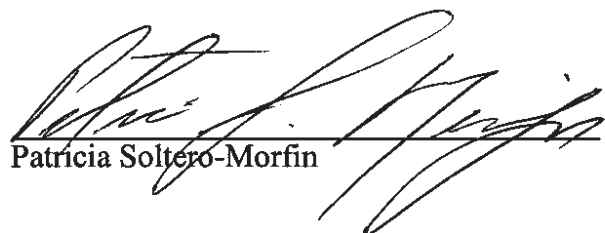
9 4. As a result of the accident, Salvador has incurred significant medical expenses. To date, more
10 than \$750,000 in medical expenses have accrued. My son should continue to receive medical treatment,
11 physical therapy, speech therapy and occupational therapy.

12 5. Salvador's income is minimal. He currently receives only \$784 per month for SSI disability.
13 I receive a limited amount for providing home support services to Salvador. Salvador is on MediCal
14 and receives very little medical treatment. The amount of treatment he does receive is not enough to
15 improve his condition nor even prevent his condition from getting worse. I cannot continue to take care
16 of Salvador. As a family, we have no money and are barely surviving.

17 6. It is essential that this lawsuit continue to a prompt resolution so Salvador can receive the care
18 that he needs. Any further delay of this lawsuit will materially prejudice Salvador.

19 I declare under penalty of perjury under the laws of the State of California that the foregoing is
20 true and correct to the best of my knowledge, information and belief. Executed at Stockton,
21 California.

22
23 Dated: 10/05/12


Patricia Soltero-Morfin

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