

4

1 PETER C. MEIER (SB# 179019)  
petermeier@paulhastings.com  
2 PAUL HASTINGS LLP  
55 Second Street  
3 Twenty-Fourth Floor  
San Francisco, CA 94105-3441  
4 Telephone: 1 (415) 856-7000  
Facsimile: 1 (415) 856-7100

MARCELA RUIZ, ESQ. (SB# 244891)  
mruiz@crla.org  
CALIFORNIA RURAL LEGAL  
ASSISTANCE, INC.  
145 E Weber Avenue  
Stockton, CA 95202  
Telephone: 1 (209) 946-0605  
Facsimile: 1 (209) 946-5730

5 DEBORAH COLLINS (SB# 154532)  
6 dcollins@pilpca.org  
CALIFORNIA AFFORDABLE HOUSING  
7 LAW PROJECT OF THE PUBLIC  
INTEREST LAW PROJECT  
8 449 15th Street, #301  
Oakland, CA 94612-2038  
9 Telephone: 1 (510) 891-9794  
Facsimile: 1 (510) 891-9727

S. LYNN MARTINEZ, ESQ. (SB# 164406)  
smartinez@wclp.org  
STEPHANIE HAFFNER, ESQ. (SB# 194192)  
shaffner@wclp.org  
WESTERN CENTER ON LAW & POVERTY  
3701 Wilshire Blvd., Suite 208  
Los Angeles, CA 90010  
Telephone: 1 (213) 235-2617  
Facsimile: 1 (213) 487-0242

11 Attorneys for Movants and Creditors  
12 GEORGE O.J. BAKER and  
THE INTERFAITH COUNCIL OF SAN JOAQUIN

13  
14 UNITED STATES BANKRUPTCY COURT  
15 EASTERN DISTRICT OF CALIFORNIA  
16 SACRAMENTO DIVISION

17 In re:  
18 CITY OF STOCKTON, CALIFORNIA,  
19 Debtor.

CASE NO. 12-32118  
DC No. PH-1  
Chapter 9

**NOTICE OF CONTINUED HEARING  
ON MOTION FOR RELIEF FROM  
AUTOMATIC STAY**

Date: January 13, 2015  
Time: 9:30 a.m.  
Judge: Hon. Christopher M. Klein  
Dept.: 501 I Street, 6th Floor  
Dept. C; Courtroom No. 35  
Sacramento, CA 95814



1 Bankruptcy Procedure and Local Rules of Practice for the United States Bankruptcy Court for the  
2 Eastern District of California, and served upon all appropriate parties including, but not limited  
3 to, counsel for the parties, counsel for the Price Judgment Creditors (via ECF or at the address  
4 stated in the above caption), and Trustee’s counsel. The timeframes for the filing of any such  
5 written opposition, objection, or response to the Motion shall be calculated in accordance with the  
6 continued hearing date of January 13, 2015.

7 As demonstrated in Movants’ previously-filed Memorandum Of Points And Authorities,  
8 and as summarized below, cause exists to order relief from the automatic bankruptcy stay to  
9 enforce the *Price* Judgment before Judge Karlton in the United States District Court for the  
10 Eastern District of California for at least three reasons. First, the *Price* Judgment requires the  
11 construction of 340 lower income housing units to replace residences demolished as a result of  
12 redevelopment. Only 161 of the replacement units have in fact been completed to date and, under  
13 federal law, these are outstanding equitable obligations – not monetary debts – and are  
14 accordingly not dischargeable in a bankruptcy proceeding. Second, the *Price* Judgment required  
15 the creation of a \$1.45 million fund to be paid to eligible claimants for relocation assistance.  
16 After five years, and well prior to the City’s bankruptcy filing, the remaining balance (which is  
17 over \$1 million) was required to be set aside in a restricted fund of the Stockton Redevelopment  
18 Agency, to be used only for construction of extremely low income housing. When California’s  
19 redevelopment agencies were dissolved, the City of Stockton as “successor agency” – a legal  
20 entity separate from the City itself – elected to assume the former relocation agency’s obligations.  
21 The obligations in the *Price* Judgment regarding the relocation assistance fund are thus not  
22 obligations of the City at all but, rather, of the City in its capacity as the “successor agency” and  
23 are accordingly not properly included within this bankruptcy estate. Finally, any analysis of the  
24 various factors that Courts consider in evaluating whether to grant relief from stay favors the  
25 Price Judgment Creditors and their efforts to enforce the long-overdue obligations in the *Price*  
26 Judgment.

