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10 **UNITED STATES BANKRUPTCY COURT**
11 **EASTERN DISTRICT OF CALIFORNIA**
12 **SACRAMENTO DIVISION**

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14 In Re:
15 **City of Stockton, California**
16 City Hall, 425 North El Dorado St., Stockton, CA 95202
17 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

18 Debtor(s).
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21 **NOTICE OF HEARING ON**
22 **MOTION BY SALVADOR BENAVIDES, BY AND THROUGH HIS GUARDIAN AD LITEM PATRICIA**
23 **SOLTERO-MORFIN, FOR RELIEF FROM AUTOMATIC STAY TO ALLOW CONTINUATION OF PRE-**
PETITION LITIGATION

24 A hearing on the Motion By Salvador Benavides, by and through his Guardian Ad Litem Patricia
25 Soltero-Morfin, For Relief from the Automatic Stay to Allow Continuation of Pre-Petition Litigation
26 shall be held on November 6, 2012 at 9:30 a.m. before the Honorable Christopher M. Klein, Bankruptcy
27 Judge, in Department C, Courtroom 35 of the United States Bankruptcy Court, 501 I Street, 6th Floor,
28 Sacramento, California 95814.

1 The motion seeks relief from the automatic stay of 11 U.S.C. § 362(a) to allow continuing
2 prosecution of the Lawsuit, through and including entry of judgment, and for collection of any damages
3 awarded to Movant from any excess coverage pool insurance and further collection against Debtor
4 would be subject to the terms of the anticipated Chapter 9 plan.

5 In accordance with Local Bankruptcy Rule 9014-1 (f)(1), opposition, if any, to the granting of
6 the motion shall be in writing and shall be served and filed with the Court by the responding party at
7 least fourteen (14) days preceding the date or continued date of the hearing. Opposition shall be
8 accompanied by evidence establishing its factual allegations. Without good cause, no party shall be
9 heard in opposition to a motion at oral argument if written opposition to the motion has not been timely
10 filed. Failure of the responding party to timely file written opposition may be deemed a waiver of any
11 opposition to the granting of the motion, may result in the striking of any untimely written opposition,
12 or may result in the imposition of sanctions. In the absence of timely written opposition or as is
13 appropriate in the particular circumstances, the relief requested may be granted without a hearing
14 pursuant to 11 U.S.C. Section 102(1).

15 Opposition to the motion, if any, must be served upon at least the following:

16 Andrew Brian Reisinger
17 Dahl & Dahl
18 2304 N Street
19 Sacramento, CA 95816-5716

20 Not all information regarding the motion or Debtor's case is set forth in this notice. Interested
21 parties may review the court's file or obtain copies of the motion and any supporting declarations,
22 exhibits and briefs at the office of the clerk, 501 I Street, 3rd Floor, Sacramento, California 95814, or
23 on the court's website at www.caeb.uscourts.gov using a PACER account.

24 Dated: October 1, 2012

DAHL & DAHL,
ATTORNEYS AT LAW

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27 By: /s/ Andrew Brian Reisinger
Andrew Brian Reisinger
Attorneys for Patricia Soltero-Morfin,
Guardian Ad Litem for Salvador Benavides
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