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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

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

Date: September 10, 2013  
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 written opposition, objection, or response to the Motion shall be calculated in accordance with the  
2 continued hearing date of September 10, 2013.

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

23 Pursuant to Section 362 of the Bankruptcy Code, the *Price* Judgment Creditors  
24 respectfully request that the Court enter an order granting relief from the automatic bankruptcy  
25 stay to permit judicial enforcement of the *Price* Judgment.  
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