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10 Attorneys for PRESTON PIPELINES, INC.

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

14 In re
15 CITY OF STOCKTON, CALIFORNIA,
16 Debtor.

17 Case No. 12-32118-C-9
18 Chapter 9
19 Docket Control No. DM-1
20 Date: August 20, 2013
21 Time: 9:30 a.m.
22 Place: 501 I Street, Courtroom 35
23 Sacramento, CA 95814
24 Judge: The Honorable Christopher M. Klein

25 **NOTICE OF HEARING ON MOTION FOR RELIEF FROM**
26 **THE AUTOMATIC STAY BY PRESTON PIPELINES, INC.**

27 **PLEASE TAKE NOTICE** that on August 20, 2013, at 9:30 a.m., or as soon thereafter as
28 the matter can be heard before The Honorable Christopher M. Klein of the above captioned Court,
located at 501 I Street, Courtroom 35, Sacramento, California 95814, Preston Pipelines, Inc.
("PPI") will move for entry of an order granting it relief from the automatic stay for "cause" under
11 U.S.C. §§ 362(d)(1) and 922(a) to (i) file suit against debtor City of Stockton, California (the
"City") in San Joaquin County Superior Court for breach of contract and other claims related to
PPI's construction of the Delta Water Supply Project Intake and Pump Station Facility, and

1 (ii) once PPI’s claims against the City (and other non-debtor parties) are fully liquidated, to
2 recover on its claims from funds in the City’s Delta Water Supply Project Account, as more fully
3 described in the Motion for Relief from the Automatic Stay (“Motion”) and Memorandum of
4 Points and Authorities (“MPA”) filed and served herewith.

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6 The Motion is based upon this Notice, the Motion, the MPA, the Declaration of Ron
7 Bianchini in support of the Motion, and the Request for Judicial Notice in support of the Motion,
8 all of which have been served and filed concurrently herewith, together with such evidence and
9 oral argument of counsel as may be presented at the hearing on the Motion.

10 **PLEASE TAKE FURTHER NOTICE** that pursuant to LBR 9014-1(f)(1), opposition, if
11 any, to the granting of the Motion must be in writing and must be served as directed below and
12 filed with the Court at least fourteen (14) calendar days preceding the date or continued date of the
13 hearing on the Motion. Written opposition must be served on PPI’s above-captioned counsel, and
14 upon the Debtor, its counsel, and the Office of the United States Trustee as follows:
15

16 City of Stockton, California	Norman C. Hile	Office of the U.S. Trustee
17 City Hall	John W. Killeen	Robert T Matsui United States
18 425 North El Dorado Street	Marc A. Levinson	Courthouse
19 Stockton, CA 95202	Orrick, Herrington & Sutcliffe LLP	501 I Street, Room 7-500
20 Debtor	400 Capitol Mall #3000	Sacramento, CA 95814
	Sacramento, CA 95814	
	Debtor’s Counsel	

21 **PLEASE TAKE FURTHER NOTICE** that failure to file timely written opposition may
22 result in the Motion being resolved without oral argument and the striking of untimely written
23 opposition.

24 Dated: July 18, 2013

DUANE MORRIS LLP

26 By: /s/ Ron M. Oliner (152373)
27 **RON M. OLINER**
28 Attorneys for Preston Pipelines, Inc.