

IT IS ORDERED

Date Entered on Docket: October 26, 2015



The Honorable David T. Thuma  
United States Bankruptcy Judge

UNITED STATES BANKRUPTCY COURT  
DISTRICT OF NEW MEXICO

In re:

ROMAN CATHOLIC CHURCH OF THE  
DIOCESE OF GALLUP, a New Mexico  
corporation sole,

Debtor.

Chapter 11

Case No. 13-13676-t11

**Jointly Administered with:**

Jointly Administered with:

BISHOP OF THE ROMAN CATHOLIC  
CHURCH OF THE DIOCESE OF GALLUP,  
an Arizona corporation sole.

Case No. 13-13677-t11

This pleading applies to:

- All Debtors.  
 Specified Debtor.

**ORDER GRANTING MOTION FOR ORDER EXTENDING THE DEADLINE FOR  
FILING AVOIDANCE ACTIONS PURSUANT TO 11 U.S.C. §§ 544, 545, 547, 548 OR 553**

This matter came before the Court pursuant to the "Motion for Order Extending the  
Deadline for Filing Avoidance Actions Pursuant to 11 U.S.C. §§ 544, 545, 547, 548 or 553"  
[Dkt. No. 437] (the "**Motion**") filed by the Roman Catholic Church of the Diocese of Gallup

(“RCCDG”) and the Bishop of the Roman Catholic Church of the Diocese of Gallup (the “**Arizona Entity**,” and collectively with RCCDG, the “**Debtors**”).

The following constitutes the Court’s findings of fact and conclusions of law:

The Court has jurisdiction over the Motion by virtue of 28 U.S.C. §§ 157 and 1334. This matter is a core proceeding within the meaning of 28 U.S.C. § 157(b)(2)(F).

The Motion was timely filed on September 23, 2015 as the deadline for filing causes of action under 11 U.S.C. §§ 544, 545, 547, 548 or 553 is November 12, 2015 (the “**Avoidance Deadline**”).

The Motion and the “Notice of Objection Deadline and Final Hearing on Debtors’ Motion for Order Extending the Deadline for Filing Avoidance Actions Pursuant to 11 U.S.C. §§ 544, 545, 547, 548, or 553” [Dkt. No. 438] (the “**Notice**”) were duly served upon all parties entitled to receive notice pursuant to the certificate of service attached to the Notice, alerting creditors and parties-in-interest that if they wished to object to the Motion, objections must be filed on or before the date that was twenty-one (21) days after the date the Notice was mailed, plus three (3) days for service. That date passed on October 19, 2015. No objections to the Motion were filed.

The Court has the authority to extend the Avoidance Deadline for cause pursuant to 11 U.S.C. § 546 and Fed. R. Bankr. P. 9006(b). *In re D & L Energy, Inc.*, No. 13-40813 (Bankr. N.D. Ohio March 25, 2015) (unpublished); *Frentz v. Stites & Harbison (In re ThermoView Industries, Inc.)*, 381 B.R. 225, 226-27 (Bankr. W.D. Ky. 2008); *Frentz v. Stites & Harbison (In re ThermoView Industries, Inc.)* 2007 WL 4365376 at \*1 (Bankr. W.D. Ky. Dec. 11, 2007). *See also In re Mammoth Resource Partners, Inc.*, 2013 WL 1867624 at \*3 (Bankr. W.D. Ky. 2013);

*Marsh v. Levy et al. (In re Martin Levy of Berlin D.M.D., P.C.)*, 416 B.R. 1, 8 (Bankr. C.D. Mass. 2009); *Carr v. Klayman (In re Klayman)*, 228 B.R. 805, 807 (Bankr. M.D. Fla. 1999).

Based upon the foregoing, the good cause shown in the Motion, and the entire record before the Court in this case,

**IT IS HEREBY ORDERED:**

- A. Incorporating the findings of fact and conclusions of law made herein;
- B. Granting the relief requested by the Debtors in the Motion;
- C. Extending the Avoidance Deadline through August 8, 2016; and
- D. Vacating the final hearing set for October 28, 2015.

XXX END OF ORDER XXX

# Notice Recipients

District/Off: 1084-1  
Case: 13-13676-t11

User: christa  
Form ID: pdfor1

Date Created: 10/26/2015  
Total: 55

## Recipients submitted to the BNC (Bankruptcy Noticing Center) without an address:

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TOTAL: 1

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