

IT IS ORDERED

Date Entered on Docket: May 3, 2016



The Honorable David T. Thuma
United States Bankruptcy Judge

**UNITED STATES BANKRUPTCY COURT
FOR THE 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:

Case No. 13-13677-t11

Jointly Administered with:

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

This pleading applies to:

- All Debtors.
 Specific Debtor.

**ORDER APPROVING APPLICATION OF THE OFFICIAL COMMITTEE OF
UNSECURED CREDITORS FOR ORDER (I) AUTHORIZING AND
APPROVING THE EMPLOYMENT OF WILLIAM L. BETTINELLI AS
ABUSE CLAIMS REVIEWER AND (II) APPROVING PROCEDURES
FOR PRELIMINARY REVIEW OF TORT CLAIMS**

Upon consideration of the *Application of the Official Committee of*

Unsecured Creditors for an Order (i) Authorizing and Approving the Employment of

William L. Bettinelli as Abuse Claims Reviewer and (ii) Approving Procedures for Preliminary Review of Tort Claims [Docket No. 548] (the “Application”),¹ filed by the Committee in the above-captioned case, and upon the *Declaration of William L. Bettinelli* (the “Bettinelli Declaration”) in support of the Application; and the Court being satisfied based on the representations made in the Application and in the Bettinelli Declaration that William L. Bettinelli represents no interest adverse to the Debtors’ estates with respect to the matters upon which he is to be engaged, that he is a disinterested person as that term is defined under section 101(14) of the Bankruptcy Code and that his employment by the Committee is necessary; and the Court having jurisdiction to consider the Application and the relief requested therein pursuant to 28 U.S.C. §§ 157 and 1334; and this matter being a core proceeding pursuant to 28 U.S.C. § 157(b)(2); and venue being proper in this District pursuant to 28 U.S.C. §§ 1408 and 1409; and it appearing that the relief requested in the Application is in the best interests of the Debtors, Tort Claimants and other parties in interest; and the Committee having provided adequate and appropriate notice of the Application under the circumstances; and after due deliberation and good and sufficient cause appearing therefor,

IT IS HEREBY ORDERED THAT:

1. The Application is GRANTED.
2. In accordance with sections 328, 504, and 1103 of the Bankruptcy Code, Bankruptcy Rules 2014 and 2016 and NM LBR 2016-1, the Committee is authorized to employ and retain William L. Bettinelli as the Abuse Claims Reviewer on the terms set forth in the Application and the Bettinelli Declaration.

¹ Capitalized terms not otherwise defined herein shall have the meanings ascribed to them in the Application.

3. Any information submitted by holders of Tort Claims to Mr. Bettinelli shall be subject to a mediation privilege, and production of any information by a Tort Claimant (or a Sexual Abuse Claimant's counsel) to Mr. Bettinelli shall not constitute a waiver of any attorney-client privilege or attorney-work product doctrine, or any similar privilege or doctrine.

4. Mr. Bettinelli is authorized to render professional services to the Committee as described in the Application.

5. This Order and Mr. Bettinelli's review of the Tort Claims prior to confirmation of the Plan is without prejudice to a Tort Claimants right to accept or reject the Plan and to object to the Plan.

6. Mr. Bettinelli's review of the Tort Claims prior to confirmation of the Plan and any notice to Tort Claimants regarding such review and Allocation Protocol is not a solicitation to accept or reject the Plan.

7. The Committee and Mr. Bettinelli are authorized and empowered to take all actions necessary to implement the relief granted in this Order.

8. The terms and conditions of this Order shall be immediately effective and enforceable upon its entry.

9. This Court shall retain jurisdiction with respect to all matters arising from or related to the implementation of this Order.

XXX END OF ORDER XXX

Submitted by:

/s/ *Ilan D. Scharf*

James I. Stang (admitted pro hac vice)
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Unsecured Creditors of the Roman Catholic Church
of the Diocese of Gallup, a New Mexico corporation
sole, and the Bishop of the Roman Catholic Church
of the Diocese of Gallup, an Arizona corporation sole

CERTIFICATE OF SERVICE

Pursuant to F.R.C.P. 5(b)(3), F.R.B.P. 9036 and NM LBR 9036-1(b), I hereby certify that service of the foregoing “APPLICATION OF THE OFFICIAL COMMITTEE OF UNSECURED CREDITORS FOR ORDER (I) AUTHORIZING AND APPROVING THE EMPLOYMENT OF WILLIAM L. BETTINELLI AS ABUSE CLAIMS REVIEWER AND (II) APPROVING PROCEDURES FOR PRELIMINARY REVIEW OF TORT CLAIMS” will be made on April 8, 2016 as follows:

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