

SIGNED.



Dated: February 04, 2008

James M. Marlar
JAMES M. MARLAR
U.S. Bankruptcy Judge

IN THE UNITED STATES BANKRUPTCY COURT
FOR THE DISTRICT OF ARIZONA

<p>10 In re:</p> <p>11 THE ROMAN CATHOLIC CHURCH OF</p> <p>12 THE DIOCESE OF TUCSON <i>a.k.a.</i> THE</p> <p>13 DIOCESE OF TUCSON, an Arizona</p> <p>14 corporation sole,</p> <p style="text-align: right;">Debtor.</p>	<p>FILED</p>	<p>) Chapter 11</p> <p>) No. 4-04-bk-04721-JMM</p> <p>) MEMORANDUM DECISION</p>
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The Tort Claimants Committee has asked the court to approve a distribution from the reserve of money earmarked for unknown future claimants, consisting of minors and/or general unknown parties. (Dkt. #1162). The Tort Claimants have asked the court to release \$3,000,000, which could then be redistributed to them. The Unknown Claims class, represented by A. Bates Butler, opposes such relief, contending that the request is currently premature, and that the amount requested is too high. He suggests, however, that \$1,000,000 is a reasonable and realistic amount to reallocate and redistribute.

The guardian ad litem for the minor children class of claimants, Charles L. Arnold, agrees with Mr. Butler's position.

The court also believes that decisions which affect Unknown Claimants must be approached cautiously. The plan was confirmed in July, 2005, and was an emotional, as well as legal experience.

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1 The mutual effort of all involved produced a humane result. To move too quickly
2 could adversely impact innocent parties whom all have striven so diligently to protect. Caution must
3 therefore be the watchword. The court must give the Unknown Claims representatives' positions
4 deference.

5 Accordingly, the court will authorize the release of \$1,000,000 for redistribution,
6 pursuant to the confirmed plan. The parties may prepare a stipulated form of order for presentation
7 to the court.

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9 DATED AND SIGNED ABOVE.

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