

STATE OF RHODE ISLAND  
PROVIDENCE, SC.

SUPERIOR COURT

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St. Joseph Health Services of Rhode  
Island, Inc.

Vs.

PC 2017-3856

St. Josephs Health Services of Rhode  
Island Retirement Plan, as amended

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**CHARTERCARE COMMUNITY BOARD'S SECOND SUPPLEMENTAL  
RESPONSE TO SUBPOENA**

Pursuant to the Rhode Island Superior Court Rules of Civil Procedure, CharterCare Community Board (“CCCB”), by and through its undersigned counsel, hereby responds as follows to the Subpoena served on it by Max Wistow, Esq. (“Wistow”) as special counsel to the Receiver of the St. Joseph Health Services of Rhode Island (“SJHSRI”) Retirement Plan.

CCCB objects<sup>1</sup> to the requests that seek production of documents that are protected from disclosure by the work-product doctrine, attorney-client privilege or any other applicable privilege, and is producing without waiving such objection and subject to the Rhode Island Superior Court Rules of Civil Procedure, specifically Super. Ct. R. Civ. P. 26 as it relates to electronically stored information and Supreme Court Rules, Article X, Rule 8 Non-Public Filings.

CCCB refers Wistow to all documents previously produced by SJHSRI that are

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<sup>1</sup> CCCB reserves its objection to the introduction into evidence of any documents obtained by Wistow through this subpoena (or any other subpoena issued by Wistow in the above-captioned case) in any other proceeding.

responsive to this subpoena.

CCCB will supplement its production of documents when, as, and if further responsive documents are identified, and any supplemental production shall be made upon the same terms and objections.

Requests 1 to 15:

**Response:** Without waiving objection, see Exhibit 1 which contains an index of documents with bates-stamp number, custodian, and which identifies each request to which the documents pertain.

CharterCare Community Board,

By its attorneys,

/s/ George E. Lieberman

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Dated: April 26, 2018

**CERTIFICATION**

I hereby certify that on April 26, 2018, I caused to be served a true copy of the within document through the Rhode Island Judiciary's electronic filing system on the following parties. The document electronically filed and served is available for viewing and/or downloading from the Rhode Island Judiciary's Electronic Filing System.

Max Wistow, Esq.  
Wistow, Sheehan & Loveley, PC  
61 Weybosset Street  
Providence, RI 02903

/s/ George E. Lieberman

**EXHIBIT 1**

<b>Prod BegBates</b>	<b>Prod EndBates</b>	<b>Custodian</b>	<b>CCCB Categories</b>
SJHSRI-304611	SJHSRI-304612	Prospect	2-4
SJHSRI-304620	SJHSRI-304647	Prospect	1, 7
SJHSRI-304648	SJHSRI-304852	Prospect	1, 7
SJHSRI-304866	SJHSRI-304970	Prospect	1, 7, 15
SJHSRI-304971	SJHSRI-304992	Prospect	1, 7, 2-4
SJHSRI-304993	SJHSRI-305035	Prospect	1, 7, 2-4
SJHSRI-305036	SJHSRI-305091	Prospect	1, 7, 15
SJHSRI-305092	SJHSRI-305116	Prospect	1, 7, 15
SJHSRI-305117	SJHSRI-305136	Prospect	1, 15; 7
SJHSRI-305137	SJHSRI-305167	Prospect	1, 7
SJHSRI-305168	SJHSRI-305184	Prospect	1, 7
SJHSRI-305185	SJHSRI-305188	CRF	10
SJHSRI-305189	SJHSRI-305190	CRF	11, 12
SJHSRI-305191	SJHSRI-305252	CRF	1, 7; 11, 12