

STATE OF RHODE ISLAND  
PROVIDENCE, SC.

SUPERIOR COURT

\_\_\_\_\_  
ST. JOSEPH HEALTH SERVICES )  
OF RHODE ISLAND )

v. )

ST. JOSEPH HEALTH SERVICES )  
OF RHODE ISLAND RETIREMENT )  
PLAN, as amended )  
\_\_\_\_\_

C.A. No. PC-2017-3856

**STIPULATION AND CONSENT ORDER**

WHEREAS, Special Counsel for the Receiver of the St. Joseph Health Services of Rhode Island Retirement Plan (“Special Counsel”) served a subpoena (the “Subpoena”) on Prospect Chartercare, LLC, who, in addition to producing documents in its possession or control in response to the Subpoena, is producing documents in the possession or control of its subsidiaries Prospect Chartercare SJHSRI, LLC and Prospect Chartercare RWH, LLC (collectively the “Prospect Parties”) in response to the Subpoena; and

WHEREAS the Prospect Parties have made a rolling production over a period of months, and Special Counsel has advised counsel for the Prospect Parties that Special Counsel will seek relief from the Court unless a final date for production is agreed to by Special Counsel and the Prospect Parties and entered as an order of the Court.

NOW, THEREFORE, it is hereby stipulated and agreed that the Prospect Parties will complete their response to the Subpoena, including privilege logs, on or before August 31, 2018. Notwithstanding the commencement of the Federal Court Action, the

Prospect Parties agree to continue to comply with the Receivership Subpoenas, subject to the Prospect Parties' right to seek an Order from Judge Stern staying, modifying or quashing the Receivership Subpoenas and/or subject to an Order by Judge Smith in the Federal Court Action.

This Stipulation will be presented for entry as an order of the Court.

Dated: August 8, 2018

ATTORNEY STEPHEN DELSESTO,  
as Receiver for the St. Joseph Health  
Services Retirement Plan,  
By his Attorneys,

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PROSPECT CHARTERCARE, LLC,  
PROSPECT CHARTERCARE SJHSRI, LLC,  
And PROSPECT CHARTERCARE RWH, LLC,  
By their Attorneys,

/s/ Joseph V. Cavanagh, III  
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SO ORDERED:



Brian P. Stern  
Associate Justice

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Stern, J.

Dated: August 28, 2018

ENTER:

/s/ Carin Miley

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Dep. Clerk

Dated: August 28, 2018

**CERTIFICATE OF SERVICE**

I hereby certify that, on the 8<sup>th</sup> day of August, 2018, I filed and served the foregoing document through the electronic filing system on the following users of record:

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The document electronically filed and served is available for viewing and/or downloading from the Rhode Island Judiciary's Electronic Filing System.

/s/ Stephen P. Sheehan