

STATE OF RHODE ISLAND
PROVIDENCE, SC.

SUPERIOR COURT

St. Joseph Health Services of Rhode
Island, Inc.

Vs.

PC 2017-3856

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

**ST. JOSEPH HEALTH SERVICES OF RHODE ISLAND'S
FIRST SUPPLEMENTAL RESPONSE TO SUBPOENA**

Pursuant to Rule 45 of the Rhode Island Superior Court Rules of Civil Procedure, St. Joseph Health Services of Rhode Island (“SJHSRI”), 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 Retirement Plan.

SJHSRI objects to each and every request that seeks information, communications, or documents that are privileged or protected from disclosure by the work-product doctrine, attorney-client privilege, or any other applicable privilege. SJHSRI objects to each and every request, instruction and definition to the extent that it attempts to impose burdens on it in excess of those imposed by the Rhode Island Superior Court Rules of Civil Procedure. SJHSRI objects to each and every request that subjects SJHSRI to undue burden. SJHSRI objects to each and every request that is unreasonably duplicative, seeks information or documents that are obtainable from some other source that is more convenient, less burdensome or less

expensive. The above objections are incorporated in each of the following responses without waiver.

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

34. All documents (including disks of documents) relating to any *cy pres* petition or matter, including *In re: CharterCARE Health Partners Foundation, Roger Williams Hospital, and St. Joseph Health Services of Rhode Island* (KM-2015-0035), *In re CharterCARE Health Partners* (PB-2011-6822), *Saint Joseph Health Services and Saint Joseph Health Services Foundation v. Patrick C. Lynch* (PB-2009-6693), *Roger Williams Hospital v. Patrick C. Lynch* (PB-2009-6694), and *Roger Williams Medical Center v. Patrick Lynch* (PB-2009-6695), including any reports or disclosures submitted to the Attorney General's office relating to *cy pres* matters;

Response: See SJHSRI4607 to SJHSRI4674. In further response, SJHSRI refers Wistow to all documents subsequently produced which may be responsive to this request.

35. All documents (including accounting records) relating to transfers or dispositions of assets that are or were the subject of any *cy pres* petition;

Response: See SJHSRI4675 to SJHSRI4688. In further response, SJHSRI refers Wistow to all documents subsequently produced which may be responsive to this request.

37. All documents relating to the assets of SJHSRI (as distinguished from those of its affiliated entities) since 2003;

Response: See SJHSRI4689 to SJHSRI4726. In further response, SJHSRI refers Wistow to all documents subsequently produced which may be responsive to this request.

38. All documents relating to the assets of SJHSRI (as consolidated with its affiliated entities) since 2003;

Response: See response to Request 37.

St. Joseph Health Services of Rhode Island,

By its attorneys,

/s/ Richard J. Land

Richard J. Land
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Dated: November 9, 2017

CERTIFICATE OF SERVICE

I hereby certify that on November 9, 2017, I 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.

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/s/ Richard J. Land