

STATE OF RHODE ISLAND  
PROVIDENCE, SC

SUPERIOR COURT

CHARTERCARE COMMUNITY BOARD

v.

SAMUEL LEE, ET AL

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C.A. No.: PC-2019-3654

Hearing Date: March 6, 2020  
@ 9:30 a.m.

**PLAN RECEIVER AND LIQUIDATING RECEIVER'S MOTION  
TO COMPEL PRODUCTION OF DOCUMENTS AND OTHER  
INFORMATION FROM PROSPECT CHARTERCARE, LLC**

Stephen Del Sesto (as Receiver for the St. Joseph Health Services of Rhode Island Retirement Plan) and Plaintiff CharterCARE Community Board (through Thomas Hemmendinger, Liquidating Receiver of CharterCARE Community Board, St. Joseph Health Services of Rhode Island, and Roger Williams Hospital) submit this motion to compel production of documents and other information from Defendant Prospect Chartercare, LLC pursuant to the Stipulation and Consent Order entered on April 25, 2019.

In support of the motion, the movants submit their memorandum of law.

Respectfully submitted,

Stephen Del Sesto as Plan Receiver,  
By his Attorney,

/s/ Max Wistow  
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Plaintiff, CharterCARE Community Board,  
by its Liquidating Receiver

/s/ Thomas S. Hemmendinger  
Thomas S. Hemmendinger (#3122)  
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Dated: February 20, 2020

**CERTIFICATION**

I certify that movants have in good faith conferred or attempted to confer with the party failing to make the discovery in an effort to secure the information or material without court action.

/s/ Stephen P. Sheehan

**CERTIFICATE OF SERVICE**

I hereby certify that, on the 20th day of February, 2020, 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/ Max Wistow \_\_\_\_\_