

STATE OF RHODE ISLAND AND PROVIDENCE PLANTATIONS

PROVIDENCE, sc.

SUPERIOR COURT

ST. JOSEPH HEALTH SERVICES OF
RHODE ISLAND, INC.,

vs.

No. PC-2017-3856

ST. JOSEPHS HEALTH SERVICES OF
RHODE ISLAND RETIREMENT PLAN, as
amended

**STATUS UPDATE CONCERNING THE ROMAN CATHOLIC BISHOP
OF PROVIDENCE, A CORPORATION SOLE'S RESPONSE TO SUBPOENA**

The Roman Catholic Bishop of Providence, a corporation sole ("RCB"), files this status report regarding its response to the subpoena ("Subpoena") served by special counsel to the court-appointed receiver ("Special Counsel") in the above-referenced proceedings.

1. On December 4, 2017, RCB made a production of over 7000 pages in response to the Subpoena.
2. Immediately following a hearing on December 5, 2017, counsel for RCB and Special Counsel met and conferred regarding RCB's response to the Subpoena. Special Counsel requested that RCB provide it with additional information regarding how RCB conducted its search for and production of documents responsive to the Subpoena. RCB agreed.
3. To that end, on December 6, 2017, RCB sent correspondence to Special Counsel and provided information as to (a) the custodians of records and locations searched and not searched, (b) documents not produced, and (c) quality control steps that RCB was taking relative to the production.
4. This correspondence served as the focal point for discussions at Special Counsel and RCB's subsequent meet and confer on December 8, 2017.

5. At that meeting, RCB provided Special Counsel with additional documents responsive to the Subpoena collected from one individual whose records were not available in time to be included in RCB's December 4 production. The parties then went through RCB's December 6 correspondence and addressed Special Counsel's questions.

6. From that discussion, Special Counsel requested, and RCB agreed, to provide additional information regarding its correspondence, and to produce specific documents. RCB agreed to (a) provide further detail as to which records were searched, (b) identify the specific individuals who searched for records potentially responsive to the Subpoena and describe how they searched for such records, (c) provide additional information about pension-related records that were produced, (d) produce Bates-labeled versions of the documents provided at the December 8 meeting, and (e) substitute complete copies of emails for emails that were missing attachments in the December 4 production.

7. The parties also discussed the "Election of Benefit" forms described at the December 5 hearing. They agreed that such documents could be produced pursuant to a protective order. Counsel for RCB will circulate a proposed protective order for Special Counsel's review, which RCB will provide for entry upon receiving Special Counsel's approval.

8. In light of the progress made during the meet and confer, Special Counsel agreed that RCB may produce a privilege log on or before December 15, 2017.

9. Following the meet and confer, the parties informed the Court in chambers that their meeting was productive.

10. RCB believes that meet and confer has resulted in significant progress and will continue to work with Special Counsel in an effort to resolve any issues that may arise in a cooperative manner and without the need for the Court's intervention.

Respectfully Submitted,

**NON-PARTY ROMAN CATHOLIC
BISHOP OF PROVIDENCE, A
CORPORATION SOLE**

By its attorneys,

PARTRIDGE SNOW & HAHN LLP

/s/ Howard Merten

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Date: December 12, 2017

CERTIFICATE OF SERVICE

I hereby certify that, on the 12th day of December, 2017:

I filed and served this document through the electronic filing system on all parties registered therein to receive notice in this case.

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/s/ Howard Merten _____