

STATE OF RHODE ISLAND  
PROVIDENCE, SC

SUPERIOR COURT

---

ST. JOSEPH HEALTH SERVICES OF  
RHODE ISLAND

vs.

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

---

C.A. No. PC-2017-3856

**STIPULATION**

Special Counsel for the Respondent, the Receivership Estate and Adler Pollock & Sheehan P.C. (“AP&S”), hereby stipulate and agree that with respect to the civil subpoena (“Subpoena”) issued to AP&S dated January 24, 2018:

1. On or about February 14, 2018, AP&S shall make production of its hard copy files that are responsive to the Subpoena screened for attorney-client privilege and work product. If AP&S chooses to produce such documents as they are kept in the regular course of business, AP&S will include copies of file folders, dividers or other documents that structure the file, and any existing indexes of the files. If AP&S has such documents electronically scanned, AP&S shall produce documents in pdf form.

2. On or after February 15, 2018, AP&S shall begin a rolling production of electronically stored documents that are responsive to the Subpoena screened for attorney-client privilege and work product which rolling production shall conclude on March 25, 2018. AP&S shall produce documents in pdf form.

3. Within two (2) weeks of conclusion of production, AP&S shall produce a privilege log identifying all documents withheld for production on the basis of attorney-client privilege or work product.

4. Documents produced by AP&S shall be subject to the provisions of Superior Court Rules of Civil Procedure 26(b)(7) and 45(c)(3)(C) as set forth in the Superior Court Order 17-0006.

5. Production shall also be made in accordance with Section 5 of the Proposed Case Management Plan Regarding Electronically Stored Information filed on December 7, 2017 regarding "Method for Asserting Confidentiality."

6. This Stipulation shall be without prejudice to the rights of either party hereto to seek additional or further relief from the Court.

**ADLER POLLOCK & SHEEHAN P.C.,**

By its Attorneys,

/s/ William M. Dolan III  
William M. Dolan III (#4524)  
Adler Pollock & Sheehan P.C.  
One Citizens Plaza, 8<sup>th</sup> Floor  
Providence, RI 02903  
401-274-7200  
401-751-0604 Fax  
[wdolan@apslaw.com](mailto:wdolan@apslaw.com)

**RESPONDENT**

**THE RECEIVERSHIP ESTATE,**

By its Attorneys,

/s/ Stephen P. Sheehan  
Max Wistow (#0330)  
Stephen P. Sheehan (#4030)  
Benjamin Ledsham (#7956)  
Wistow, Sheehan & Loveley, PC  
61 Weybosset Street  
Providence, RI 02903  
401-831-2700  
401-272-9752 Fax  
[mwistow@wistbar.com](mailto:mwistow@wistbar.com)  
[spsheehan@wistbar.com](mailto:spsheehan@wistbar.com)  
[bledsham@wistbar.com](mailto:bledsham@wistbar.com)

Date: February 9, 2018

**CERTIFICATE OF SERVICE**

I hereby certify that on February 9, 2018 the within document was electronically filed and served through the Rhode Island Superior Court Case Management System by means of the electronic filing system (EFS) and is available for viewing and/or downloading by counsel of record.

/s/ William M. Dolan III  
William M. Dolan III