

**UNITED STATES DISTRICT COURT
DISTRICT OF RHODE ISLAND**

STEPHEN DEL SESTO, AS RECEIVER :
AND ADMINISTRATOR OF THE ST. :
JOSEPH HEALTH SERVICES OF RHODE: ISLAND RETIREMENT PLAN et al., :
Plaintiffs :

VS. :

C.A. No.: 1:18-CV-00328LDA

PROSPECT CHARTERCARE, LLC et al :
Defendants :

NOTICE

The Office of Attorney General acknowledges Attorney Howard Merten’s notice challenging the constitutionality of R.I. Gen. Law § 23-17.14-35. The Attorney General will not intervene at this time to brief the constitutional issue involved, unless the Court believes that such a memorandum would be helpful. The Attorney General reserves the right to reconsider this decision, or to intervene and brief this matter upon appeal. The Appellant should notify this office if this matter proceeds to appeal.

Respectfully Submitted:

State of Rhode Island,
By Their Attorney,

PETER F. NERONHA
ATTORNEY GENERAL

/s/ Michael W. Field
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CERTIFICATE OF SERVICE

I hereby certify that on the 21st day of February, 2019, the foregoing document has been filed electronically through the Rhode Island ECF system, is available for viewing and downloading and will be sent electronically to the counsel who are registered participants identified on the Notice of Electronic Filing.

/s/ Michael W. Field