

**STATE OF RHODE ISLAND
PROVIDENCE, SC.**

SUPERIOR COURT

St. Joseph Health Services of Rhode Island,
Inc.

Petitioner

vs.

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

Respondent

Bank of America, in its capacity as Trustee of
Respondent

Nominal Respondent

PC 2017-3856

**AMENDED ORDER APPROVING RECEIVER'S INITIAL RECOMMENDATIONS
REGARDING (1) MONTHLY BENEFIT PAYMENT MODIFICATIONS; AND (2)
RELEASE OF STAY RELATIVE TO THE PROCESSING OF PENDING BENEFITS
ELECTIONS AND PROPERLY FILED APPLICATIONS FOR BENEFITS**

This matter having come on for Hearing on March 29, 2018, before the Rhode Island Superior Court sitting for Providence County, the Honorable Judge Brian Stern presiding, on the Receiver's Initial Recommendations Regarding (1) Monthly Benefit Payment Modifications; and (2) Release of Stay Relative to the Processing of Pending Benefits Elections and Properly Filed Applications for Benefits (the "Recommendation") by Stephen F. Del Sesto, Esq., Temporary and Permanent Receiver herein, and the Court being satisfied that Notice of said Hearing has been given to all pension holders, interested parties and creditors of the Respondent, it is hereby

ORDERED, ADJUDGED AND DECREED:

1. That the Recommendation is APPROVED;
2. That for the reasons provided in the Receiver's Recommendation, any modification to monthly benefit payments be further deferred for a period of approximately ninety (90) days;

3. That for the reasons provided in the Receiver's Recommendation, the Orders Appointing Temporary and Permanent Receiver be modified, specifically paragraphs 6 and 15 of the Orders, respectively, to partially lift the Court-imposed stay for the limited purpose only of permitting Plan participants' elections not previously processed prior to the commencement of the receivership proceeding and applications for benefits submitted post commencement of the receivership proceeding to be processed;

4. The entry of this Order vacates paragraph 1 of this Court's Order dated September 1, 2017. All other provisions of the September 1, 2017 Order remain in full force and effect until further order of this Court; and

5. The Court notes that no objections to the Recommendation had been filed or advanced at the hearing; however, the Court and the Receiver acknowledge that all parties have requested a full reservation of rights in connection with this Recommendation and any future recommendations that may be made by the Receiver, if any.

ENTERED as an Order of this Court this 13th day of April, 2018.

ENTERED:


Brian P. Stern
Associate Justice

Stern, J.
April 13th, 2018

BY ORDER:

/s/ Carin Miley

Clerk, Superior Court
April 13th, 2018

Presented by:

13th

/s/ Stephen F. Del Sesto

Stephen F. Del Sesto, Esq.,
as and only as Permanent Receiver for
St. Josephs Health Services of RI Retirement Plan
c/o Pierce Atwood LLP
One Financial Plaza, 26th Floor
Providence, RI 02903
401-490-3415
sdelsesto@pierceatwood.com
April 11, 2018