

UNITED STATE DISTRICT COURT
FOR THE 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,	:	
v.	:	C. A. No. 18-cv-00328-WES-LDA
	:	
	:	
PROSPECT CHARTERCARE, LLC, et al.	:	
	:	
Defendants.	:	

JOINT MOTION FOR APPROVAL OF STIPULATION ESTABLISHING DEADLINES
REGARDING RESPONSES TO THE PLAINTIFFS’ FIRST AMENDED COMPLAINT

The parties, by and through their undersigned counsel, hereby request pursuant to Fed. R. Civ. P. 6(b)(1)(A) and LR Cv 29, that the Court approve the attached stipulation (the “Stipulation”) establishing deadlines regarding responses to the Plaintiffs’ First Amended Complaint (Dkt. No. 60).

As set forth in the Stipulation, the Parties have agreed, subject to the Court’s approval, that:

1. Defendants The Angell Pension Group, Inc., Roman Catholic Bishop of Providence, a corporation sole, Diocesan Administration Corporation, Diocesan Service Corporation, CharterCare Foundation, Prospect Medical Holdings, Inc., Prospect East Holdings, Inc., Prospect CharterCare, LLC, Prospect CharterCare SJHSRI, and Prospect CharterCare RWMC shall have up to and including **December 4, 2018** to respond to the First Amended Complaint.

2. The Plaintiffs shall have up to and including **February 4, 2019** to object to any motions filed in response to the First Amended Complaint by the Defendants identified in paragraph 1;

3. The Defendants identified in paragraph 1 shall have up to and including **March 4, 2019** to file replies to any objections filed by the Plaintiffs;

4. Defendants St. Joseph Health Services of Rhode Island, Roger Williams Hospital, and CharterCare Community Board shall have thirty days following any order denying approval of their proposed settlement with the Plaintiffs to respond to the First Amended Complaint; and

5. The Rhode Island Community Foundation shall have until ten days following the Court's decision on the last of the dispositive motions filed pursuant to paragraph 1 (or, if no motion is filed, until December 14, 2018) to answer the First Amended Complaint.

The parties submit that the proposed schedule is appropriate given the issues involved and will not unduly delay the progress of this litigation. In light of the foregoing, the parties request that the Court approve the Stipulation as presented.

Defendant,
CharterCare Foundation

By its attorney,

/s/ Andrew R. Dennington
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Defendant,
Rhode Island Community Foundation

By its attorneys,

/s/ David A. Wollin
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Defendants,
Prospect Medical Holdings, Inc. and
Prospect East Holdings, Inc.

By its Attorneys,

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Defendants,
Roman Catholic Bishop of Providence,
a corporation sole,
Diocesan Administration Corporation
and Diocesan Service Corporation,

By their Attorneys,

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Paul M. Kessimian, Esq. (#7127)
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Defendants,
St. Joseph Health Services of Rhode Island;
Roger Williams Hospital; and
Chartercare Community Board

By their Attorneys,

/s/ Robert D. Fine
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Defendant,
The Angell Pension Group, Inc.

By its Attorneys,

/s/ Steven J. Boyajian
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Defendants,
Prospect CharterCare, LLC,
Prospect CharterCare, SJHSRI, and
Prospect CharterCare RWMC,

By their attorneys,

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Plaintiffs,
By their Attorneys,

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CERTIFICATE OF SERVICE

I hereby certify that on the 19th day of October, 2018, I have caused the within Joint Motion for Approval of Stipulation Establishing Deadlines Regarding Responses to the Plaintiffs' First Amended Complaint to be filed with the Court via the ECF filing system. As such, this document will be electronically sent to the registered participants identified on the Notice of Electronic Filing (NEF).

/s/ Steven J. Boyajian
Steven J. Boyajian

Exhibit A

UNITED STATE DISTRICT COURT
FOR THE 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,	:	
v.	:	C. A. No. 18-cv-00328-WES-LDA
	:	
	:	
PROSPECT CHARTERCARE, LLC, et al.	:	
	:	
Defendants.	:	

STIPULATION ESTABLISHING DEADLINES
REGARDING RESPONSES TO THE PLAINTIFFS' FIRST AMENDED COMPLAINT

Subject to the Court's approval in accordance with LR Cv 29, the parties hereby stipulate and agree as follows:

1. Defendants The Angell Pension Group, Inc., Roman Catholic Bishop of Providence, a corporation sole, Diocesan Administration Corporation, Diocesan Service Corporation, CharterCare Foundation, Prospect Medical Holdings, Inc., Prospect East Holdings, Inc., Prospect CharterCare, LLC, Prospect CharterCare SJHSRI, and Prospect CharterCare RWMC shall have up to and including **December 4, 2018** to respond to the First Amended Complaint.

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5. The Rhode Island Community Foundation shall have until ten days following the Court's decision on the last of the dispositive motions filed pursuant to paragraph 1 (or, if no motion is filed, until December 14, 2018) to answer the First Amended Complaint.

APPROVED:

Hon. William E. Smith
Chief United States District Judge

CONSENTED TO IN FORM AND SUBSTANCE:

Defendant,
CharterCare Foundation

Defendant,
Rhode Island Community Foundation

By its attorney,

By its attorneys,

/s/ Andrew R. Dennington
Andrew R. Dennington (RI Bar #7528)
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Defendants,
Prospect CharterCare, LLC,
Prospect CharterCare, SJHSRI, and
Prospect CharterCare RWMC,

By their attorneys,

/s/ Joseph V. Cavanagh, III, Esq.
Joseph V. Cavanagh, III, Esq. (#6907)
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Plaintiffs,
By their Attorneys,

/s/ Stephen P. Sheehan
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