

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

**SUPERIOR COURT**

St. Joseph Health Services of Rhode Island, Inc.  
*Petitioner*

vs.

PC 2017-3856

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

Bank of America, in its capacity as Trustee of  
Respondent  
*Nominal Respondent*

**ORDER APPROVING RECEIVER'S TENTH INTERIM REPORT AND NINTH INTERIM  
REQUEST FOR APPROVAL OF FEES, COSTS AND EXPENSES**

This matter having come on for Hearing on September 13, 2019, before the Rhode Island Superior Court sitting for Providence County, the Honorable Judge Brian Stern presiding, on the Receiver's Tenth Interim Report and Ninth Interim Request for Approval of Fees, Costs and Expenses (the "Tenth Report") by Stephen F. Del Sesto, Esq., Temporary and Permanent Receiver herein, the "Prospect Entities' Objection to Receiver's Ninth Interim Request for Approval of Fees, Costs and Expenses" (the "Prospect Objection") and the Receiver's Reply to the Prospect Objection. The Court being satisfied that Notice of said Hearing has been given to all pension holders, interested parties and creditors of the Respondent as set forth in the Affidavit of Notice filed by the Receiver relative to said Tenth Report, it is hereby

**ORDERED, ADJUDGED AND DECREED:**

1. That, at this time, the Court makes no ruling on the Prospect Objection or the Receiver's Reply to the Prospect Objection;
2. That the Tenth Interim Report of Stephen F. Del Sesto, Esq., in his capacity as Temporary and Permanent Receiver herein, and all acts, doings, and disbursements of said Receiver and Special Counsel to date are hereby approved, confirmed and ratified;
3. That the fees, costs and expenses incurred by the Receiver during the period of April 1, 2019 through and including June 30, 2019 (the "Invoice Period") are fair and reasonable;

4. That the Receiver's Ninth Interim request for fees incurred during the Invoice Period in the amount of \$ 102,105.00 and costs and expenses in the amount of \$965.44 are all hereby approved in full. The Receiver is authorized and directed to pay himself in full from available sources of cash in or held by the Estate;

5. That the Eleventh Interim Report and Tenth Interim Request for Fees of the Receiver will be scheduled for hearing on November 21, 2019, at 9:30am;

6. That the Receiver's oral recommendation to further postpone any modification to monthly benefit payments until, at least, the hearing on the Receiver's Eleventh Interim Report is GRANTED;

7. That the Receiver's Bond previously posted in this matter shall remain in place until ordered cancelled by this Court;

8. That this matter shall remain open and the Order Appointing Permanent Receiver entered herein shall remain in full force and effect until further Order of this Court; and

9. The effective date of this Order shall be *nunc pro tunc* as of September 13, 2019.

ENTERED as an Order of this Court this 16th day of September, 2019.

ENTERED:   
Brian P. Stern  
Associate Justice

Stern, J.  
September 16, 2019

BY ORDER: /s/ Carin Miley  
Deputy Clerk I  
September 16, 2019

Clerk, Superior Court  
September 16, 2019

Presented by:

/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, 26<sup>th</sup> Floor  
Providence, RI 02903  
401-490-3415  
[sdelsesto@pierceatwood.com](mailto:sdelsesto@pierceatwood.com)  
September 13, 2019