

**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 SECOND INTERIM REPORT AND REQUEST FOR
APPROVAL OF FEES, COSTS AND EXPENSES**

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 Second Interim Report and Request for Approval of Fees, Costs and Expenses (the "Second Report") 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 as set forth in the Affidavit of Notice filed by the Receiver relative to said Second Report, it is hereby

ORDERED, ADJUDGED AND DECREED:

1. That the Second 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;
2. That the fees, costs and expenses incurred by the Receiver and the Receiver's Special Counsel during the period of November 1, 2017, through and including February 28, 2018 (the "Invoice Period"), are fair and reasonable;

3. That the Receiver's First Interim request for fees incurred during the Invoice Period in the amount of \$128,943.00 and costs and expenses in the amount of \$1,875.67 are all hereby approved in full. The Receiver is authorized and directed to pay himself in full from available cash-on-hand in the Estate;

4. That the Receiver's First Interim request for fees incurred by the Receiver's Special Counsel, Wistow Sheehan & Loveley PC ("WSL"), during the Invoice Period in the amount of \$201,562.50 and costs and expenses in the amount of \$39,294.12 are all hereby approved in full. The Receiver is authorized and directed to pay WSL in full from available cash-on-hand in the Estate;

5. That the Receiver's request to release the First Report Reserves ordered held back in connection with the Receiver's First Interim Report and Request for Approval of Fees, Costs and Expenses is approved in full. The Receiver is authorized and directed to pay himself and WSL the First Report Reserves in full from available cash-on-hand in the Estate;

6. That the next interim report of the Receiver will be filed and scheduled for hearing within approximately sixty (60) days from entry of this Order;

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

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.

ENTERED as an Order of this Court this 3rd day of April, 2018.

ENTERED:



Brian P. Stern
Associate Justice

Stern, J.

April 3, 2018

BY ORDER:

/s/ Carin Miley

Clerk, Superior Court

April 3, 2018

Presented by:

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