

STATE OF RHODE ISLAND
 PROVIDENCE, SC

SUPERIOR COURT

ST. JOSEPH HEALTH SERVICES OF
 RHODE ISLAND, INC.

v.

ST. JOSEPH'S HEALTH SERVICES OF
 RHODE ISLAND RETIREMENT PLAN,
 AS AMENDED

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C.A. No.: PC-2017-3856

ORDER

Stephen F. Del Sesto, Esq., solely in his capacity as the Permanent Receiver (the "Plan Receiver") of the St. Joseph Health Services of Rhode Island Retirement Plan (the "Plan"), having filed his Petition to Approve and Pay Fees to Wistow, Sheehan & Loveley, PC ("Special Counsel") on May 24, 2022, and no objections having been filed or made, and the Petition having come on for hearing on June 21, 2022, and for the reasons stated on the record, it is hereby,

ORDERED:

1. The Petition is granted;
2. Special Counsel's fees are approved as fair, reasonable, in the best interest of the receivership estate, and in conformity with Special Counsel's fee agreement approved by this Court by its order dated October 17, 2017;
3. The Plan Receiver is authorized and instructed to pay \$258,597.29 to Special Counsel (representing 23 1/3% of the \$1,108,274.12 already received by the Plan Receiver pursuant to the Court's Order of April 7, 2022 in the liquidating receivership action captioned *In re: CharterCARE*

Community Board, St. Joseph Health Services of Rhode Island, and Roger Williams Hospital, C.A. No. PC-2019-11756); and

4. The Plan Receiver is authorized and instructed to pay 23 1/3% of any future income or distributions upon receipt from the Trusts¹ to Special Counsel.

ORDERED:



Brian P. Stern
Associate Justice

Stern, J.

Dated: June 30, 2022

ENTERED:

/s/ **Carin Miley**

Dep. Clerk **Deputy Clerk I**

June 30, 2022

Dated:

¹ I.e. the following trusts: The Trust under Will of Sarah S. Brown dated June 21, 1911; The Trust under Will of C. Prescott Knight dated November 14, 1932; The Trust under Will of George Luther Flint dated June 25, 1935; The Miriam C. Horton Trust dated August 9, 1948, as amended by its entirety and restated on June 12, 1963 and modified by a Memorandum of Understanding dated June 24, 2004 between Fleet National Bank (now Bank of America, N.A.), RWH and Brown University; The Trust under Will of Albert K. Steinert dated July 11, 1927; The Herbert G. Townsend Trust dated January 2, 1929, as restated on June 14, 1949, as amended on October 6, 1955, and as modified by agreement dated November 18, 1971; and The Trust under Will of Albert K. Steinert dated July 11, 1927) (the "Trusts").

Presented on June 21, 2022
by:

/s/ Max Wistow

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CERTIFICATE OF SERVICE

I hereby certify that, on the 21st day of June, 2022, I filed and served the foregoing document through the electronic filing system on the following users of record:

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The document electronically filed and served is available for viewing and/or downloading from the Rhode Island Judiciary's Electronic Filing System.

/s/ Stephen Del Sesto