

STATE OF RHODE ISLAND
PROVIDENCE, SC.

RECEIVED
SECRETARY OF STATE
CORPORATIONS DIV
2009 DEC -7 PM 12:12
SUPERIOR COURT

126270

JULIA A. NAHAS,

Plaintiff

vs.

NAZZ, INC., d/b/a 3 STEEPLE
STREET,

Defendant

P.M. No: PB 09-6848

ORDER APPOINTING TEMPORARY RECEIVER

The above-identified proceeding having come before the Honorable Associate Justice Michael A. Silverstein on this 30th day of November, 2009, upon Plaintiff, Julia A. Nahas ("Nahas") Petition for Appointment of a Receiver for Defendant, Nazz, Inc., d/b/a 3 Steeple Street ("Nazz"), and after considering the papers and pleadings in this matter, as well as the statements and representations of counsel, it is hereby

ORDERED, ADJUGED & DECREED

1. That W. Mark Russo of PC&V, Rhode Island be and hereby is appointed Temporary Receiver ("Receiver") of Nazz.

2. That said Receiver shall, no later than five (5) days from the date hereof, file a bond in the sum of \$ 10,000 with any surety company authorized to do business in the State of Rhode Island as surety thereon, conditioned that the Receiver will well and truly perform the duties of said office and duly account for all monies and property which may come into the Receiver's hands and abide by and perform all things which the Receiver will be directed to do by this Court.

3. That said Receiver is authorized to take possession and charge of the property and assets of Nazz, to collect the debts and property belonging to it and to preserve the same until further order of this Court.

4. That said Receiver is authorized until further Order of this Court, in the Receiver's discretion and as said Receiver deems appropriate and advisable, to conduct the business of Nazz, to borrow money from time to time, to purchase for cash or upon credit, merchandise, materials

and other property, to engage employees and assistants, clerical or otherwise, and to do and perform or cause to be done and performed all other acts and things as are appropriate in the premises.

5. That, pursuant to and in compliance with Rhode Island Supreme Court Executive Order No. 95-01, this Court finds that the designation of the afore-described person for appointment as Receiver herein is warranted and required because of the Receiver's specialized expertise and experience in operating businesses in Receivership and in administering non-routine Receiverships which involve unusual or complex legal, financial, or business issues.

6. That the commencement, prosecution, or continuance of the prosecution, of any action, suit, arbitration proceeding, hearing, or any foreclosure, reclamation or repossession proceeding, both judicial and non-judicial, or any other proceeding, in law, or in equity or under any statute, or otherwise, against Nazz or any of its property, in any Court, agency, tribunal, or elsewhere, or before any arbitrator, or otherwise by any creditor, stockholder, corporation, partnership or any other person, or the levy of any attachment, execution or other process upon or against any property of Nazz, or the taking or attempting to take into possession any property in the possession of Nazz or of which Nazz has the right to possession, or the cancellation at any time during the Receivership proceeding herein of any insurance policy, lease or other contract with Nazz, by any of such parties as aforesaid, other than the Receiver designated as aforesaid, or the termination of telephone, electric, gas or other utility service to Nazz, by any public utility, without prior approval thereof from this Court, in which connection said Receiver shall be entitled to prior notice and an opportunity to be heard, are hereby restrained and enjoined until further Order of this Court.

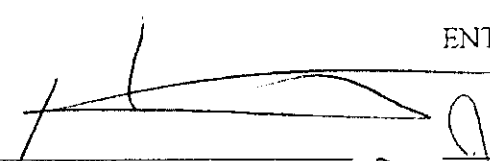
7. That a Citation be issued to Nazz, returnable to the Superior Court sitting at Providence County, State of Rhode Island on December ~~22~~²² at 9:30 a.m., at which time and place this cause is set down for Hearing on the prayer for the Appointment of a Permanent Receiver; that the Clerk of this Court shall give Notice of the pendency of the Petition herein by publishing this Order Appointing Temporary Receiver once in *The Providence Journal* on or before December ~~8~~⁸, 2009 so long as the Receiver's Bond has been filed, and the Receiver shall give further notice by mailing, on or before December ~~15~~¹⁵, 2009, a copy of said Order Appointing Temporary Receiver to each of Nazz's creditors and stockholders whose address is known or may become known to the Receiver.

8. This Order is entered by virtue of and pursuant to this Court's equity powers and pursuant to its powers as authorized by the laws and statutes of the State of Rhode Island.

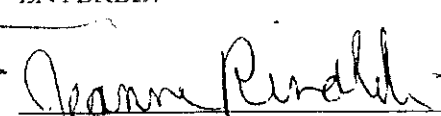
ENTERED as an Order of this Court this ____ day of November, 2009.

BY ORDER:

ENTERED:



The Honorable Michael A. Silverstein
Associate Justice

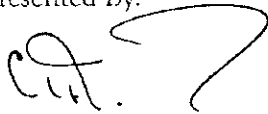


Dep. Clerk, Superior Court

11/30/09

11-30-09

Presented By:



Christopher M. Mulhearn (#5188)
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55 Pine Street, Fourth Floor
Providence, RI 02903
Tel.: (401) 533-9330
Fax.: (401) 533-9333
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Dated: November 30, 2009

True Copy Attest



Office of Clerk of Superior Court
Courthouse of Providence & Bristol
Providence, Rhode Island

FERRUCCI RUSSO P.C.
COUNSELLORS AT LAW

Joanna M. Achille
jachille@firlawri.com

December 2, 2009

Rhode Island Secretary of State
Corporations Division
148 West River Street
Providence, RI 02904-2615

RECEIVED
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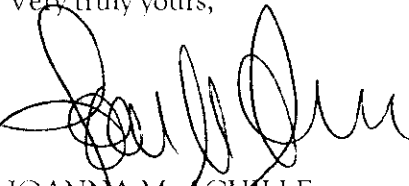
Re: Nazz, Inc. d/b/a 3 Steeple Street

Dear Sir or Madam:

Enclosed is a copy of the Order appointing W. Mark Russo, Esq. Temporary Receiver of the above-referenced company.

Should you have any questions regarding this matter, please do not hesitate to contact me.

Very truly yours,



JOANNA M. ACHILLE

JMA:ljv
Enclosure