

155473

STATE OF RHODE ISLAND  
PROVIDENCE, SC.

SUPERIOR COURT

Gary Gray,	:
Plaintiff	:
	:
v.	:
	:
Effin's Pub, LLC; Effin's Last Resort,	:
LLC; and The Woods, LLC,	:
Defendants	:

P.M. No.: PB 08-8028

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SECRETARY OF STATE  
CORPORATIONS DIV

ORDER

The Receiver, pursuant to this Court's Order dated October 8, 2010, conditionally dismissing the Receivership, submits this Order.

In accordance therewith, it is hereby ORDERED:

1. As pursuant to the terms this Court's Conditional Order Dismissing the Receivership dated October 8, 2010, the instant Receivership is dismissed pursuant to the following terms and conditions.
2. The assets of Effin's Pub, LLC, Effin's Last Resort LLC and The Woods, LLC (the "Receivership Estates") are dismissed from this proceeding such that the refinancing with Navigant Credit Union ("Navigant Financing") can proceed free and clear of any claims, liens and encumbrances arising from the instant proceeding.
3. The claims of Gary Gray in this proceeding and under the Consent Order dated August 20, 2009 are deemed to be discharged only with regard to the above-identified proceeding. Notwithstanding this Order, however, said determination shall not discharge, satisfy or otherwise effect any and all of the claims of Gary Gray that have been asserted in that certain Chapter 7 bankruptcy proceeding more commonly known, and identified, as *In re William T. Gowen & Linda T. Gowen*, Bk. No.: 10-10674.
4. \$11,000 from the closing shall be escrowed with the Receiver pending final claims adjudication of the Division of Taxation's claim identified as claim P5 in this Court's Order dated March 16, 2010.

5. \$28,000 from the closing shall be escrowed with the Receiver pending final claims adjudication of an alleged claim by GT Funding Corporation.
6. \$18,000 from the closing shall be escrowed with the Receiver pending the Court's review and approval of the Receiver's fees and expenses in this matter.
7. The Receivership Estates shall remain open solely to resolve those issues set forth in paragraph 3 through 5 above, pending the Receiver's final report.

Entered as an order of this Court on this \_\_ day of November, 2010.

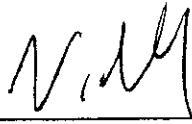
PER ORDER:

ENTER:

\_\_\_\_\_ J

\_\_\_\_\_ Clerk

Presented by:



W. Mark Russo (#3937) in his capacity as the  
Duly appointed Receiver of Effin's Pub, LLC,  
Effin's Last Resort, LLC and The Woods, LLC  
Ferrucci Russo P.C.  
55 Pine Street – 4<sup>th</sup> Floor  
Providence, RI 02903  
Tel: (401) 455-1000  
Fax: (401) 455-7778  
Email: [mrusso@frlawri.com](mailto:mrusso@frlawri.com)  
Dated: November 16, 2010

**CERTIFICATE OF SERVICE**

I hereby certify that a true and accurate copy of the within was served via first-class, postage prepaid mail upon the following on this 16 day of November, 2010

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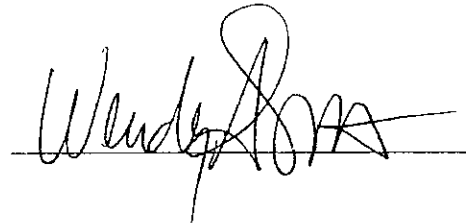
Steven DelSesto, Receiver of  
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A handwritten signature in black ink, appearing to read "Wendy Romo", written over a horizontal line.

STATE OF RHODE ISLAND  
PROVIDENCE, SC

SUPERIOR COURT

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Plaintiff :  
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**NOTICE TO CREDITORS AND ALL INTERESTED PARTIES**

The attached Order is being submitted to the Superior Court Justice, Michael A. Silverstein, as pursuant to the Court's Order Conditionally Dismissing the Receivership Proceedings dated October 8, 2010.

The Court is holding the Order in Chambers until a closing on the Navigant Credit Union ("Navigant") financing takes place. The Receiver's most current information is that the closing on the Navigant financing is taking place on November 18, 2010.

Dated: November 17, 2010