

STATE OF RHODE ISLAND
WASHINGTON, SC.

SUPERIOR COURT

TIMOTHY PELLECCIONE,

Petitioner

vs.

TGP, LLC, doing business as
PELLEY'S 19th HOLE,

Respondent

136235

W.M. No.: WB 13-0427

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RECEIVED
SECRETARY OF STATE
CORPORATIONS DIV

ORDER APPOINTING TEMPORARY RECEIVER

The above-identified proceeding having come before the Honorable Michael A. Silverstein on this 16th day of August, 2013, upon Petitioner, Timothy Pelleccione's ("Pelleccione") Petition for Appointment of a Receiver, and after considering the papers and pleadings in this matter, as well as the statements and representations of counsel, and upon consideration thereof, it is hereby

ORDERED, ADJUGED & DECREED

1. That W. Mark Russo, Esq. of Providence, Rhode Island, be and hereby is appointed Temporary Receiver (the "Receiver") of the Respondent, TGP, LLC, doing business as Pelly's 19th Hole ("TGP").

2. That said Receiver shall, no later than five (5) days from the date hereof, file a bond in the sum of \$10,000.00 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 TGP, 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 TGP, to

SUPERIOR COURT
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HENRY S. KINCH JR. CLERK

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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.

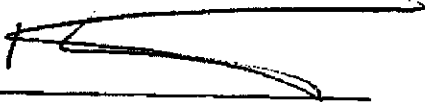
6. That the commencement, prosecution, or continuance of the prosecution, of any action, suit, arbitration proceeding, hearing, or any foreclosure, reclamation or repossession proceeding, both judicial and non-judicial, or any other proceeding, in law, or in equity or under any statute, or otherwise, against TGP or any of its property, in any Court, agency, tribunal, or elsewhere, or before any arbitrator, or otherwise by any creditor, member, corporation, partnership or any other person, or the levy of any attachment, execution or other process upon or against any property of TGP, or the taking or attempting to take into possession any property in the possession of TGP, or of which TGP 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 TGP, 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 TGP, 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 TGP, returnable to the Superior Court sitting at Washington County Superior Court, c/o Noel Judicial Complex, 222 Quaker Lane, Warwick, Rhode Island, on September 6, 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 August 23, 2013, so long as the Receiver's Bond has been filed, and the Receiver shall give further notice by mailing, on or before August 30, 2013, a copy of said Order Appointing Temporary Receiver to each of TGP's creditors and members 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 August, 2013.

ENTER:


Associate Justice

Silverstein

8/16/2013

BY ORDER:


Clerk, Superior Court

8-16-13



BUSINESS LITIGATION
RECEIVERSHIP
PROJECT DEVELOPMENT

55 PINE STREET, PROVIDENCE, RI 02903
401.455.1000 WWW.FRLAWRI.COM

John A. Dorsey
jdorsey@frlawri.com

August 19, 2013

Rhode Island Secretary of State
337 Westminster Street
Providence, Rhode Island 02903

RE: *Timothy Pelleccione v. TGP, LLC, d/b/a Pelly's 19th Hole*
C.A. No. WB13-0427

To Whom It May Concern:

We wanted to take an opportunity to write regarding the above-referenced matter. Please be advised that W. Mark Russo, Esq. of our office was recently appointed as Temporary Receiver for TGP, LLC, d/b/a Pelly's 19th Hole ("Pelly's"). We are enclosing a courtesy copy of the Temporary Receivership Order for Pelly's for your reference.

Should you have any questions or if we can provide any additional information, please do not hesitate to contact our office.

Thank you for your time and assistance with this matter.

Sincerely,



JOHN A. DORSEY

JAD/gd

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