

\49635 Vincent A. Indeglia

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June 24, 2014

TO: CREDITORS AND OTHER PARTIES IN INTEREST

Re: Sheila M. O'Connell v. SMOC, LLC, d/b/a The UPS Store, Center #4137 KB-2014-0636

On Jack 11,2014 the Rhode Island Superior Court in Kent County entered an Order, appointing the undersigned the Temporary Receiver for SMOC, LLC, d/b/a The UPS Store, Center #4137 ('UPS"), a copy of which is attached hereto for reference. A receivership is a state court-supervised proceeding and the Receiver is an Officer of the Court appointed for the custody and care of the assets of UPS. The Receiver is in the process of assessing and securing UPS's assets.

Please be advised that a hearing on the appointment of a Permanent Receiver is scheduled to be heard on <u>June 30, 2014 at 9:30 a.m. at the Kent County Superior Court, 222 Quaker Lane, Warwick, RI 02886</u>. Creditors and other interested parties are welcome to attend but are not required to do so. In connection with the Receivership, all creditors are enjoined and stayed from taking any action to enforce their claims against UPS and/or its assets. If you have question, regarding any aspect of the foregoing, please contact the undersigned Receiver.

Sincerely, INDEGLIA & ASSOCIATES

Vincent A. Indeglia, Esq. Temporary Receiver for

SMOC, LLC, d/b/a The UPS Store, Center #4137

**Enclosure** 

STATE OF RHODE ISLAND KENT, SC.	SUPERIOR COURT
SHEILA M. O'CONNELL	<u> </u>
Petitioner	: :
vs.	E.M. No.: KB-2014-0630
SMOC, LLC., Doing	: •
Business as THE UPS STORE,	•
CENTER #4137	· .
CELLECTION	14 A
Respondent	ن الله الله الله الله الله الله الله الل
Respondent	ာ္က်
ORDER AP	POINTING TEMPORARY RECEIVER
The above-identified proceeding having come before the Honorable 5 = on this 17TH day of 500 = 2014, upon Petitioner, Sheila M. O'Connell	
•	ment of a Receiver, and after considering the papers and pleadings
in this matter, as well as the states	nents and representations of counsel, and upon consideration
thereof, it is hereby	
ORDERED, ADJUGED & DECREED	
1. That Vinus Inc., Leg. of WALWECK, Rhode Island be and hereby is appointed Temporary Receiver (the "Receiver") of the Respondent, SMOC, LLC, doing business as The UPS Store, Center #4137 ("The UPS Store').	

That said Receiver shall, no later than five (5) days from the date hereof, file a bond in

That said Receiver is authorized to take possession and charge of the property and

the sum of \$\(\frac{1}{2}\)\ OUO 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

assets of The UPS Store, to collect the debts and property belonging to it and to preserve the same

abide by and perform all things which the Receiver will be directed to do by this Court.

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 The UPS Store 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 administrating 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 The UPS Store 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 The UPS Store, or the taking or attempting to take into possession any property in the possession of The UPS Store or of which The UPS Store 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 The UPS Store, 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 The UPS Store, 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.
- 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.

ENTER:

PER ORDER:

PER ORDER:

Justice

PER ORDER:

Clerk, Superior Court (Leptury)

Presented By:

Thomas A. Tarro, III (#2046)

Tarro & Marotti Law Firm, LLC

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Dated: December 9, 2013