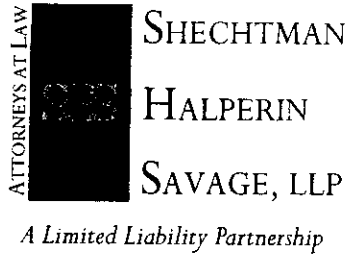


August 4, 2014



797309

2014 AUG -5 AM 10: 21
SECRETARY OF STATE
CORPORATIONS DIV

NOTICE TO ALL CREDITORS AND PARTIES IN INTEREST

**RE: Nico Enterprises, LLC
a/k/a Music Man Café
a/k/a Frosty Dog and/or Frosty Paws
(hereafter together referred to as "Nico")**

On July 14, 2014 the Rhode Island Superior Court serving Providence County entered an Order appointing the undersigned Temporary Receiver (the "Order") of the assets and business of Nico. A copy of the Order is enclosed for your records and reference.

A Receivership is a state court insolvency proceeding. A Receiver is an officer of the Court, appointed for the purpose of representing the interests of all creditors. Our office does not and has not represented Nico or its principals, and I have been appointed as a neutral, impartial Receiver for the purpose of stabilizing Nico's financial affairs and ultimately marketing and selling Nico's assets for the highest value with the purpose of maximizing recovery for creditors.

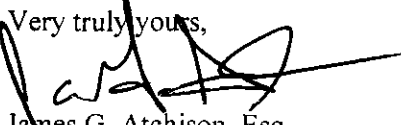
No private sale of assets, no approval of secured or any other claims, and no distribution to creditors will take place without notice to all creditors and other parties in interest who file a Proof of Claim with the Receiver and after a hearing thereon before the Providence County Rhode Island Superior Court.

Please note that the hearing with respect to the appointment of a Permanent Receiver originally scheduled for August 4, 2014, has been rescheduled by the Court until **AUGUST 18, 2014, at 9:30 a.m.** in the Providence County Superior Court. You will receive a Proof of Claim to be completed along with additional instructions within a few weeks following the appointment of Permanent Receiver. Creditors and other interested parties are welcome to attend, **but are not required to do so.**

In connection with the Receivership, as set forth in Paragraph 6 of the Order, creditors are restrained and enjoined from taking any action to enforce any and all claims that they may be entitled to assert against Nico and/or its assets.

Should you have any questions regarding any aspect of the foregoing, please feel free to contact James G. Atchison, Esq. (jatchison@shslawfirm.com) or Danielle M. Smith, Managing Paralegal (dsmith@shslawfirm.com) via email, or via telephone at (401) 272-1400.

Very truly yours,


James G. Atchison, Esq.
Temporary Receiver of Nico Enterprises, LLC
and not individually

Enclosure

1080 Main Street
Pawtucket, Rhode Island 02860
p 401.272.1400 f 401.272.1403

www.shslawfirm.com



SUPERIOR COURT
OMNIBUS CALENDAR ASSIGNMENT FORM

Providence/Bristol County Kent County Washington County Newport County

A/Fred Saccoccia
Nico Enterprises, LLC d/b/a Mma's Market

CASE NUMBER
PC-14-3421

REQUESTED CALENDAR ASSIGNMENT
 J JURY TRIAL TRIAL CALENDAR N NON-JURY TRIAL

FORMAL SPECIAL CAUSE CALENDAR

<input type="checkbox"/> AGA AGENCY APPEAL	<input type="checkbox"/> PEN PETITION TO ENFORCE
<input type="checkbox"/> AOD ASSESSMENT OF DAMAGES	<input type="checkbox"/> PIN PETITION FOR INSTRUCTIONS
<input type="checkbox"/> CNA CONFIRM ARBITRATION	<input type="checkbox"/> PRC PETITION TO RECLAIM
<input type="checkbox"/> DEJ DECLARATORY JUDGMENT	<input type="checkbox"/> PES PETITION TO SELL
<input type="checkbox"/> EOJ ENTRY OF JUDGMENT	<input type="checkbox"/> PPI PRELIMINARY INJUNCTION
<input type="checkbox"/> FFR FIRST AND FINAL REPORT	<input type="checkbox"/> PCL PROOF OF CLAIM
<input type="checkbox"/> FFR FORECLOSURE of RIGHT of REDEMPTION	<input checked="" type="checkbox"/> RCP RECEIVERSHIP PROCEEDINGS
<input type="checkbox"/> FRS FRIENDLY SUIT	<input type="checkbox"/> SPP SUPPLEMENTARY PROCEEDINGS
<input type="checkbox"/> OPC ORAL PROOF OF CLAIM	<input type="checkbox"/> TPR TEMPORARY RESTRAINING ORDER
<input type="checkbox"/> MMN MANDATORY INJUNCTION	<input type="checkbox"/> TIP TITLE PROCEEDINGS
<input type="checkbox"/> MEL MECHANIC'S LIEN	<input type="checkbox"/> TSP TRUSTEE PROCEEDINGS
<input type="checkbox"/> MAT MOTION TO ATTACH	<input type="checkbox"/> VAR VACATE ARBITRATION
<input type="checkbox"/> PRT PARTITION PROCEEDINGS	<input type="checkbox"/> WOM WRIT OF MANDAMUS
<input type="checkbox"/> PAT PETITION TO APPOINT TEMPORARY RECEIVER	<input type="checkbox"/> WOR WRIT OF REPLEVIN
<input type="checkbox"/> OTH OTHER FORMAL SPECIAL CAUSE MATTER:	

DISPOSITIVE MOTION CALENDAR

MTD MOTION TO DISMISS UNDER RULE 12

MJP MOTION FOR ENTRY OF JUDGMENT ON PLEADINGS

MPS MOTION FOR PARTIAL SUMMARY JUDGMENT

MSG MOTION FOR SUMMARY JUDGMENT

MOT OTHER DISPOSITIVE MOTION:

HEARING DATE: *8/18/2014* FSC MOTION CLERK: *Business SD/66 DVS* DATE: *7-25-2014*

SPECIAL MASTER CALENDAR

OTH OTHER MATTER:

HEARING DATE: CLERK:

METHOD OF ASSIGNMENT

MOTION TO ASSIGN

STIPULATION TO ASSIGN

COURT ORDER PURSUANT TO TEMPORARY EX PARTE ORDER

BASED ON METHOD OF ASSIGNMENT STATE ANY RELEVANT INFORMATION BELOW

ATTORNEYS SIGNATURES	DATE	DATE/TIME STAMP
PLAINTIFFS	DEFENDANTS	
PRINT NAME		

DISTRIBUTION - COURT, PLAINTIFF'S ATTORNEY, DEFENDANT'S ATTORNEY, CALENDAR CLERK.

STATE OF RHODE ISLAND
PROVIDENCE, SC.

SUPERIOR COURT

ALFRED J. SACCOCCIA,
Petitioner,

vs.

NICO ENTERPRISES, LLC d/b/a
MUSIC MAN CAFÉ
Respondent.

P.B. No.: 2014- 3421

ORDER APPOINTING TEMPORARY RECEIVER

This cause came on to be heard upon Petitioner, Alfred J. Saccoccia's Verified Petition for Appointment of a Receiver and, upon consideration thereof, it is hereby

ORDERED, ADJUGED AND DECREED

1. That James Addison, Esq. be and hereby is appointed Temporary Receiver (the "Receiver") of the Respondent, NICO Enterprises, LLC d/b/a Music Man Café.

2. That said Receiver shall, no later than five (5) days from the date hereof, file a bond in the sum of ten Thousand and 00/100 dollars (\$ 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 the Respondent, 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 said Respondent, to use such monies as shall come into the Receiver's hands and possession, as far as the same shall be necessary, for the above purposes and for continuing the business of said Respondent, 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 (except that Receiver shall first obtain *ex parte* approval to hire attorneys, accountants and turn-around professionals), and to do and perform or cause to be done and performed all other acts and things as are appropriate in the premises until further order of this Court.

SUPERIOR COURT
FILED
TERRY S. SINCH JR. CLERK
2014 JUL 14 P 12:00

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 is warranted and required because of the Receiver's specialized expertise and experience.

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 said Respondent 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 said Respondent, or the taking or attempting to take into possession any property in the possession of the Respondent or of which the Respondent 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 Respondent, 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 Respondent, by any public utility, without prior approval thereof from this Honorable 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 said Respondent, returnable to the Superior Court sitting at Providence County, Rhode Island on ~~August 4~~, 2014, 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 ~~July 21~~, 2014, so long as the Receiver's Bond has been filed, and the Receiver shall give further notice by mailing, on or before ~~July 28~~, 2014, a copy of said Order Appointing Temporary Receiver to each of Respondent's creditors and stockholders whose addresses are known or may become known to the Receiver.

Continued to 8/18/2014

ENTERED as an Order of this Court this 14th day of July, 2014.

BY ORDER:

Associate Justice

[Signature]
S. J. Donohue
7/14/2014

ENTER:

Clerk, Superior Court

[Signature]
Danubia E. Puig
Assistant Clerk

Dated: July 14, 2014

Presented by:

[Signature]

Stephen F. Del Sesto, Esq. (#6336)
Donoghue Barrett & Singal
155 South Main Street, Suite 102
Providence, RI 02903
(401) 454-0400 (telephone)
(401) 454-0404 (facsimile)
sdelsesto@dbslawfirm.com
Date: July 10, 2014

SUPERIOR COURT
FILED
BRYAN KINCH JR. CLERK

2014 JUL 14 12:06