

29923

STATE OF RHODE ISLAND
WASHINGTON, SC.

SUPERIOR COURT

CHARLES S. KINNEY, CHIEF
EXECUTIVE OFFICER AND TRUSTEE,
Plaintiff,

v.

WESTERLY HOSPITAL HEALTHCARE, INC.,
THE WESTERLY HOSPITAL, ATLANTIC
MEDICAL GROUP, INC., OCEAN MYST, MSO
LLC, WOMEN'S HEALTH OF WESTERLY,
LLC, AND NORTH STONINGTON HEALTH
CENTER, INC.,
Defendants.

C.A. No. WB-2011-0781

2015 OCT 19 AM 11:47

RECEIVED
CLERK OF SUPERIOR COURT
WASHINGTON COUNTY
DIVISIONS DIV

ORDER

This matter having come before the Court on the 6th day of August, 2015, on the Permanent Special Master's Third and Final Affidavit of Compliance Report and after hearing thereon, as well as consideration of the papers and pleadings submitted to the Court, as well as the representations of counsel in open Court, it is hereby:

ORDERED, ADJUDGED and DECREED

1. The Special Master's Third and Final Affidavit of Compliance Report is hereby *APPROVED*;
2. All of the acts, doings and disbursements of the Special Master as of the filing date of the Third and Final Affidavit of Compliance Report are hereby approved, confirmed and ratified;
3. The Special Master's fees and expenses as set forth in the Third and Final Affidavit of Compliance Report in the amount of \$194,606.00 for the reporting period of December, 2014 through July 21, 2015, are hereby approved and the Special Master is authorized to pay said fees and expenses forthwith. Notwithstanding, the Special Master shall

reserve the amount of \$1,612.00 from said payment and add said amount to the reserve set forth in paragraph 5, below;

4. The Special Master is hereby authorized to pay the fees and expenses of Adler Pollock & Sheehan, P.C. in the amount of \$6,800.00 forthwith;

5. The Special Master is hereby authorized to release payment of the fees and expenses of DiGennaro & Palumbo, LLP in the amount of \$10,000.00 forthwith;

6. The Special Master is hereby authorized to reserve the amount of \$15,000.00 to cover any miscellaneous administrative expenses incurred in the final administrative conclusion of the Estate;

7. The Special Master is hereby authorized to donate the amount of \$36,301.31 to the Westerly Hospital Foundation;

8. TWH in Mastership and Westerly Hospital Healthcare, Inc. are hereby dissolved;

9. The Special Master's Bond is hereby ordered cancelled; and

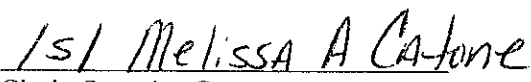
10. Pursuant to ¶3 of the September 10, 2012, Sale Order, the instant proceedings are hereby stayed until further order of the Court.

ENTERED as an Order of this Court this 10 day of August, 2015.

ENTER:


Associate Justice

BY ORDER:


Clerk, Superior Court

Case Number: WB-2011-0781
Filed in Washington County Superior Court
Submitted: 8/6/2015 4:30:54 PM
Envelope: 288906
Reviewer: Demonica Lynch

Submitted by

/s/ W. Mark Russo

W. Mark Russo (#3937), Special Master

Ferrucci Russo P.C.

55 Pine Street, 4th Floor

Providence, RI 02903

Tel.: (401) 455-1000

Fax: (401) 455-7778

Dated: August 6, 2015

CERTIFICATION OF SERVICE

I hereby certified that on this 6th day of August, 2015, I filed and serve this document through the electronic filing system on the parties listed on Schedule A attached hereto

/s/ W. Mark Russo

SCHEDULE A

Allan Shine, Esq. - ashine@crflp.com
Richard Land, Esq. - rland@crflp.com
Richard Beretta, Esq. - Rberetta@apslaw.com
Patricia Rocha, Esq. - procha@apslaw.com
Russell Marsella, Esq. - russell.marsella@bcbsri.org
Stephen Izzi, Esq. - sizzi@mosesafonso.com
Stephen Richard, Esq. srichard@nixonpeabody.com
Stephen D. Zubiago, Esq. SZubiago@nixonpeabody.com
Victor Milione, Esq - vmilione@nixonpeabody.com
Theodore Orson, Esq. torson@orsonandbrusini.com
Kathryn Enright, Esq. kenright@riag.ri.gov; dmilia@riag.ri.gov
Joseph DiOrio, Esq. jmdiorio@dioriolaw.com; spthomas@dioriolaw.com
Chip Palmer - ghpalmer@dioriolaw.com
Scott Brown, Esq. sbrown@LRLaw.com
A. Neil Hartzell, Esq. - neil.hartzell@leclairryan.com
Thomas Sullivan, Esq. - tom.sullivan@philips.com
Jennifer Wood, Esq. - jwood@ltgov.state.ri.us
Ian Hammel, Esq. - iahammel@mintz.com
Ann-Ellen Hornige, Esq. - AHornidge@mintz.com
Herb Olson, Esq. - Herb.Olson@ohic.ri.gov
Aaron Siegman, Esq. - asiegman@kmksc.com
Christopher Callaci, Esq. - ccallaci@unap.org
Jeffrey G. Latham, Esq. - jlatham@tld-law.com
Richard Ratcliffe, Esq. - rratcliffe@rhbglaw.com
Tamara Wolfson, Esq. - twolfson@andersonkreiger.com
Lisa M. Peters, Esq. - Lisa.Peters@kutakrock.com
Robert D. Fine - RFine@crflp.com
Don E. Wineberg - dwineberg@crflp.com
Jeff Chase-Lubitz, Esq. - jfcl@dbslawfirm.com
Stephen F. DelSesto, Esq. - sdelsesto@dbslawfirm.com
Lori L. Purkey, Esq. - purkey@purkeyandassociates.com
Thomas J. Liguori, Jr., Esq. - tomliguori@cherenzia.com
Bruce Borrus, Esq. - bborrus@riddellwilliams.com
Michael Jenkinson - mjenkinson@rifoundation.org
Mark Pfeiffer - pfeiffer70@gmail.com
Jennifer V. Doran, Esq. - jdoran@haslaw.com
Charles W. Normand - ; cnormand@hinckleyallen.com
Steven J. Boyajian - SBoyajian@rc.com
Scott A. Zuber - szuber@wolffsamson.com
Patricia Kapsch - patricia.kapsch@usbank.com
Lara Shipkovitz - lshipkovitz@bernsteinlaw.com
Peter J. Furness - peter@bhrlaw.com
Linda Rekas Sloan - linda@lrslawassociates.com
Justin T. Shay - jshay@cm-law.com

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Filed in Washington County Superior Court
Submitted: 8/6/2015 4:30:54 PM
Envelope: 288906
Reviewer: Demonica Lynch

Jason R. Burke - jburke@hopperblackwell.com
Thomas C. Angelone - angelonelaw@aol.com
Dawn Houle - dhoule@hcc-law.com
Christopher Mulhearn - cmulhearn@mulhearnlawri.com
Victor J. Orsinger - vjo@onltlaw.com
Brooks Magratten - bmagratten@pierceanwood.com
Shari Williams - williams.shari@pbgc.gov
Barry Feigenbaum - BFeigenbaum@ROGfNLAW.com
Thomas J. Capalbo, Jr. - tjc@cchlawoffice.com
Michael Pushee - MPushee@formisanoandcompany.com
Robert Rich, Esq. - rrich2@hunton.com
Brian Burns, Esq. - BRIAN_T_BURNS@progressive.com
John P. McCoy - jmccoy@benjestlaw.com
John Conlon - john.conlon@ricoh-usa.com
Mark P. Gagliardi - mark@gagliardiilaw.net
Paul J. Cirillo - paul_j_cirillo@uhc.com
Jason R. Burke - jburke@hopperblackwell.com
Cynthia Warren - cwarren@cm-law.com
[Miriam Weizenbaum - miriam@delucaandweizenbaum.com](mailto:Miriam.Weizenbaum@delucaandweizenbaum.com)

/s/ W. Mark Russo

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

John Dorsey
jdorsey@firlawri.com

October 14, 2015

Rhode Island Secretary of State
Business Services
148 West River Street
Providence, RI 02904-2615

RECEIVED
CLERK OF SUPERIOR
COURT
CORPORATIONS DIV.
2015 OCT 19 AM 11:47

RE: *Kinney v. Westerly Hospital et al., C.A. No. 2011-781*

To Whom It May Concern:

Please be advised that the enclosed Order approving the Special Master's Third and Final Affidavit of Compliance Report has been entered in the above-referenced Mastership proceeding. Pursuant to the Order, TWH in Mastership and Westerly Hospital Healthcare, Inc., have been ordered dissolved. A copy of the Order is enclosed for your reference.

Please do not hesitate to contact our office with any questions. Thank you for your time and attention.

Very truly yours,



JOHN A. DORSEY

JAD/kam

Enclosure

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