

STATE OF RHODE ISLAND
PROVIDENCE, SC.

SUPERIOR COURT

RIHANI PLASTICS, INC.

VS.

SUSAN L. FARMER, in her
official capacity as Secretary
of State of the State of Rhode
Island

C.A. No. 86-5036

COMPLAINT FOR REINSTATEMENT OF CORPORATE CHARTER

1) This is a proceeding in accordance with the provisions of R.I.G.L.A. Section 7-1.1-133 as amended.

2) The plaintiff is a corporation organized under the laws of the State of Rhode Island with its principal place of business in the City of Cranston, County of Providence, State of Rhode Island.

3) The defendant, Susan L. Farmer, is the Secretary of State for the State of Rhode Island. This action is brought against her in her official capacity.

4) Plaintiff was duly organized as a corporation under Rhode Island law, on or about October 31, 1978. Since that time it has conducted its business within the State and observed all the laws of the State including those related to business corporations. Plaintiff because of mistake, inadvertance and/or excusable neglect, failed to file Annual Reports for the years 1983, 1984, 1985 and 1986 with the defendant.

5) The corporate charter of the plaintiff has been revoked for failure to file said Annual Reports, said revocation occurring on September 29, 1983.

6) On information and belief, relief sought here will in no way prejudice creditors, other third parties, or stockholders of plaintiff. On information and belief the name of the plaintiff corporation has neither been used nor reserved by third parties since the subject action of the Secretary of State.

WHEREFORE, plaintiff moves this Court to order and direct defendant to the following:

1) Accept the Annual Reports of the plaintiff for the year 1983, 1984, 1985 and 1986, as attached hereto and made a part hereof

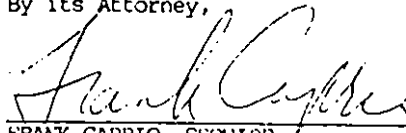
and file those Reports with the Records of the Secretary of State.

2) Accept whatever filing fees may be due by virtue of her acceptance of these Annual Reports.

3) Reinstate the charter of the plaintiff and make that reinstatement effective retroactively since the date of its forfeiture.

4) Take such other action as this Court may deem just in the circumstances of this case.

RIHANI PLASTICS, INC.
By its Attorney,



FRANK CAPRIO, ESQUIRE
One Center Place
Providence, Rhode Island 02903

VERIFICATION

I, GHALEB A. RIHANI, hereby depose and say that I am an officer of the plaintiff corporation in the within action; and I have reason to believe the foregoing Complaint and the statement contained in it are true to the best of my knowledge and I can swear to this on the basis of personal knowledge.



GHALEB A. RIHANI

STATE OF RHODE ISLAND
PROVIDENCE, SC.

SUPERIOR COURT

RIHANI PLASTICS, INC. :

VS. :

SUSAN L. FARMER, in her
official capacity as
Secretary of State for the
State of Rhode Island :

C.A. No.

ORDER

This cause came on to be heard before this Honorable Court upon the plaintiff's Complaint to Reinstate the Charter of the Corporation and file the Annual Reports required by statute to be filed, and after hearing statement of counsel, it is hereby:

ORDERED

1) Plaintiff may file upon payment of the filing fee its Annual Reports for the years 1983, 1984, 1985 and 1986 as attached to the Complaint and made a part hereof.

2) That the defendant shall accept the filing upon the payment of the filing fee for said Annual Reports for the years 1983, 1984, 1985 and 1986.

3) Upon filing of said Annual Reports and the payment of the filing fee, the defendant shall reinstate the charter of the plaintiff corporation and consider the same in good standing retroactive to the date of its forfeiture.


4) Plaintiff hereby waives any right to a hearing de novo pursuant to R.I.G.L.A. 7-1.1-133.

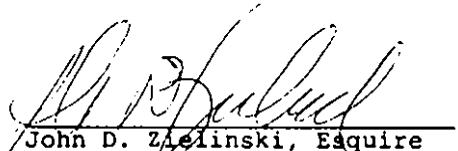
ENTERED as an Order of Court this 21st day of November, 1986.

ENTER:


Justice

ASSENTED TO:


Frank Caprio, Esquire
One Center Place
Providence, Rhode Island 02903
(401) 861-6200


John D. Zielinski, Esquire
Legal Counsel
Secretary of State

CERTIFICATION

I, the undersigned, hereby certify that on the ~~20th~~ ^{21st} day of
~~November~~ ^{November}, 1986, I ~~mailed~~ ^{sent by hand} a copy of the within Order to David
Zelinski, Esquire, Legal Counsel for the Secretary of State,
Room 8AA, State House, Providence, Rhode Island 02903.

Michael D. Chiro

State of Rhode Island and Providence Plantations

PROVIDENCE, SC.

SUPERIOR COURT

Civil Action, File No.....

RIHANI PLASTICS, INC.

Plaintiff

vs.

SUSAN L. FARMER, in her official
capacity as Secretary of State
for the State of Rhode Island

Defendant

Summons

To the above-named Defendant:

The above-named plaintiff has brought an action against you in said Superior Court at Providence. You are hereby summoned and required to serve upon..... FRANK CAPRIO, ESQUIRE

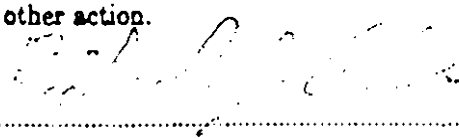
plaintiff's attorney, whose address is..... One Center Place

..... Providence, Rhode Island 02903

an answer to the complaint which is herewith served upon you, within 20 days after service of this summons upon you, exclusive of the day of service.

If you fail to do so, judgment by default will be taken against you for the relief demanded in the complaint. Your answer must also be filed with the court.

As provided in Rule 13(a), unless the relief demanded in the complaint is for damage arising out of your ownership, maintenance, operation or control of a motor vehicle, or unless otherwise provided in Rule 13(a), your answer must state as a counterclaim any related claim which you may have against the plaintiff, or you will thereafter be barred from making such claim in any other action.



CLERK

Dated: November 19, 1986

(Seal of the Superior Court)

STATE OF RHODE ISLAND AND PROVIDENCE PLANTATIONS

....., SC

PROOF OF SERVICE

I hereby certify that on the day of I served a copy of this summons and a copy of the complaint received therewith upon

.....
in the following manner:

By delivering a copy of the summons and complaint to him personally.

By leaving a copy of the summons and complaint at his dwelling house,

....., with a person of suitable age and discretion then residing therein.
(address)

By leaving a copy of the summons and complaint at his usual place of abode,

....., with a person of suitable age and discretion then residing therein.

By delivering a copy of the summons and complaint to an agent authorized by appointment or by law to receive service of process, namely

Such agent being one designated by statute to receive service, further notice as the statute requires was given as follows:

.....
.....
.....

Sheriff's Fees

Travel \$

▲ Service. . . . \$

\$

Deputy Sheriff

CIVIL ACTION

FILE NO.

SUMMONS

SUPERIOR COURT

RIHANI PLASTICS, INC.

VS

SUSAN L. FARMER, in her official capacity
as Secretary of State for the State of
Rhode Island

Please serve the defendant c/o
David Zelinski, Esquire
Legal Counsel for the Secretary of State,
Room 8AA, State House
Providence, Rhode Island 02903

ATTORNEY FOR PLAINTIFF

Note: Returnable to Plaintiff's Attorney forthwith after service. Proof of Service to be filed within time during which the person served must respond.