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January 18, 2024

Via first class mail, postage pre-paid

Rhode Island Secretary of State
Corporations Division
148 W. River Street
Providence, RI 02904

RE: Michael R. Rose, Jr. v. RC&D, Inc. and RC&D Services, LLC
CA No.: PC-2019-1670

Dear Madam or Sir:

Enclosed please find a copy of the *Order Approving Receiver's Final Report and Request for Approval of Fees, Costs and Expenses* entered by the Rhode Island Superior Court on January 5, 2024 (the "Final Order"). In accordance with the terms of the Final Order, specifically paragraph 5 therein, the above referenced corporations are ordered dissolved.

Please contact me should you have any questions regarding this matter.

Sincerely,

Julie Zaccagnini
Julie Zaccagnini

Enclosure

REC'D RIDGEBSD
24 JAN 23 AM 12:50:45
SUPERIOR COURT

STATE OF RHODE ISLAND
PROVIDENCE, SC.

MICHAEL F. ROSE, JR.
PETITIONER

VS.

RC&D, INC. and RC&D SERVICES, LLC
RESPONDENTS

P.C. NO. 2019-1670

**ORDER APPROVING RECEIVER'S FINAL REPORT AND RECOMMENDATION
AND REQUEST FOR APPROVAL OF FEES, COSTS AND EXPENSES**

This matter came before this Court for WebEx hearing on the 18th day of December, 2023, on the Receiver's Final Report and Recommendation and Request for Approval of Fees, Cost and Expenses (the "Final Report") by Stephen F. Del Sesto, Esq., Receiver herein, and the Court being satisfied that Notice of said Final Report hearing has been given to all stockholders and creditors of the Respondents as set forth in the Affidavit of Notice filed by the Receiver relative to said Final Report, it is hereby

ORDERED, ADJUDGED, AND DECREED:

1. That the Final Report of Stephen F. Del Sesto, Temporary and Permanent Receiver herein, and all acts, doings, and disbursements of said Receiver to date are hereby approved, confirmed and ratified;
2. That the Receiver's request for fees and expenses accrued from October 1, 2021, through and including December 14, 2023, are hereby approved and the Receiver is authorized to pay himself a final allowance for his services as Temporary and Permanent Receiver, in an amount equal to \$37,177.37 from available cash-on-hand held by the Receivership Estate;
3. That funds remaining held by the Receivership Estate after satisfaction in full of the Receiver's fees, costs and expenses, as approved by this Court, be paid to HarborOne Bank, the blanket secured creditor, as distribution on its Court-approved secured claim;

4. That the proposed compromise agreement between the Receiver and Bacon is approved including, amongst other terms, confirmation that any claims of RC&D against Bacon on the Plymouth South High School Project will be abandoned and released upon entry of this Order;
5. The Respondent entities are ordered dissolved and the Receiver is directed to forward a copy of this Order to the Office of the Secretary of State for the State of Rhode Island;
6. The Receiver is discharged and the surety bond previously ordered in this action be cancelled;
7. The Receiver is authorized to abandon or destroy any remaining books and records of the Respondents; and
8. This proceeding is hereby closed and may only be reopened upon filing of a proper Motion.

ENTERED as an Order of this Court January 5, 2024

ENTERED:


Brian P. Stern
Associate Justice

Stern, J.
January 5, 2024

BY ORDER: /s/ **Carin Miley**
Deputy Clerk I
January 5, 2024

Clerk, Superior Court
January 5, 2024

Presented by:

/s/ Stephen F. Del Sesto
Stephen F. Del Sesto, Esq. (#6336)
as Permanent Receiver of RC&D, Inc. and
RC&D Services, LLC, and not individually.
PIERCE ATWOOD LLP
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December 18, 2023