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CORPORATIONS DIV
2025 JAN -6 AM 11:38

January 2, 2025

NOTICE TO ALL CREDITORS AND PARTIES IN INTEREST

**RE: PEREZ SMITH, LLC
D/B/A PARIS BISTRO CAFÉ & LOUNGE
375 SMITH STREET
PROVIDENCE, RI 02908**

1681296

**AMSTERDAM REALTY, LLC
375 SMITH STREET
PROVIDENCE, RI 02908**

On December 6, 2024, the Rhode Island Superior Court serving Providence County entered an Order appointing the undersigned Temporary Receiver (the "Order") of the assets and business of Perez Smith, LLC and Amsterdam Realty, LLC (hereinafter collectively referred to as the "Companies"). A copy of the Order Appointing Temporary Receiver 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 the companies or their principals, and I have been appointed as a neutral, impartial Receiver for the purpose of assessing and stabilizing the Companies' financial affairs and ultimately marketing and selling the Companies' 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 is scheduled for **January 9, 2025, at 9:30 AM, remotely via WebEx**, before the Business Calendar sitting 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 8 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 the Companies and/or their assets.

Should you have any questions regarding any aspect of the foregoing, please feel free to contact Julie Zaccagnini jzaccagnini@pierceatwood.com or at (401) 490-3417.

Very truly yours,



Stephen F. Del Sesto, Esq.,
Temporary Receiver of Perez Smith, LLC and
Amsterdam Realty, LLC,
and not individually

Enclosure

STATE OF RHODE ISLAND
PROVIDENCE, SC.

SUPERIOR COURT

MIGUEL PEREZ, in his capacity as a member :
of Perez Smith, LLC and Amsterdam Realty, LLC :
Petitioner :

vs. :

Perez Smith, LLC :
Respondent and :

Amsterdam Realty, LLC :
Respondent :

CA. No.: PC-2024-06332

ORDER APPOINTING TEMPORARY RECEIVER

This cause came on to be heard upon the Plaintiff's Petition for Appointment of a Receiver and, upon consideration thereof, it is hereby

ORDERED, ADJUGED AND DECREED

1. That Stephen F. Del Sesto, Esquire, be and hereby is appointed Temporary Receiver (the "Receiver") of the Respondents, Perez Smith, LLC and Amsterdam Realty, LLC (each a "Respondent" and collectively "Respondents").

2. That said Receiver shall, no later than five (5) days from the date hereof, file a bond in the sum of ten thousand 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 immediate possession and charge of the property and assets of the Respondents, to collect the debts and property belonging to them and to preserve the same until further Order of this Court.

4. That said Receiver is authorized to take such action as he deems in his discretion to be necessary and advisable in order to reinstate the liquor license of Smith Perez, LLC, to procure any requisite insurance policies associated therewith and/or resume operations.

5. 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 Respondents, to borrow money from time to time, to purchase, for cash or upon credit, merchandise, materials and other property, to engage appraisers and/or employees and assistants, clerical or otherwise, and pay all such individuals and entities in the usual course of business, and to do and perform or cause to be done and performed all other acts and things as are appropriate in the premises.

6. That, pursuant to and in compliance with Rhode Island Supreme Court Executive Orders, 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 administering non-routine Receiverships which involve unusual or complex legal, financial, or business issues.

7. That the Receiver is hereby authorized and empowered to sell at public auction any or all of the assets of the Respondents. The Receiver is also authorized to engage an auctioneer and to insert such display ads within or without the State of Rhode Island as the Receiver deems proper advertising for such sale. Such a public auction sale conducted by said Receiver in accordance with the Provisions of this paragraph shall be considered and is hereby declared to be a commercially reasonable sale, and such sale shall constitute compliance with the requirements of a commercially reasonable sale as set forth in Article 9 of the Uniform Commercial Code as enacted in Rhode Island.

8. 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 Respondents or any of Respondents' 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 Respondents, or the taking or attempting to take into possession any property in the possession of the Respondents or of which the Respondents have the right to possession, or the cancellation at any time during the Receivership proceeding herein of any insurance policy, lease or other contract with Respondents, 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 Respondents, 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.

9. That a Citation be issued to said Respondents, returnable to the Superior Court sitting at Providence, Rhode Island on January 9, 2025, at 9:30 a.m., remotely via Webex, 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 December 20, 2024, and the Receiver shall give further notice by mailing, on or before December 20, 2024, a copy of said Order Appointing Temporary Receiver to each of Respondents' creditors and Members whose addresses are known or may become known to the Receiver.

ENTERED as an Order of this Court this 6th day of December, 2024.

ENTERED:

Brian P. Stern, J.

Associate Justice

Dated: December 6, 2024

BY ORDER:

/s/ Carin Miley
Senior Deputy Clerk I

Clerk, Superior Court

Dated: December 6, 2024