

STATE OF RHODE ISLAND  
PROVIDENCE, SC

SUPERIOR COURT

308283

RICHARD W. ZACKS,  
Plaintiff,

v.

PARNASSUS REALTY, LLC,

and

PARNASSUS REALTY,  
Defendants.

C.A. No. 13-0702

2013 NOV 12 AM 11:47  
SECRETARY OF STATE  
COORDINATIONS DIV

**ORDER**

This matter came before the Court, Justice Silverstein presiding, on September 11, 2013 and October 29, 2013, on the Special Master's First and Final Report and Recommendation that Case Be Dismissed (the "Special Master's Report") along with the objection thereto of (i) Allen P. Rubine ("Rubine"), (ii) Webster Bank, N.A.'s (the "Bank"), (iii) the reply of Richard W. Zacks ("Zacks") and Allan M. Shine ("Shine") to the objections of Rubine and the Bank, and (iv) thereply of Cary J. Coen ("Coen") to the objections of Rubine and the Bank. After hearing the oral arguments of the parties, and upon consideration thereof and review of the pleadings filed and for the reasons stated by the Court in its October 29, 2013 Bench Decision (the "Bench Decision"), it is hereby:

**ORDERED, ADJUDGED AND DECREED:**

1. The Special Master's Report is hereby approved for the reasons set forth on the record in the Bench Decision;
2. The Court finds that all of the Special Master's acts, doings, and disbursements as Temporary and Permanent Special Master are hereby approved, confirmed and ratified;
3. The Special Master's fees and expenses as outlined in the Special Master's Report in the amount of \$45,919.02 are hereby approved, and the Special Master is hereby authorized and directed to pay himself said amount for his reasonable fees and expenses from the

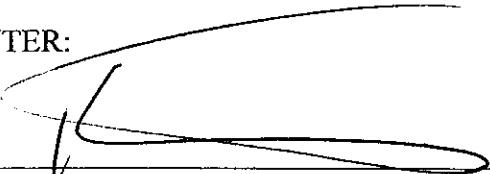
2013 NOV -8 A 10:43  
SUPERIOR COURT  
FILED  
HENRY S. KINCH JR., CLERK

Mastership Estate's account, to apply the amount held by the Special Master, and the Bank is hereby ordered to pay the difference as contemplated at the closing on the sale of the real estate to the Bank;

4. This case is dismissed without prejudice to the claims and defenses of each of the Partners of Parnassus Realty and member of Parnassus Realty, LLC (collectively, the "Defendants");
5. Notwithstanding anything set forth in Paragraph 4 above, this case is dismissed with prejudice to the Defendants with respect to the sale of the property as approved within the Order of this Court dated June 28, 2013, and precludes any claims challenging said sale;
6. The Special Master is authorized to execute the final tax returns when completed; and
7. The Special Mastership bond is canceled and the Special Master shall abandon any and all remaining assets of the Defendants including but not limited to all books and records and any claims that the Special Mastership may or may not have against any of the Partners and/or members of the Defendants.

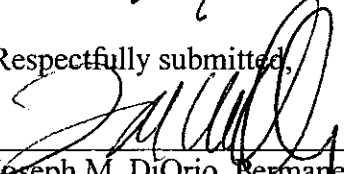
Entered as an Order of this Court on this 8 day of November, 2013.

ENTER:

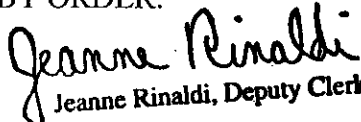
  
Associate Justice Silverstein

11/8/2013

Respectfully submitted,

  
Joseph M. DiOrio, Permanent Special Master of  
Parnassus Realty, LLC and Parnassus Realty  
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Dated: November \_\_\_\_\_, 2013

BY ORDER:

  
Jeanne Rinaldi, Deputy Clerk

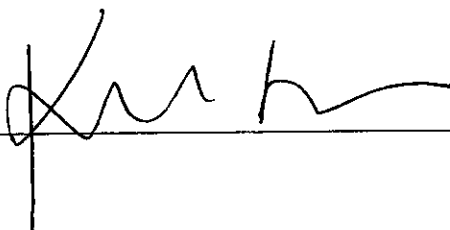
Deputy Clerk, Superior Court

11-8-2013

**CERTIFICATE OF SERVICE**

The undersigned hereby certifies that on the 8<sup>th</sup> day of November, 2013, a copy of the within Order was served upon the parties listed on the attached schedule.

See attached schedule.



A handwritten signature in black ink, appearing to be "Kurt", is written above a horizontal line. The signature is cursive and stylized.

## SCHEDULE A

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Philadelphia, PA 19104-5016

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Providence, RI 02908

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US Environ. Protection Agency  
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Washington, DC 20460

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Minot, ND 58702-5044

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Corporate Headquarters  
8585 Stemmons Fwy., Suite 600N  
Dallas, Texas 75247

Reassure America Life Insurance, Co.  
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Pittsburgh, PA 15250-7425

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