STATE OF RHODE ISLAND PROVIDENCE, SC.

SUMMITBRIDGE CREDIT INVESTMENTS III LLC

Vs.

JVNEA REALTY, LLC, et al.

#### SUPERIOR COURT

(0) 19 T E

#### **NOTICE**

You are receiving this Notice and attached documents because you have been identified as either a creditor or interested party of JVNEA Realty, LLC, New England Ambulance Service, Inc., Atlantic Medical Management, Inc. and New England Emergency Vehicle Repair, Inc. Enclosed are the following documents:

- 1. Order Appointing Richard J. Land Permanent Receiver of JVNEA Realty, LLC and Proof of Claim form. As set forth in Paragraph 13 of the Order Appointing Permanent Receiver, you will need to file a Proof of Claim with the Receiver for any amounts due you by JVNEA Realty, LLC.
- 2. Order Appointing Richard J. Land Temporary Receiver of New England Ambulance Service, Inc., Atlantic Medical Management, Inc. and New England Emergency Vehicle Repair, Inc. You will receive further notice regarding filing of claims in these receivership proceedings at a later date.
- 3. Omnibus Calendar Assignment form scheduling a Hearing on the Receiver's Petition to Sell the Assets of New England Ambulance, LLC ("Petition to Sell"), or its nominee, for the purchase price of \$30,000, subject to adjustment as described in the Offer to Purchase.
- 4. RESOL, LLC's ("RESOL") Motion for Establishment of Secured Lien and Allowance and Payment of Secured Claim ("RESOL Motion") against Defendant New England Ambulance Service, Inc. in the amount of \$134,347.01, plus accruing interest, costs and attorney's fees. RESOL asserts that the claim is secured by a first position perfected lien on 54 motor vehicles of New England Ambulance Service, Inc.
- 5. SummitBridge Credit Investments III, LLC, assignee of Sovereign Bank, N.A., f/k/a Sovereign Bank ("SummitBridge") Motion to Approve Secured Claims against Defendant JVNEA Realty, LLC ("SummitBridge Motion"). SummitBridge asserts that the claims are secured by first position mortgages in the amounts as follows: (i) \$431,567.62, plus accruing interest, costs and attorney's fees, against real estate located at 37 Manuel Avenue, Johnston, Rhode Island; (ii) \$358,572.94, plus accruing interest, costs and attorney's fees, against real estate located at 59 Circle

Street, Woonsocket, Rhode Island; and (iii) \$839,330.44, plus accruing interest, costs and attorney's fees, against real estate located at 332 and 336 Valley Street, 5, 9, 13 and 29 Boyd Street, and 2 and 10 Rill Street, Providence, Rhode Island.

- 6. Please Take Notice that Hearings on the Petition to Sell, RESOL Motion and SummitBridge Motion, will be held at 9:30 a.m. on the 23<sup>rd</sup> day of February, 2015, before the Providence County Superior Court, on the Business Calendar, ASSOCIATE JUSTICE MICHAEL A. SILVERSTEIN presiding, in COURTROOM 17, 4<sup>th</sup> FLOOR, The Governor Licht Judicial Complex, 250 Benefit Street, Providence, Rhode Island.
- 7. A copy of each document represented in this Notice is on file with the Clerk's Office of said Court. You can view these documents via the R.I. Superior Court website at <a href="https://www.courts.ri.gov/efiling//Pages/default.aspx">https://www.courts.ri.gov/efiling//Pages/default.aspx</a>, by clicking on the "Access to Case Information" button and typing in the case number PB-2014-0034. For further information, please feel free to call Richard J. Land, Receiver, at (401) 453-6400.
- 8. Said Receiver shall give Notice of said Hearings by forwarding a copy of Omnibus Assignment Forms and this Notice to all Defendant's creditors, shareholders and members known to the Receiver and to all other interested parties listed on Schedule A, annexed to the Affidavit of Notice filed herewith, via regular mail, postage prepaid, at least 10 days prior to the date of said Hearing.

NOTICE: CREDITORS AND OTHER INTERESTED PARTIES ARE WELCOME TO ATTEND THE HEARING, BUT ARE NOT REQUIRED TO DO SO. HOWEVER, IF YOU INTEND TO MAKE AN OFFER TO PURCHASE THE ASSETS AS DESCRIBED IN THE PETITION TO SELL, YOU MUST ATTEND THE HEARING AND SHOULD CONTACT THE RECEIVER PRIOR TO THE HEARING.

STATE OF RHODE ISLAND PROVIDENCE, SC

SUPERIOR COURT

SUMMITBRIDGE CREDIT INVESTMENTS III LLC

VS.

C.A. No. PB-2014-0034

NEW ENGLAND AMBULANCE SERVICE, INC., et al.

### ORDER APPOINTING TEMPORARY RECEIVER

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

### ORDERED, ADJUDGED AND DECREED:

- 1. That Lychard of Providence, Rhode Island be and hereby is appointed Temporary Receiver (the "Receiver") of New England Ambulance Service, Inc., Atlantic Medical Management, Inc., and New England Emergency Vehicle Repair, Inc. (collectively "Respondents").
- 2. That said Receiver shall, no later than five (5) days from the date hereof, file a bond in the amount of \$ \_\_\_\_\_\_\_ 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 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 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 use such moneys as shall come into the Receiver's hands and possession, as far as the same shall be necessary, for the above purposes and for continuing the business of said Respondents, to purchase for cash or upon credit, merchandise, materials and other property, and engage employees and assistants, clerical or otherwise (except that the Receiver shall first obtain an expansion of the autorneys, accountants and turn around professionals with advance notice only to counsel for the secured creditor), and to do and perform, or cause to be done and performed, all other acts and things as are appropriate in the premises until further Order of this Court.

2015 FEB -4 A 10:03

- 5. That, pursuant to and in compliance with Rhode Island Supreme Court Executive Order No. 95-01, this Court finds that the designation of the aforesaid person for appointment as Receiver is warranted and required because of the Receiver's specialized expertise and experience.
- 6. 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, under any statute or otherwise, against said Respondents or any of their 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 any of 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 any of 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.
- 7. That a citation be issued to said Respondents, returnable to the Superior Court sitting at Providence, Rhode Island on Figure 35, 2015, at 9:30 a.m. 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 the annexed Receivership Notice once in The Providence Journal on or before February 17, 2015, so long as the Receiver's Bond has been filed, and the Receiver shall give further notice by mailing, on or before February 18, 2015, a copy of this Order Appointing Temporary Receiver to each of the Respondents' creditors, stockholders, and/or members whose address is known, or may become known, to the Receiver.

ENTERED as an Order of this Court on this 4 day of February \_\_\_\_, 2015.

ENTER:

Michael A. Silverstein

Associate Justice 2/4/20/5

PER ORDER:

G:\SummitBridge Credit Investments III LLC\NE Ambulance\Pleadings\Order Appointing Temporary Receiver - NE Ambulance 012115.docx



# SUPERIOR COURT OMNIBUS CALENDAR ASSIGNMENT FORM

☑ Providence/Bristol County ☐ Kent County ☐ Washington County ☐ Newport County				
Summitbridge Credit Investments III,	CASE NUMBER PB-2014-0034			
VS.				
New England Ambulance Service, Inc.,	The section of the se			
CALENDAR TYPE MUST BE SELECTED FOR SCHEDULING PURPOSES    FORMAL SPECIAL CAUSE CALENDAR   BUSINESS CALENDAR   DISPOSITIVE MOTION CALENDAR				
	USE AND BUSINESS CALENDAR			
☐ AGENCY APPEAL ☐ ASSESSMENT OF DAMAGES ☐ APPOINTMENT OF A SPECIAL MASTER ☐ CONFIRM ARBITRATION ☐ DECLARATORY JUDGMENT ☐ ENTRY OF JUDGMENT ☐ EVIDENTIARY HEARING ☐ FIRST AND FINAL REPORT ☐ FORECLOSURE OF RIGHT OF REDEMPTION ☐ FRIENDLY SUIT ☐ APPOINTMENT OF PERMANENT RECEIVER ☐ MOTION TO ATTACH ☐ MOTION FOR ATTORNEYS FEES ☐ MOTION TO COMPEL RECEIVER ☐ MOTION TO DEFAULT ☐ MOTION FOR ENTRY OF FINAL JUDGMENT ☐ MECHANIC'S LIEN ☐ MOTION FOR APPROVAL ☐ MANDATORY INJUNCTION ☐ MOTION TO ADJUDGE IN CONTEMPT	☐ MOTION FOR PROTECTIVE ORDER ☐ MOTION TO RECONSIDER ☐ ORAL PROOF OF CLAIM ☐ PETITION TO ALLOW SECURED CLAIM ☐ PETITION TO APPOINT TEMPORARY RECEIVER ☐ PROOF OF CLAIM ☐ PETITION TO ENFORCE ☐ PETITION FOR INSTRUCTIONS ☐ PRELIMINARY INJUNCTION ☐ APPOINTMENT OF PERMANENT SPECIAL MASTER ☐ PETITION TO RECLAIM ☐ PARTITION PROCEEDINGS ☑ PETITION TO SELL ☐ RECEIVERSHIP PROCEEDINGS ☐ SHOW CAUSE HEARING ☐ SUPPLEMENTARY PROCEEDINGS ☐ TITLE PROCEEDINGS ☐ TITLE PROCEEDINGS ☐ TEMPORARY RESTRAINING ORDER ☐ TRUSTEE PROCEEDINGS ☐ VACATE ARBITRATION			
OTHER FORMAL MATTER (EXPLAIN)	☐ WRIT OF MANDAMUS ☐ WRIT OF REPLEVIN			
OTHER BUSINESS MATTER (EXPLAIN) Petition to Self Assets				
If you require witnesses, state the estimated time frame of said hearing and attach a witness list and expected testimony to this form.				
DISPOSITIVE MOTION CALENDAR				
☐ MOTION TO DISMISS, UNDER RULE 12 ☐ MOTION FOR ENTRY OF JUDGMENT ON PLEADING ☐ OTHER DISPOSITIVE MOTION: (EXPLAIN)	☐ MOTION FOR PARTIAL SUMMARY  JUDGMENT ☐ MOTION FOR SUMMARY JUDGMENT —			
HEARING DATE: February 23, 2015 APPROVED BY: J. Rinaldi				
Failure to fill out this form properly may result in your hearing date not being approved.				
Signature of Attorney or Self-represented Litigant /s/ Richard J. Land, Esq., Receiver Rhode Island Bar Number: 5592 Office Telep	Address: One Park Row, Ste 300, Providence. RI 02903 hone Number: 401-453-6400 Date: 2/10/15			



## SUPERIOR COURT OMNIBUS CALENDAR ASSIGNMENT FORM

☑ Providence/Bristol County ☐ Kent Coun	ty			
Summitbridge Credit Investments III,	CASE NUMBER			
VS.				
New England Ambulance Service, Inc.				
CALENDAR TYPE MUST BE SELECTED FOR SCHEDULING PURPOSES  □ FORMAL SPECIAL CAUSE CALENDAR □ BUSINESS CALENDAR □ DISPOSITIVE MOTION CALENDAR				
FORMAL SPECIAL CA	USE AND BUSINESS CALENDAR			
☐ AGENCY APPEAL ☐ ASSESSMENT OF DAMAGES ☐ APPOINTMENT OF A SPECIAL MASTER ☐ CONFIRM ARBITRATION ☐ DECLARATORY JUDGMENT ☐ ENTRY OF JUDGMENT ☐ EVIDENTIARY HEARING ☐ FIRST AND FINAL REPORT ☐ FORECLOSURE OF RIGHT OF REDEMPTION ☐ FRIENDLY SUIT ☐ APPOINTMENT OF PERMANENT RECEIVER ☐ MOTION TO ATTACH ☐ MOTION FOR ATTORNEYS FEES ☐ MOTION TO DEFAULT ☐ MOTION FOR ENTRY OF FINAL JUDGMENT ☐ MECHANIC'S LIEN ☐ MOTION FOR APPROVAL ☐ MANDATORY INJUNCTION ☐ MOTION TO ADJUDGE IN CONTEMPT ☐ OTHER FORMAL MATTER (EXPLAIN)	☐ MOTION FOR PROTECTIVE ORDER ☐ MOTION TO RECONSIDER ☐ ORAL PROOF OF CLAIM ☐ PETITION TO ALLOW SECURED CLAIM ☐ PETITION TO APPOINT TEMPORARY RECEIVER ☑ PROOF OF CLAIM ☐ PETITION TO ENFORCE ☐ PETITION FOR INSTRUCTIONS ☐ PRELIMINARY INJUNCTION ☐ APPOINTMENT OF PERMANENT SPECIAL MASTER ☐ PETITION TO RECLAIM ☐ PARTITION PROCEEDINGS ☑ PETITION TO SELL. ☐ RECEIVERSHIP PROCEEDINGS ☐ SHOW CAUSE HEARING ☐ SUPPLEMENTARY PROCEEDINGS ☐ TITLE PROCEEDINGS ☐ TITLE PROCEEDINGS ☐ TEMPORARY RESTRAINING ORDER ☐ TRUSTEE PROCEEDINGS ☐ VACATE ARBITRATION ☐ WRIT OF MANDAMUS			
OTHER BUSINESS MATTER (EXPLAIN)	□ WRIT OF REPLEVIN			
Resol, LLC"s Motion for Secured Claim				
If you require witnesses, state the estimated time frame of said hearing and attach a witness list and expected testimony to this form.				
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HEARING DATE: February 23, 2015	APPROVED BY: J. Rinaldi			
Failure to fill out this form properly may result in your hearing date not being approved.				
Signature of Attorney or Self-represented Litigant /s/ Richard J. Land, Esq., Receiver	Address: One Park Row, Ste 300, Providence, RI 02903			
Rhode Island Bar Number: 5592 Office Telep	bhone Number: 401-453-6400 Date: 2/4/15			

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STATE OF RHODE ISLAND AND



### SUPERIOR COURT OMNIBUS CALENDAR ASSIGNMENT FORM

☑ Providence/Bristol County ☐ Kent County ☐ Washington County ☐ Newport County				
SummitBridge Credit Investments III LLC		CASE NUMBER C.A. No. 14-0034		
VS.	TA O16. LEO			
New England Ambulance Service, Inc. and JVNI	DIE HIG DYDDOGEG			
CALENDAR TYPE MUST BE SELECTED FOR SCHEDULING PURPOSES  ☐ FORMAL SPECIAL CAUSE CALENDAR ☐ BUSINESS CALENDAR ☐ DISPOSITIVE MOTION CALENDAR				
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□ AGENCY APPEAL □ ASSESSMENT OF DAMAGES □ APPOINTMENT OF A SPECIAL MASTER □ CONFIRM ARBITRATION □ DECLARATORY JUDGMENT □ ENTRY OF JUDGMENT □ EVIDENTIARY HEARING □ FIRST AND FINAL REPORT □ FORECLOSURE OF RIGHT OF REDEMPTION □ FRIENDLY SUIT □ APPOINTMENT OF PERMANENT RECEIVER □ MOTION TO ATTACH □ MOTION FOR ATTORNEYS FEES □ MOTION TO COMPEL RECEIVER □ MOTION TO DEFAULT □ MOTION FOR ENTRY OF FINAL JUDGMENT □ MECHANIC'S LIEN □ MOTION FOR APPROVAL □ MANDATORY INJUNCTION □ MOTION TO ADJUDGE IN CONTEMPT □ OTHER FORMAL MATTER (EXPLAIN)  ☑ OTHER BUSINESS MATTER (EXPLAIN) Motion to Approve Secured Claim	☑ PROOF OF CLAIM ☐ PETITION TO ENFOR ☐ PETITION FOR INSTR ☐ PRELIMINARY INJUN	SIDER AIM V SECURED CLAIM NT TEMPORARY RECEIVER CE RUCTIONS NCTION ERMANENT SPECIAL MASTER IM DINGS CEEDINGS NG ROCEEDINGS AINING ORDER NGS ON		
If you require witnesses, state the estimated time fram	e of said bearing and at	tach a witness list and expected		
testimony to this form.				
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☐ MOTION TO DISMISS, UNDER RULE 12 ☐ MOTION FOR ENTRY OF JUDGMENT ON PLEADING ☐ OTHER DISPOSITIVE MOTION: (EXPLAIN)		RTIAL SUMMARY		
HEARING DATE: February 23, 2015 APPROVED BY:				
Failure to fill out this form properly may result in your hearing date not being approved.				
Signature of Attorney or Self-represented Litigant /s/ Richard L. Gemma, Esq.  Rhode Island Bar Number: 3053 Office Teles	Address: 56 Pine Street, Suite 70	0, Providence, RI 02903		

### JVNEA REALTY, LLC PROOF OF CLAIM

Mail to: Attn: Joyce Gauthier, Chace Ruttenberg & Freedman, LLP, One Park Row, Ste. 300, Providence, RI 02903

1. Name:	1.	
2. Name and address where notices should be sent:	2.	
☐ Check this box if you do not wish to receive notices via email	Phone:	Email:
3. The Order appointing the Recei to? ( <u>Check Only One</u> )	ver is dated January 13, 2015.	Which time period does your claim relate
Prior to January 13, 2015	After January 13, 2015	Before and After January 13, 2015
4. Amount of Claim as of, 201_:	4.	
5. Amount of Claim as of the date of this proof of claim is signed:	5.	
6. Type of claim and amount:	6 Secured \$	Unsecured
7. State the nature of the alleged debt and how it was incurred (e.g. wages, taxes, leases, vendors or other):	7.	
8. Please list all documents that support your claim and attach them to this proof of claim (Do not send originals)	8.	
	= -	I correct to the best of my knowledge, or satisfied, and there are no set-offs or
Print Name: Title: Company: Address:		Signature:
STATE OFCOUNTY OF	-	
Subscribed and sworn to before, 201	me this day of	Notary Public