

120954

STATE OF RHODE ISLAND  
PROVIDENCE, SC.

SUPERIOR COURT

SUMMITBRIDGE CREDIT  
INVESTMENTS III LLC

Vs.

C.A. No. PB-2014-0034

JVNEA REALTY, LLC, et al.

SECRETARY OF STATE  
CORPORATIONS DIV  
2015 FEB 17 PM 2:29

**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 <https://www.courts.ri.gov/efiling//Pages/default.aspx>, 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

JVNEA REALTY, LLC, et al.

**RECEIVERSHIP NOTICE**

Please take Notice that on the 3<sup>rd</sup> day of February, 2015, an Order Appointing Permanent Receiver was entered by the Providence County Superior Court in the above-captioned matter. Said Order appointed Richard J. Land, as Permanent Receiver (the "Receiver") of Defendant, and specified that said Receiver was to give a Surety Bond in the amount of \$10,000, with respect to the faithful performance of the duties conferred upon said Receiver by said Order.

Said Order, the original of which is on file in the Office of the Clerk of the Providence County Superior Court, and which Order is incorporated herein by reference as if it were set forth in full in this Receivership Notice, contains, inter alia, the following provisions:

"13. All creditors or other claimants hereby are ordered to file under oath with the Receiver at Chace Ruttenberg & Freedman, LLP, One Park Row, Suite 300, Providence, Providence, Rhode Island 02903, *on or before the 10<sup>th</sup> day of June, 2015*, a statement setting forth their claims, including, but without limiting the generality of the foregoing, the name and address of the claimant, the nature and amount of such claim, a statement of any security or lien held by the claimant to which such claimant is or claims to be entitled, and also a statement as to any preference or priority which the claimant claims to be entitled to over the claims of any other or all other claimants or creditors.

14. 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 Defendant or any of its 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 Defendant, or the taking or attempting to take into possession any property in the possession of the Defendant or of which the Defendant has the right to possession, or the interference with the Receiver's taking possession of or retaining possession of any such property, or the cancellation at any time during the Receivership proceeding herein of any insurance policy, lease or other contract with Defendant, 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 Defendant, by any public utility, without obtaining 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."

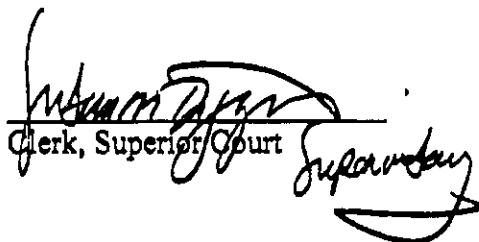
ENTER:



Michael A. Silverstein  
Associate Justice

Dated: 2/3/2015

BY ORDER:



Clerk, Superior Court

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 Richard Hand 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 \$ 10,000 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, to engage employees and assistants, clerical or otherwise (except that the Receiver shall first obtain *ex parte* approval to hire attorneys, 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.

SUPERIOR COURT  
FILED  
HENRY S. KINCH JR., CLERK

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 February 25, 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 11<sup>th</sup>, 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<sup>th</sup>, 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<sup>th</sup> day of February, 2015.

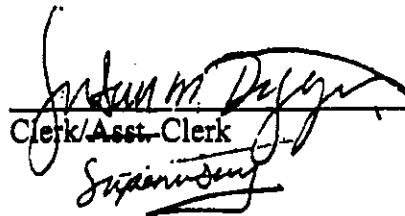
ENTER:



Michael A. Silverstein  
Associate Justice

2/4/2015

PER ORDER:



Clerk/Asst. Clerk  
Susan M. DeGuz



SUPERIOR COURT

OMNIBUS CALENDAR ASSIGNMENT FORM

|   |                             |
|---|-----------------------------|
| <input checked="" type="checkbox"/> Providence/Bristol County <input type="checkbox"/> Kent County <input type="checkbox"/> Washington County <input type="checkbox"/> Newport County |                             |
| Summitbridge Credit Investments III, LLC  | CASE NUMBER<br>PB-2014-0034 |
| VS.<br>New England Ambulance Service, Inc., et al.  |                             |

**CALENDAR TYPE MUST BE SELECTED FOR SCHEDULING PURPOSES**

FORMAL SPECIAL CAUSE CALENDAR   
  BUSINESS CALENDAR   
  DISPOSITIVE MOTION CALENDAR

| FORMAL SPECIAL CAUSE AND BUSINESS CALENDAR   |   |
|--|---|
| <input type="checkbox"/> AGENCY APPEAL<br><input type="checkbox"/> ASSESSMENT OF DAMAGES<br><input type="checkbox"/> APPOINTMENT OF A SPECIAL MASTER<br><input type="checkbox"/> CONFIRM ARBITRATION<br><input type="checkbox"/> DECLARATORY JUDGMENT<br><input type="checkbox"/> ENTRY OF JUDGMENT<br><input type="checkbox"/> EVIDENTIARY HEARING<br><input type="checkbox"/> FIRST AND FINAL REPORT<br><input type="checkbox"/> FORECLOSURE OF RIGHT OF REDEMPTION<br><input type="checkbox"/> FRIENDLY SUIT<br><input type="checkbox"/> APPOINTMENT OF PERMANENT RECEIVER<br><input type="checkbox"/> MOTION TO ATTACH<br><input type="checkbox"/> MOTION FOR ATTORNEYS FEES<br><input type="checkbox"/> MOTION TO COMPEL RECEIVER<br><input type="checkbox"/> MOTION TO DEFAULT<br><input type="checkbox"/> MOTION FOR ENTRY OF FINAL JUDGMENT<br><input type="checkbox"/> MECHANIC'S LIEN<br><input type="checkbox"/> MOTION FOR APPROVAL<br><input type="checkbox"/> MANDATORY INJUNCTION<br><input type="checkbox"/> MOTION TO ADJUDGE IN CONTEMPT<br><input type="checkbox"/> OTHER FORMAL MATTER (EXPLAIN) _____<br><br><input checked="" type="checkbox"/> OTHER BUSINESS MATTER (EXPLAIN) _____<br>Petition to Sell Assets | <input type="checkbox"/> MOTION FOR PROTECTIVE ORDER<br><input type="checkbox"/> MOTION TO RECONSIDER<br><input type="checkbox"/> ORAL PROOF OF CLAIM<br><input type="checkbox"/> PETITION TO ALLOW SECURED CLAIM<br><input type="checkbox"/> PETITION TO APPOINT TEMPORARY RECEIVER<br><input type="checkbox"/> PROOF OF CLAIM<br><input type="checkbox"/> PETITION TO ENFORCE<br><input type="checkbox"/> PETITION FOR INSTRUCTIONS<br><input type="checkbox"/> PRELIMINARY INJUNCTION<br><input type="checkbox"/> APPOINTMENT OF PERMANENT SPECIAL MASTER<br><input type="checkbox"/> PETITION TO RECLAIM<br><input type="checkbox"/> PARTITION PROCEEDINGS<br><input checked="" type="checkbox"/> PETITION TO SELL<br><input type="checkbox"/> RECEIVERSHIP PROCEEDINGS<br><input type="checkbox"/> SHOW CAUSE HEARING<br><input type="checkbox"/> SUPPLEMENTARY PROCEEDINGS<br><input type="checkbox"/> TITLE PROCEEDINGS<br><input type="checkbox"/> TEMPORARY RESTRAINING ORDER<br><input type="checkbox"/> TRUSTEE PROCEEDINGS<br><input type="checkbox"/> VACATE ARBITRATION<br><input type="checkbox"/> WRIT OF MANDAMUS<br><input type="checkbox"/> WRIT OF REPLEVIN |

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   |  |
|---|--|
| <input type="checkbox"/> MOTION TO DISMISS, UNDER RULE 12<br><input type="checkbox"/> MOTION FOR ENTRY OF JUDGMENT ON PLEADINGS<br><input type="checkbox"/> OTHER DISPOSITIVE MOTION: (EXPLAIN) _____ | <input type="checkbox"/> MOTION FOR PARTIAL SUMMARY JUDGMENT<br><input type="checkbox"/> 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<br>/s/ Richard J. Land, Esq., Receiver | Address:<br>One Park Row, Ste 300, Providence, RI 02903 |
| Rhode Island Bar Number: 5592   | Office Telephone Number: 401-453-6400                   |
|   | Date: 2/10/15   |



SUPERIOR COURT

OMNIBUS CALENDAR ASSIGNMENT FORM

|   |                             |
|---|-----------------------------|
| <input checked="" type="checkbox"/> Providence/Bristol County <input type="checkbox"/> Kent County <input type="checkbox"/> Washington County <input type="checkbox"/> Newport County |                             |
| Summitbridge Credit Investments III, LLC  | CASE NUMBER<br>PB-2014-0034 |
| VS.   |                             |
| New England Ambulance Service, Inc., et al.   |                             |

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FORMAL SPECIAL CAUSE CALENDAR   
  BUSINESS CALENDAR   
  DISPOSITIVE MOTION CALENDAR

| FORMAL SPECIAL CAUSE AND BUSINESS CALENDAR   |  |
|--|--|
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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 |
|---------------------------------|-------------------------|

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|---|---|
| Signature of Attorney or Self-represented Litigant<br>/s/ Richard J. Land, Esq., Receiver | Address:<br>One Park Row, Ste 300, Providence, RI 02903 |
| Rhode Island Bar Number: 5592   | Office Telephone Number: 401-453-6400                   |
|   | Date: 2/4/15  |





**SUPERIOR COURT  
 OMNIBUS CALENDAR ASSIGNMENT FORM**

|   |                                 |
|---|---------------------------------|
| <input checked="" type="checkbox"/> Providence/Bristol County <input type="checkbox"/> Kent County <input type="checkbox"/> Washington County <input type="checkbox"/> Newport County |                                 |
| SummitBridge Credit Investments III LLC   | CASE NUMBER<br>C.A. No. 14-0034 |
| VS.<br>New England Ambulance Service, Inc. and JVNEA Realty, LLC  |                                 |
| <b>CALENDAR TYPE MUST BE SELECTED FOR SCHEDULING PURPOSES</b>   |                                 |
| <input type="checkbox"/> FORMAL SPECIAL CAUSE CALENDAR <input checked="" type="checkbox"/> BUSINESS CALENDAR <input type="checkbox"/> DISPOSITIVE MOTION CALENDAR                     |                                 |

| FORMAL SPECIAL CAUSE AND BUSINESS CALENDAR   |   |
|--|---|
| <input type="checkbox"/> AGENCY APPEAL<br><input type="checkbox"/> ASSESSMENT OF DAMAGES<br><input type="checkbox"/> APPOINTMENT OF A SPECIAL MASTER<br><input type="checkbox"/> CONFIRM ARBITRATION<br><input type="checkbox"/> DECLARATORY JUDGMENT<br><input type="checkbox"/> ENTRY OF JUDGMENT<br><input type="checkbox"/> EVIDENTIARY HEARING<br><input type="checkbox"/> FIRST AND FINAL REPORT<br><input type="checkbox"/> FORECLOSURE OF RIGHT OF REDEMPTION<br><input type="checkbox"/> FRIENDLY SUIT<br><input type="checkbox"/> APPOINTMENT OF PERMANENT RECEIVER<br><input type="checkbox"/> MOTION TO ATTACH<br><input type="checkbox"/> MOTION FOR ATTORNEYS FEES<br><input type="checkbox"/> MOTION TO COMPEL RECEIVER<br><input type="checkbox"/> MOTION TO DEFAULT<br><input type="checkbox"/> MOTION FOR ENTRY OF FINAL JUDGMENT<br><input type="checkbox"/> MECHANIC'S LIEN<br><input type="checkbox"/> MOTION FOR APPROVAL<br><input type="checkbox"/> MANDATORY INJUNCTION<br><input type="checkbox"/> MOTION TO ADJUDGE IN CONTEMPT<br><input type="checkbox"/> OTHER FORMAL MATTER (EXPLAIN) _____<br><input checked="" type="checkbox"/> OTHER BUSINESS MATTER (EXPLAIN) <u>Motion to Approve Secured Claim</u> | <input type="checkbox"/> MOTION FOR PROTECTIVE ORDER<br><input type="checkbox"/> MOTION TO RECONSIDER<br><input type="checkbox"/> ORAL PROOF OF CLAIM<br><input type="checkbox"/> PETITION TO ALLOW SECURED CLAIM<br><input type="checkbox"/> PETITION TO APPOINT TEMPORARY RECEIVER<br><input checked="" type="checkbox"/> PROOF OF CLAIM<br><input type="checkbox"/> PETITION TO ENFORCE<br><input type="checkbox"/> PETITION FOR INSTRUCTIONS<br><input type="checkbox"/> PRELIMINARY INJUNCTION<br><input type="checkbox"/> APPOINTMENT OF PERMANENT SPECIAL MASTER<br><input type="checkbox"/> PETITION TO RECLAIM<br><input type="checkbox"/> PARTITION PROCEEDINGS<br><input type="checkbox"/> PETITION TO SELL<br><input type="checkbox"/> RECEIVERSHIP PROCEEDINGS<br><input type="checkbox"/> SHOW CAUSE HEARING<br><input type="checkbox"/> SUPPLEMENTARY PROCEEDINGS<br><input type="checkbox"/> TITLE PROCEEDINGS<br><input type="checkbox"/> TEMPORARY RESTRAINING ORDER<br><input type="checkbox"/> TRUSTEE PROCEEDINGS<br><input type="checkbox"/> VACATE ARBITRATION<br><input type="checkbox"/> WRIT OF MANDAMUS<br><input type="checkbox"/> WRIT OF REPLEVIN |

**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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|---|--|
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|   |                     |
|---|---------------------|
| <b>HEARING DATE:</b> February 23, 2015  | <b>APPROVED BY:</b> |
| <b>Failure to fill out this form properly may result in your hearing date not being approved.</b> |                     |

|   |   |
|---|---|
| Signature of Attorney or Self-represented Litigant<br>/s/ <u>Richard L. Gemma, Esq.</u> | Address:<br>56 Pine Street, Suite 700, Providence, RI 02903 |
| Rhode Island Bar Number: 3953   | Office Telephone Number: 401-454-8706                       |
|   | Date: 2/9/2015  |

**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:

|           |  |
|-----------|--|
| <b>1.</b> |  |
|-----------|--|

2. Name and address where notices should be sent:

|           |  |
|-----------|--|
| <b>2.</b> |  |
|-----------|--|

Check this box if you do not wish to receive notices via email

|        |        |
|--------|--------|
| Phone: | Email: |
|        |        |

3. The Order appointing the Receiver is dated January 13, 2015. Which time period does your claim relate to? (**Check Only One**)

Prior to January 13, 2015

After January 13, 2015

Before and After January 13, 2015

4. Amount of Claim as of \_\_\_\_\_, 201\_:

|           |  |
|-----------|--|
| <b>4.</b> |  |
|-----------|--|

5. Amount of Claim as of the date of this proof of claim is signed:

|           |  |
|-----------|--|
| <b>5.</b> |  |
|-----------|--|

6. Type of claim and amount:

|  |                                    |
|--|------------------------------------|
| <b>6.</b> <input type="checkbox"/> Secured | <input type="checkbox"/> Unsecured |
| \$ _____                                   | \$ _____                           |

7. State the nature of the alleged debt and how it was incurred (e.g. wages, taxes, leases, vendors or other):

|           |  |
|-----------|--|
| <b>7.</b> |  |
|-----------|--|

8. Please list all documents that support your claim and attach them to this proof of claim (Do not send originals)

|           |  |
|-----------|--|
| <b>8.</b> |  |
|-----------|--|

I, being duly sworn, depose and say that this claim is true and correct to the best of my knowledge, information and belief, that no part of this claim has been paid or satisfied, and there are no set-offs or counter-claims against this claim

Print Name:  
Title:  
Company:  
Address:

Signature: \_\_\_\_\_

STATE OF \_\_\_\_\_  
COUNTY OF \_\_\_\_\_

Subscribed and sworn to before me this \_\_\_\_\_ day of \_\_\_\_\_, 201\_.

\_\_\_\_\_  
Notary Public