Case Number: WB-2011-0781 Filed in Washington County Superior Court Submitted 8/6/2015 4:30:54 PM

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STATE OF RHODE ISLAND WASHINGTON, SC.

CHARLES S. KINNEY, CHIEF EXECUTIVE OFFICER AND TRUSTEE, Plaintiff,

ν.

WESTERLY HOSPITAL HEALTHCARE, INC., THE WESTERLY HOSPITAL, ATLANTIC MEDICAL GROUP, INC., OCEAN MYST, MSO LLC, WOMEN'S HEALTH OF WESTERLY, LLC, AND NORTH STONINGTON HEALTH CENTER, INC.,

Defendants.

SUPERIOR COURT

C.A. No. WB-2011-0781

3 UCT 19 AMII: 47

ORDER

This matter having come before the Court on the 6th day of August, 2015, on the Permanent Special Master's Third and Final Affidavit of Compliance Report and after hearing thereon, as well as consideration of the papers and pleadings submitted to the Court, as well as the representations of counsel in open Court, it is hereby:

ORDERED, ADJUDGED and DECREED

- 1. The Special Master's Third and Final Affidavit of Compliance Report is hereby *APPROVED*:
- 2. All of the acts, doings and disbursements of the Special Master as of the filing date of the Third and Final Affidavit of Compliance Report are hereby approved, confirmed and ratified;
- 3. The Special Master's fees and expenses as set forth in the Third and Final Affidavit of Compliance Report in the amount of \$194,606.00 for the reporting period of December, 2014 through July 21, 2015, are hereby approved and the Special Master is authorized to pay said fees and expenses forthwith. Notwithstanding, the Special Master shall

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reserve the amount of \$1.612.00 from said payment and add said amount to the reserve set forth in paragraph 5, below;

- 4. The Special Master is hereby authorized to pay the fees and expenses of Adler Pollock & Sheehan, P.C. in the amount of \$6,800.00 forthwith;
- 5. The Special Master is hereby authorized to release payment of the fees and expenses of DiGennaro & Palumbo, LLP in the amount of \$10,000.00 forthwith;
- 6. The Special Master is hereby authorized to reserve the amount of \$15,000.00 to cover any miscellaneous administrative expenses incurred in the final administrative conclusion of the Estate:
- 7. The Special Master is hereby authorized to donate the amount of \$36,301.31 to the Westerly Hospital Foundation;
 - 8. TWH in Mastership and Westerly Hospital Healthcare, Inc. are hereby dissolved;
 - 9. The Special Master's Bond is hereby ordered cancelled; and
- 10. Pursuant to ¶3 of the September 10, 2012, Sale Order, the instant proceedings are hereby stayed until further order of the Court.

ENTERED as an Order of this Court this <u>P</u> day of August, 2015.

ENTER:

BY ORDER:

Associate Justice

15/ Melissa A CAtone Clerk, Superior Court Case Number WB-2011-0781 Filed in Washington County Superior Court Submitted, 8/6/2015 4 30:54 PM Envelope 288906 Reviewer Demonica Lynch

Submitted by

s/W. Mark Russo

W. Mark Russo (#3937), Special Master

Ferrucci Russo P.C. 55 Pine Street, 4th Floor Providence, RI 02903 Tel.: (401) 455-1000

Fax: (401) 455-7778

Dated: August 6, 2015

CERTIFICATION OF SERVICE

I hereby certified that on this 6^{th} +day of August, 2015, I filed and serve this document through the electronic filing system on the parties listed on Schedule A attached hereto

s W. Mark Russo

Case Number WB-2011-0781
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SCHEDULE A

Allan Shine, Esq. - ashine@crfllp.com

Richard Land, Esq. - rland@crfllp.com

Richard Beretta, Esq. - Rberetta@apslaw.com

Patricia Rocha, Esq. - procha@apslaw.com

Russell Marsella, Esq. - russell.marsella@bebsri.org

Stephen Izzi, Esq. - sizzi@mosesafonso.com

Stephen Richard, Esq. srichard@nixonpeabody.com

Stephen D. Zubiago, Esq. SZubiago@nixonpeabody.com

Victor Milione, Esq - vmilione@nixonpeabody.com

Theodore Orson, Esq. torson@orsonandbrusini.com

Kathryn Enright, Esq. kenright@riag.ri.gov; dmilia@riag.ri.gov

Joseph DiOrio, Esq. imdiorio@dioriolaw.com: spthomas@dioriolaw.com

Chip Palmer - ghpalmer@dioriolaw.com

Scott Brown, Esq. sbrown@LRLaw.com

A. Neil Hartzell, Esq. - neil.hartzell@leclairrvan.com

Thomas Sullivan, Esq. - tom.sullivan@philips.com

Jennifer Wood, Esq. - jwood@ltgov.state.ri.us

Ian Hammel, Esq. - iahammel@mintz.com

Ann-Ellen Hornige, Esq. - AHornidge@mintz.com

Herb Olson, Esq. - Herb Olson@ohic.ri.gov

Aaron Siegman, Esq. - asiegman@kmksc.com

Christopher Callaci, Esq. - ccallaci@unap.org

Jeffrey G. Latham, Esq. - ilatham@tld-law.com

Richard Ratcliffe, Esq. – <u>rratcliffe@rhbglaw.com</u>

Tamara Wolfson, Esq. - twolfson@andersonkreiger.com

Lisa M. Peters, Esq. - Lisa.Peters@kutakrock.com

Robert D. Fine - RFine@crfllp.com

Don E. Wineberg - dwineberg@crfllp.com

Jeff Chase-Lubitz, Esq. - jfcl@dbslawfirm.com

Stephen F. DelSesto, Esq. - sdelsesto@dbslawfirm.com

Lori L. Purkey. Esq. - purkey@purkeyandassociates.com

Thomas J. Liguori, Jr., Esq. - tomliguori@cherenzia.com

Bruce Borrus, Esq. - bborrus@riddellwilliams.com

Michael Jenkinson - mjenkinson@rifoundation.org

Mark Pfeiffer - pfeiffer 70@gmail.com

Jennifer V. Doran, Esq. - jdoran@haslaw.com

Charles W. Normand - ; enormand@hinckleyallen.com

Steven J. Boyajian - SBoyajian@rc.com

Scott A. Zuber - szuber@wolffsamson.com

Patricia Kapsch - patricia.kapsch@usbank.com

Lara Shipkovitz - Ishipkovitz@bernsteinlaw.com

Peter J. Furness -peter@bhrlaw.com

Linda Rekas Sloan - <u>linda@lrslawassociates.com</u>

Justin T. Shay - ishay@em-law.com

Case Number W8-2011-0781 Filed in Washington County Superior Court Submitted: 8/6/2015 4:30 54 PM Envelope 288906

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> Jason R. Burke - jburke@hopperblackwell.com Thomas C. Angelone - angelonelaw@aol.com Dawn Houle - dhoule@hcc-law.com Christopher Mulhearn - emulhearn@mulhearnlawri.com Victor J. Orsinger - vjo@onltlaw.com Brooks Magratten - <u>bmagratten@pierceatwood.com</u> Shari Williams - williams.shari@pbgc.gov Barry Feigenbaum - BFeigenbaum@ROGINLAW.com Thomas J. Capalbo, Jr. - tic@cchlawoffice.com Michael Pushee - MPushee@formisanoandcompany.com Robert Rich, Esq. - rrich2@hunton.com Brian Burns, Esq. - BRIAN T BURNS@progressive.com John P. McCoy - <u>imccoy@benjestlaw.com</u> John Conlon - john.conlon@ricoh-usa.com Mark P. Gagliardi - mark@gagliardilaw.net Paul J. Cirillo - paul j cirillo@uhc.com Jason R. Burke - jburke@hopperblackwell.com Cynthia Warren - cwarren@cm-law.com Miriam Weizenbaum - miriam@delucaandweizenbaum.com

> > /s/ W. Mark Russo

k: wiwesterly hospital pleadings order approving sm's third and final affidavit of compliance report docs



John Dorsev Idorsey á frlawn com

October 14, 2015

Rhode Island Secretary of State Business Services 148 West River Street Providence, RI 02904-2615

RE: Kinney v. Westerly Hospital et al., C.A. No. 2011-781

To Whom It May Concern:

Please be advised that the enclosed Order approving the Special Master's Third and Final Affidavit of Compliance Report has been entered in the above-referenced Mastership proceeding. Pursuant to the Order. TWH in Mastership and Westerly Hospital Healthcare, Inc., have been ordered dissolved. A copy of the Order is enclosed for your reference.

Please do not hesitate to contact our office with any questions. Thank you for your time and attention.

Very truly yours.

JOHN A. DORSÆ

JAD/kam

Enclosure

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