

RECEIVED
SECRETARY OF STATE
CORPORATIONS DIV
2018 JAN 11 AM 11:51

1001554

January 9, 2018

TO: CREDITORS AND OTHER PARTIES IN INTEREST

RE: NIR RETAIL, LLC vs. BR ASSET MANAGEMENT, LLC, formerly known as Benrus, LLC ("Respondent") / PC-2017-5819

On January 2, 2018, the Rhode Island Superior Court in Providence County entered an Order, appointing the undersigned the Permanent Receiver of Respondent BR Asset Management, LLC, formerly known as Benrus, LLC. A receivership is a state court-supervised insolvency proceeding, and the Receiver is an officer of the Court, empowered and directed to, inter alia, take possession and charge of Respondent's assets. In connection therewith, enclosed please find the Receivership Notice issued by the Court. Pursuant to the Receivership Notice, all creditors and claimants are ordered to file under oath with the Receiver a statement, setting forth, inter alia, their respective claims. In that regard, enclosed is a Proof of Claim form for you to complete and forward to the undersigned. Please attach all supporting documents to the Proof of Claim and be sure to have the original executed and notarized Proof of Claim returned to the undersigned on or before **May 11, 2018** ("Deadline").

If you have any questions regarding any aspect of the foregoing, please feel free to contact the undersigned Receiver at your earliest convenience.

Thank you for your attention to this matter.

Very truly yours,



RICHARD L. GEMMA, Receiver of
BR Asset Management, LLC, formerly known as Benrus, LLC

RLG:mvg

Enclosures

STATE OF RHODE ISLAND
PROVIDENCE, SC

SUPERIOR COURT

NIR RETAIL, LLC,
Petitioner,

vs.

PC-2017-5819

BR ASSET MANAGEMENT, L.L.C.,
Respondent.

RECEIVED
SECRETARY OF STATE
CORPORATIONS DIV
2018 JAN 11 AM 11:51

RECEIVERSHIP NOTICE

Please take Notice that on January 2, 2018, an Order Appointing Permanent Receiver was entered by the Providence County Superior Court in the above-captioned matter. Said Order appointed Richard L. Gemma, Esquire, as Permanent Receiver (the "Receiver") of BR Asset Management, LLC, formerly known as Benrus, LLC ("Respondent"), 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:

"12. All creditors or other claimants hereby are ordered to file under oath with the Receiver at Wieck DeLuca & Gemma Incorporated, 56 Pine Street, Suite 700, Providence, Rhode Island, on or before MAY 11th, 2018, 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.

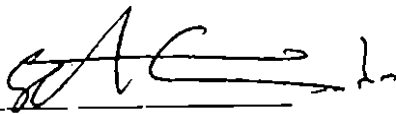
13. That the commencement, prosecution, or continuance of the prosecution, of any action, suit, arbitration proceeding, hearing, or any foreclosure, reclamation or repossession proceeding, both judicial and non-judicial, or any other proceeding, in law, or in equity or under any statute, or otherwise, against said Respondent 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 Respondent, or the taking or attempting to take into possession any property in the possession of the Respondent or of which the Respondent has the right to possession, or the cancellation at any time during the Receivership proceeding herein of any insurance policy, lease or other contract with Respondent, 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 Respondent, by any public utility, without obtaining prior approval thereof from this Honorable Court, in which connection said Receiver shall be entitled

18 JAN -2 AM 11:57
RECEIVED
SECRETARY OF STATE
CORPORATIONS DIV

to prior notice and an opportunity to be heard, are hereby restrained and enjoined until further Order of this Court."

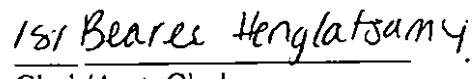
ENTERED at Providence, Rhode Island on this 2nd day of January, 2018.

ENTER:



Michael Silverstein
Associate Justice

PER ORDER:



1st Bearee Henglatsamy
Clerk/Asst. Clerk 1/2/2018.

Dated: 1/02, 2018

Mail Proofs of Claim to:
Richard L. Gemma, Esq., Receiver
BR ASSET MANAGEMENT, L.L.C, formerly known as Benrus, L.L.C
Wieck DeLuca & Gemma Incorporated
56 Pine Street, Suite 700
Providence, RI 02903

PROOF OF CLAIM MUST BE FILED WITH THE RECEIVER ON OR BEFORE **MAY 11, 2018.**

RECEIVERSHIP PROOF OF CLAIM FORM

I, _____, being duly sworn, depose and say:

_____ (INDIVIDUAL) I am the claimant herein.

_____ (PARTNERSHIP) I am a partner of _____ which is the claimant herein.

_____ (CORPORATION) I am an officer, to wit, _____, of _____ which is the claimant herein.

The full address of the claimant is _____ (complete address, including zip code).

That as of the 8th day of December, 2017, **BR ASSET MANAGEMENT, LLC, formerly known as Benrus, LLC**, lately doing business at 39 Pike Street, Providence, Rhode Island, did owe and still does owe the claimant a balance of \$ _____ dollars. A statement of account and supporting documents are attached hereto.

That such account is just, true and correct, and said balance is now due claimant.

That no part thereof has been paid or satisfied, and that there are no set-offs, or counterclaims thereto, to the knowledge or belief of deponent and that no security exists for said debt.

That the attorneys named on this Proof of Claim are hereby made and constituted attorneys for all purposes whatsoever in connection with this claim with full power of substitution (if an attorney is filing for you).

Check this box if your claim is secured and attach copies of supporting documents.

Check this box if you believe you have an unsecured priority claim, and specify the amount of the claim entitled to priority \$ _____, and the legal basis and/or authority to claim such priority: _____

(Signature of Claimant)

STATE OF _____
COUNTY OF _____

Subscribed and sworn to before me on this ____ day of _____, 2018.

Notary Public
My Commission Expires: _____