EGO, LLC,

Respondent.

# HEARING DATE: MAY 5, 2021 AT 2:00 P.M. WEBEX HEARING PARTICIPANTS CONTACT COURT FOR DETAILS PUBLIC ACCESS AVAILABLE AT WWW.COURTS.RI.GOV BUSINESS CALENDAR

# STATE OF RHODE ISLAND PROVIDENCE, SC

SUPERIOR COURT

RAFAEL SANCHEZ AND KATHERINE
FAY AS EXECUTRIX OF THE ESTATE
OF CHRISTIAN HARRIS,
Petitioners,
V.

C.A. No. PC-2020-06236

# PERMANENT RECEIVER'S FIRST AND FINAL REPORT AND FIRST REQUEST FOR FEES

NOW COMES Christopher J. Fragomeni, Esq., solely in his capacity as permanent receiver ("Receiver") of Ego, LLC ("Ego"), and hereby reports to the Court with regard to Ego. The Receiver respectfully represents to the Court as follows:

### **APPOINTMENT**

1. On September 3, 2020, Rafael Sanchez ("Sanchez") and Katherine Fay ("Fay"), as executrix of the estate of Christian Harris, filed a Petition for the Appointment of a Receiver ("Petition"), alleging, among other things, that Ego was insolvent and unable to meet its obligations as they became due. A copy of the Petition is attached hereto as <u>Exhibit A</u>.

2. By order entered on September 14, 2020 ("Temporary Order"), the Receiver was appointed Temporary Receiver of Ego. A copy of the Temporary Order is attached hereto as **Exhibit B**.

3. In connection with his appointment and pursuant to the Temporary Order, the Receiver, on September 17, 2020, obtained a bond in the amount of \$10,000 ("the Bond"), which was filed with the Court. A copy of the Bond is attached hereto as **Exhibit C**.

4. Fay, the registered agent of Ego, accepted service of the receivership citation issued in this matter and executed an Acceptance of Service Affidavit ("Affidavit"), which was filed with the Court on September 28, 2020. A copy of the Affidavit is attached hereto as **Exhibit D**.

5. As set forth in an affidavit of service filed with the Court, the Receiver, on September 29, 2020, mailed a copy of the Temporary Order to the creditors and parties in interest known to him.

6. Notice of the Temporary Order was published in *The Providence Journal* on September 30, 2020. A copy of such publication is attached hereto as **Exhibit E**.

7. On October 14, 2020, the Court held a hearing on the appointment of a permanent receiver, and after that hearing, the Court entered an order ("Permanent Order") appointing the Receiver as permanent receiver of Ego. A copy of the Permanent Order is attached hereto as **Exhibit F**.

8. On October 19, 2020, the Receiver notified creditors known to him of the Permanent Order and provided those creditors with a proof of claim form. The Receiver then filed an affidavit of service of such notice, which is on file with the Court.

9. Notice of the Permanent Order was published in *The Providence Journal* on November 6, 2020. A copy of such publication is attached hereto as **Exhibit G**.

### Ego, LLC

10. Ego is co-owned by Sanchez and the Estate of Christian Harris, who passed away in early 2019.

11. Ego is a nightclub and bar located in downtown Providence that leases the premises located at 73 Richmond Street, Providence, RI ("the Premises") from Seventy-One Richmond LLC ("Landlord").

12. The Premises hosts two bars, a dance area, a DJ booth, an outdoor patio area, and a basement storage area.

13. In 2015, Ego was sued, among other defendants, in *Lisette Sical, et al. v. Joel Norman, et al.* (PC-2015-1423) (the "Lawsuit"), a wrongful death action in which the plaintiffs allege that Ego was one of several bars that an individual defendant visited before driving the wrong way down Route 95 and crashing head-on into another car.

14. Ego operated until early 2020, when, as a result of the COVID-19 pandemic, it ceased operations.

### **RECEIVER'S ACTIONS AFTER APPOINTMENT**

15. Upon the Receiver's appointment, Ego was not operating but continued to occupy the Premises.

16. The Receiver had several conversations with Fay, who was employed as Ego's bookkeeper prior to the Receiver's appointment, to help the Receiver understand and evaluate the assets of the receivership estate. To assist the Receiver with question or issues related to the Estate, the Receiver continued to temporarily employ Fay.

17. The Receiver worked collaboratively with Fay in evaluating whether Ego remained financially solvent and whether a re-opening was viable or, if not, to determine the

value of Ego's assets. Fay also provided the Receiver with access to Ego's QuickBooks files, which the Receiver reviewed.

18. The Receiver also ensured that the Premises and Ego's assets were insured. Both were insured under a policy that was paid in full prior to the Receiver's appointment. The policy was set to expire on June 9, 2021. Furthermore, Ego maintained workers' compensation insurance.

19. After discussions with Fay, and after reviewing of Ego's QuickBooks, it appeared to the Receiver that the only creditors of Ego were the Landlord and Ego's accounting firm, Donellon, Orcutt, Patch & Stallard, P.C. In connection with his search for creditors, the Receiver searched the Rhode Island Secretary of State UCC-1 database, which identified the Landlord as the only secured creditor.

20. Additionally, in connection with the Lawsuit, the Receiver filed a suggestion of receivership on the record and contacted counsel of record to notify them of this proceeding and the Court-ordered stay against the commencement and continuation of litigation against Ego. Furthermore, the Court held a chambers conference with the Receiver and counsel in the Lawsuit to discuss the continuation of the Lawsuit against other defendants in that action, but not as it pertained to Ego's alleged liability.

21. Ultimately, after reviewing all Ego's financial information, the Receiver, in his business judgment, determined that re-opening Ego and operating it as a going concern was not viable, especially in the midst of the COVID-19 pandemic.

22. As a result, the Receiver coordinated with Sanchez and Ego's manager, Chris Bissanti ("Bissanti"), to conduct a site visit and perform an inventory of Ego's assets to offer them for sale. After inventorying and assessing Ego's assets, it became apparent to the Receiver

that only a few of Ego's assets had any liquidation value. Those assets include stereo and DJ equipment, which includes certain speakers, lighting, and mixers; general bar equipment, such as an ice machine, shakers, mixing tools, no-slip mats, dishwashing bins, point of sale terminals and support systems, bar stools, chairs, tables, high tops, drinkware, a portable bar, soda gun systems, reach-in coolers, single- and three-bay sinks, and a dishwasher; a security camera system; on-hand liquor inventory; and miscellaneous other items with nominal value (collectively, the "Assets").

23. The Receiver researched items comparable to the Assets in an effort to develop a total, fair market valuation of the Assets ("Receiver's Value"). As a result of those efforts, the Receiver concluded that each asset generally carried a value of about 25%-50% of the value of a comparable, brand new item. The Receiver believed in his business judgment that a 25%-50% value of a new comparable item was appropriate, accounting for the used status of Assets and a discount for liquidation value.

24. After determining the Receiver's Value, the Receiver entertained offers from Sanchez and Bissanti and the Landlord to purchase the Assets.

25. Sanchez and Bissanti submitted an offer to purchase all Ego's assets for \$9,000, contingent upon negotiating an acceptable lease agreement with the Landlord.

26. The Landlord submitted an offer to purchase all Ego's assets for \$6,000 in addition to waiving any administrative claim for rent from the inception of the receivership until the Court approved any petition to sell relative to that offer. That offer has no contingencies.

27. The Receiver determined, in his business judgment, that the offer from the Landlord was the highest and best offer mainly because (1) the cumulative total of the \$6,000 plus the value of the waived administrative claims was more than (i) the \$9,000 offered by

Sanchez and Bissanti, and (ii) the Receiver's Value of the Assets; and (2) the offer contained no contingencies.

28. As a result, the Receiver filed a petition to sell ("Petition to Sell") with the Court, requesting that the Court approve the sale of all Ego's assets to the Landlord. A copy of the Petition to Sell is attached hereto as **Exhibit H**.

29. In connection with the Court's approval of the Petition to Sell, the Receiver prepared and delivered documents to the Landlord to a transfer of the Assets.

30. In connection with the Lawsuit, the Receiver filed a suggestion of receivership on the record and contacted counsel of record to notify them of this proceeding and the Courtordered stay against the commencement and continuation of litigation against Ego. Furthermore, the Court held a chambers conference with the Receiver and counsel in the Lawsuit to discuss the continuation of the Lawsuit against other defendants in that action, but not as it pertained to Ego's alleged liability.

31. Additionally, another lawsuit was filed against Ego despite the Court's injunction of the commencement of any action against Ego, *Tyler O'Brien v. Ego, LLC d/b/a Ego Providence* (PC-2020-08915). The Receiver coordinated with Ego's insurer, who has appeared in that suit and defended on Ego's behalf.

32. The Receiver coordinated with Fay and Ego's accountants to ensure that Ego filed appropriate state and federal tax return extensions for 2020.

### PROOF OF CLAIMS

33. The deadline to submit proof of claims, as established by the Permanent Order, was February 16, 2021.

34. The Receiver did not receive any proof of claims from any creditors.

35. As explained below, even if proof of claims were received, there are insufficient funds for distribution for those claims after consideration for the estate's administrative expenses.

#### PROPOSED DISTRIBUTIONS AND REQUEST FOR FEES AND EXPENSES

36. As of the filing of this report, the Receiver has cash on hand in the amount of \$19,053.35, which includes (1) \$9,250 from Ego's operating account at the time of the Receiver's appointment; (2) \$6,000 from proceeds of the sale of the Assets to the Landlord; (3) \$223.00 from premium refunds from Beacon Mutual Insurance Co., Ego's workers' compensation insurer; (4) \$1,380.08 from premium refunds from Johnson & Johnson, Inc.; (5) \$399.80 from premium refunds from National General Insurance; (6) \$219.86 from premium refunds from National General Insurance premium refunds.

37. In administering the estate, the Receiver incurred certain administrative expenses, which, as detailed below, are recommended for payment.

38. For instance, the Receiver continued to employ Fay for a short period of time, paying her \$345 per week. This expense was necessary to assist the Receiver with understanding the estate and the financial status of Ego.

39. Furthermore, the Receiver incurred expenses relative to the Premises, such as costs for gas and electricity service from National Grid.<sup>1</sup> These expenses were necessary given that all Ego's Assets were stored in the Premises.

40. Additionally, as of the filing of this Report, the Receiver and members of the Receiver's law firm have devoted a cumulative total of approximately 51.2 hours to this matter,

<sup>&</sup>lt;sup>1</sup> The Receiver also accrued unpaid rent expenses, but those expenses were waived pursuant to the Landlord's offer to purchase the Assets.

and incurred \$12,869 in legal fees. Attorneys were billed at the rate of \$310.00 per hour, and paralegals were billed at the rate of \$100.00 per hour. The Receiver confirms that those fees were incurred as necessary for the benefit of the Receivership estate.<sup>2</sup>

41. Additionally, the Receiver incurred \$1,517.81 in out-of-pocket expenses, which amount includes, among other things, the costs affiliated with advertising and mailing.

42. Accordingly, Receiver requests that the Court approve the Receiver's legal fees and out-of-pocket costs and expenses, confirm that such fees, costs, and expenses were incurred for the benefit of the Receivership estate, and authorize the payment of such legal fees, costs, and expenses cumulatively totaling \$14,386.81. The Receiver's invoice has been submitted to the Court for an in camera review. If so authorized by the Court, the Receiver will present such invoice to any party.

43. Based upon the foregoing, the Receiver proposes and recommends distributing the cash on hand as follows:

Priority	Claim Type	Payee	Amount
1	Administrative	Kate Fay	\$1,035.00
1	Administrative	National Grid	\$126.42
1	Administrative	National Grid	\$1,739.67
1	Administrative	Chris Fragomeni, as Receiver	\$12,118.81 (\$10,601.00 fees;
		(Shechtman Halperin Savage, LLP)	\$1,517.81 expenses)
1	Administrative	Christopher Fragomeni, as Receiver	\$3,768.00 (\$2,268.00 fees;
		(Savage Law Partners, LLP)	\$1,500 administrative reserve)
2	Secured Claim	Seventy One Richmond, LLC	\$265.45 (Remaining balance
			of cash on hand after
			consideration for
			administrative claims)
		\$19,053.35	

<sup>&</sup>lt;sup>2</sup> During the pendency of this proceeding, the Receiver moved from Shechtman Halperin Savage, LLP to Savage Law Partners, LLP ("SLP"). As such, the Receiver will present two invoices to the Court for review and approval—one from SHS and one from SLP for the work performed while the Receiver was at each firm. The fees and expenses set forth in this paragraph are the cumulative total of the invoices from both SHS and SLP.

WHEREFORE, for the foregoing reasons, the Receiver respectfully requests that the Court schedule this matter for hearing and at the conclusion of said hearing issue an Order that:

- A. Approves the Receiver's First and Final Report and First Request for Fees;
- B. Approves the Receiver's recommended proof of claim allowances, if any, and other allowances as set forth herein;
- C. Approves the Receiver's recommended distributions set forth herein;
- D. Approves the Receiver's request for fees and out-of-pocket expenses in the amount of \$14,386.81, and authorizes the Receiver to pay such amount from the Receivership Estate;
- E. Judicially dissolves Ego, LLC, and authorizes the Receiver to send such order to the Rhode Island Secretary of State;
- F. Authorizes the Receiver to maintain an administrative reserve account in the amount of \$1,500 and further authorizes the Receiver to disburse any unused funds of such reserve account to any secured creditors in their priority as set forth herein, and after consideration of such secured claims, disburse any unused funds to the unsecured creditor set forth herein on a pro-rata basis.
- G. Provides that the Receiver shall have no obligations or liabilities in connection with the filing of any tax returns for Ego, LLC;
- H. Approves, confirms, and ratifies the acts, doings, and disbursements of the Receiver;
- I. Cancels the Receiver's bond(s);
- J. Discharges the Receiver from the above captioned matter; and
- K. Orders any and all other relief as the Court deems necessary.

> CHRISTOPHER J. FRAGOMENI, ESQ., ONLY AS PERMANENT RECEIVER OF EGO, LLC AND NOT INDIVIDUALLY

/s/ Christopher J. Fragomeni

Christopher J. Fragomeni, Esq. (9476) Savage Law Partners, LLP 39 Pike Street, Providence, RI 02903 P: 401-238-8500 | F: 401-648-6748 chris@savagelawpartners.com

### **CERTIFICATE OF SERVICE**

I hereby certify that, on the 23rd day of April, 2021, I filed and served this document

through the electronic filing system. The document electronically filed and served is available for

viewing and/or downloading from the Rhode Island Judiciary's Electronic Filing System.

<u>/s/ Christopher J. Fragomeni</u>

Permanent Receiver's First and Final Report and First Request for Fees

# **Exhibit** A

STATE OF RHODE ISLAND PROVIDENCE, SC.

# SUPERIOR COURT

Rafael Sanchez and Katherine Fay as Executrix of the Estate of Christian Harris Petitioners

Vs.

P.B. No.

EGO, LLC

Respondent

# **PETITION FOR THE APPOINTMENT OF A RECEIVER**

Petitioners respectfully represents that:

1. Respondent is a Rhode Island Limited Liability Company, with its primary place of business at 73 Richmond Street, Providence, Rhode Island, and is in the business of operating a bar and nightclub.

2. Petitioners are the holders of One Hundred (100%) Percent of all the outstanding membership ownership interests of the Respondent company and voted to dissolve the Respondent company.

3. The rights and obligations of the members and respondent are governed by Rhode Island Law.

4. This Honorable Court has jurisdiction over this matter pursuant to Rule 66 of the Rhode Island Superior Court Rules of Civil Procedure, Title 7, Chapter 16 of the Rhode Island General Laws, as amended, Sec. 8-2-13 of the Rhode Island General Laws, as amended, and this Honorable Court's General Powers of Equity.

5. Section 7-16-40 of the Rhode Island Limited Liability Company Act (the Act), states that upon, "application by or on behalf of a member, the Superior Court may decree the dissolution of a limited liability company whenever it is not reasonably practicable to carry on the business in conformity with the Articles of Organization or Operating Agreement.

6. Petitioners are informed and believe that Respondent is insolvent and will be unable to meet its obligations as they become due.

7. Because of the current economic conditions brought about COVID 19 pandemic, Respondent will soon be arrears in payment of its obligations most particularly its obligation to pay rent, and there is a danger of dissipation and depreciation of the assets of the Respondent.

8. Respondent is currently closed and as a consequence of the current economic conditions, Petitioners do not believe Respondent can or will re-open for business.

9. In the opinion of Petitioners, it is urgent and advisable that a Temporary Receiver be appointed immediately to take charge of the affairs, assets, estate, effects and property of said Respondent to preserve the same for the interest of all creditors.

10. This Petition is made in good faith for the protection of the business of the Respondent and for the benefit of its creditors, and the appointment of a Temporary Receiver is most desirable to protect the <u>status quo</u> of the Respondent pending final hearing on the appointment of a Permanent Receiver.

11. This Petition is filed to seek relief as prayed by virtue of and pursuant to this Court's equity powers and pursuant to its powers as authorized by the laws and statutes of the State of Rhode Island.

WHEREFORE, Petitioners respectfully pray that this Honorable Court appoint a Temporary Receiver forthwith and also appoint a Permanent Receiver to take charge of the assets, affairs, estate, effects and property of the Respondent, that said Temporary Receiver and Permanent Receiver be authorized to continue to operate the business of the Respondent, if such Receiver determines that continuing to operate the business of the Respondent is in the best interests of the Respondent's Estate, and that Petitioner have such other and further relief as this Court shall deem proper.

Rafael Sanchez

Case Number: PC-2020-06236 Filed in Providence/Bristol County Superior Court Submitted: @/2320001932344RM Envelope: 20892802 Reviewer: J/automiaH

### STATE OF RHODE ISLAND COUNTY OF PROVIDENCE

In Providence, Rhode Island on the  $21^{th}$  day of August \_\_\_\_\_, 2020, before me personally appeared Rafael Sanchez who made oath that he subscribed to the foregoing Petition, that he knows the contents thereof and that the same are true, excepting those matters stated on information and belief, and as to those matters he believes them to be true.

Stephen hy hit with Notary Public My Commission Exp. 7/25/21 Stephen M. Litwin

Executrix of the Estate of Chris Harris

### STATE OF RHODE ISLAND COUNTY OF PROVIDENCE

In Providence, Rhode Island on this 27% day of August 2020, before me personally appeared Katherine Fay, Executrix of the Estate of Christian Harris who made oath that she subscribed to the foregoing Petition, that she knows the contents thereof and that the same are true, excepting those matters stated on information and belief, and as to those matters she believes them to be true.

Stephn M hit 2000 Notary Public My Commission Exp. 7/25/21 Stephn M bitMin - 3 -

# **CERTIFICATE OF ATTORNEY**

I, the undersigned, Attorney for the Petitioner, certify that this Petition is made in good faith for the protection of the business of the Respondent and for the benefit of creditors, and that the appointment of a Temporary Receiver is desirable to protect the <u>status quo</u> pending final Hearing for the appointment of a Permanent Receiver.

Stechn In hit no

Stephen M. Litwin, Esquire #2974 116 Orange Street Providence, Rhode Island 02903 Phone: (401) 273-5155

August 17, 2020

- 4 -

Permanent Receiver's First and Final Report and First Request for Fees

# **Exhibit B**

# STATE OF RHODE ISLAND PROVIDENCE, SC

# ) RAFAEL SANCHEZ AND KATHERINE ) FAY AS EXECUTRIX OF THE ESTATE ) OF CHRISTIAN HARRIS, ) Petitioners, )

v.

EGO, LLC, *Respondent*. C.A. No. PC-2020-06236

# **ORDER APPOINTING TEMPORARY RECEIVER**

The above-captioned matter came before the Honorable Brian P. Stern on the Petition for the Appointment of a Receiver, and, upon consideration thereof, it is hereby

# **ORDERED, ADJUDGED, AND DECREED**

1. That Christopher J. Fragomeni, Esq., of Shechtman Halperin Savage, LLP, 1080 Main Street, Pawtucket, RI, be and hereby is appointed Temporary Receiver (the "Receiver") of EGO, LLC ("Respondent");

2. That said Receiver shall, no later than five (5) days from the date hereof, file a bond in the sum of <u>\$10,000.00 (Ten Thousand)</u> 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 that 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 Respondent, to collect the debts and property belonging to it and to preserve the same until further Order of this Court;

#### Filed Providence Superior Court September 14, 2020 Carin Miley, Deputy Clerk I

# SUPERIOR 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 Respondent, to borrow money from time to time, to purchase, for cash or upon credit, merchandise, materials and other property, to engage appraisers and/or employees and assistants, clerical or otherwise, and pay all such individuals and entities in the usual course of business, and to do and perform or cause to be done and performed all other acts and things as are appropriate in the premises;

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 afore-described person for appointment as Receiver herein is warranted and required because of the Receiver's specialized expertise and experience in operating businesses in Receivership and in administrating non-routine Receiverships that involve unusual or complex legal, financial, or business issues;

6. That the Receiver is hereby authorized and empowered to sell at public auction any or all of the assets of the Respondent. The Receiver is also authorized to engage an auctioneer and to insert such display ads within or without the State of Rhode Island as the Receiver deems proper advertising for such sale. Such public auction sale conducted by said Receiver in accordance with the provisions of this paragraph shall be considered and is hereby declared to be commercially reasonable sale, and such sale shall constitute compliance with the requirements of commercially reasonable sale as set forth in Article 9 of the Uniform Commercial Code as enacted in Rhode Island;

7. 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 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; and

8. That Citation be issued to said Respondent, returnable to the Superior Court sitting at Providence, Rhode Island on <u>October 14</u>, 2020 at <u>9:30</u> a.m./p.m., at which time and place this cause is set down for Hearing on the prayer for the Appointment of Permanent Receiver; that the Clerk of this Court shall give Notice of the pendency of the Petition herein by publishing this Order Appointing Temporary Receiver once in the Providence Journal on or before <u>September 30</u>, 2020 and the Receiver shall give further notice by mailing, on or before <u>September 30</u>, 2020, copy of said Order Appointing Temporary Receiver to each of Respondent's creditors and stockholders whose addresses are known or may become known to the Receiver.

ENTERED as an Order of this Court this <u>14th</u> day of September, 2020

**ENTERED**:

Brian P. Stern, Y.

Stern, J. Date: September 14, 2020

Presented by:

/s/ Christopher J. Fragomeni, Esq. Christopher J. Fragomeni, Esq. (9476) Shechtman Halperin Savage, LLP 1080 Main Street, Pawtucket, RI 02860 P: 401-272-1400 | F: 401-272-1403 cfragomeni@shslawfirm.com

BY ORDER:

/s/ Carin Miley Deputy Clerk I

Clerk, Superior Court Date: September 14, 2020

Permanent Receiver's First and Final Report and First Request for Fees

# **Exhibit** C

Bond No. B1235324

RAFAEL SANCHEZ AND KATHERINE FAY AS EXECUTRIX OF THE ESTATE OF CHRISTIAN HARRIS Petitioners

Vs.

EGO, LLC

Respondent

#### **RECEIVERS BOND**

KNOW ALL BY THESE PRESENTS: That we Christopher Fragomeni

As Principal (s), and <u>Selective Insurance Company of America</u> a <u>New Jersey</u> corporation authorized to transact surety business in the State of Rhode Island, as Surety, are held and firmly bound unto the <u>Superior</u> Court of the County of <u>Providence</u> State aforesaid, as Obligee in the penal sum of <u>Ten Thousand Dollars (\$10,000.00)</u>, lawful money of the United States of America, for the payment of which, well and truly to be made, we bind ourselves, our heirs, legal representatives, successors and assigns, jointly and severally, firmly by these presents.

WHEREAS, by an order of the <u>Superior</u> Court of the County of <u>Providence</u> State aforesaid, duly made on <u>09/14/2020</u>, in the above titled action, the above bounden Christopher Fragomeni

Was appointed Receiver therein, and he was ordered before entering upon the discharge of his duties as such Receiver, to execute a bond according to law in the said sum of \$ 10,000.00

NOW THEREFORE, THE CONDITION OF THIS OBLIGATION IS SUCH, That, the said <u>Christopher Fragomeni</u> as such Receiver, shall faithfully discharge his duties in this action and obey the orders of the Court therein; then this obligation shall be void, otherwise to remain in force and effect.

SIGNED AND SEALED this	<u>15th</u>	day of	September	<u> </u>	
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**Christopher Fragomeni** 

By\_\_\_\_\_

Principal

Selective Insurance Company of America

By Attorney in Fact Andrew P. Troy



Selective Insurance Company of America 40 Wantage Avenue Branchville, New Jersey 07890 **B** 973-948-3000

BondNo.B 1235324

#### **POWER OF ATTORNEY**

Receiver

**SELECTIVE INSURANCE COMPANY OF AMERICA**, a New Jersey corporation having its principal office at 40 Wantage Avenue, in Branchville, State of New Jersey ("SICA"), pursuant to Article VII, Section 1 of its By-Laws, which state in pertinent part:

The Chairman of the Board, President, Chief Executive Officer, any Executive Vice President, any Senior Vice President or any Corporate Secretary may, from time to time, appoint attorneys in fact, and agents to act for and on behalf of the Corporation and they may give such appointee such authority, as his/her certificate of authority may prescribe, to sign with the Corporation's name and seal with the Corporation's seal, bonds, recognizances, contracts of indemnity and other writings obligatory in the nature of a bond, recognizance or conditional undertaking, and any of said Officers may, at any time, remove any such appointee and revoke the power and authority given him/her.

does hereby appoint Andrew P. Troy

, its true and lawful attorney(s)-in-fact, full authority to execute on SICA's behalf fidelity and surety bonds or undertakings and other documents of a similar character issued by SICA in the course of its business, and to bind SICA thereby as fully as if such instruments had been duly executed by SICA's regularly elected officers at its principal office, in amounts or penalties not exceeding the sum of: **Ten Thousand Dollars (\$10,000.00)** 

Signed this <u>15th</u> day of <u>September</u>, 2020

By: Brian	VE INSURANCE COMPANY OF AM
STATE OF NEW JERSEY :	×
:ss. Branchville	
COUNTY OF SUSSEX :	
On this 15th day of September, 2020 before me, the undersig acknowledged himself to be the Sr. Vice President of SICA, and that he, a do, executed the foregoing instrument for the purposes therein contained, as Sr. Vice President and that the same was his free act and deed and the to Charlene Kimble Notary Public of New Jersey My Commission Expires 6/2/2021 Notary Public The power of attorney is signed and sealed by facsimile under and by the	by signing the name of the compation by himself ree act and deed of SICA. Bond No. B 1233324
the Board of Directors of SICA at a meeting duly called and held on the 6	th of February 1987, to wit:
"RESOLVED, the Board of Directors of Selective Insurance Company of facsimile corporate seal, facsimile signatures of corporate officers and not attorney for the execution of bonds, recognizances, contracts of indemnity bond, recognizance or conditional undertaking."	arial acknowledgements thereof on powers of
CERTIFICATION	WHATCE COMPLETE
I do hereby certify as SICA's Corporate Secretary that the foregoing extra force and effect and this Power of Attorney issued pursuant to and in acco	
Signed this <u>15th</u> day of <u>September</u> , <u>2020</u> .	hart SICA Corporate Secretary

Important Notice: If the bond number embedded within the Notary Seal does not match the number in the upper right-hand corner of this Power of Attorney, contact us at 973-948-3000.



Selective Insurance Company of America 40 Wantage Avenue Branchville, New Jersey 07890 973-948-3000

BondNo.B 1235324

Receiver

#### STATEMENT OF FINANCIAL CONDITION

I hereby certify that the following information is contained in the Annual Statement of Selective Insurance Company of America ("SICA") to the New Jersey Department of Banking and Insurance as of December 31, 2019:

ADMITTED ASSETS (in thousands)		LIABILITIES AND SURPLUS (in th	ousands)
Bonds	\$1,822,293	Reserve for losses and loss expenses	\$1,119,532
Preferred stocks at convention value	15,960	Reserve for unearned premiums Provision for unauthorized	434,068
Common stocks at convention values Subsidiary common stock at	63,288	reinsurance Commissions payable and	588
convention values	0	contingent commissions	32,565
Short-term investments Mortgage loans on real estate	109,584	Other accrued expenses	33,869
(including collateral loans)	21,163	Other liabilities	395,608
Other invested assets	121,112	Total liabilities	2,016,230
Interest and dividends due or accrued	14,561		(00 000
Premiums receivable	407,001	Surplus as regards policyholders	<u>680,090</u>
Other admitted assets	<u>121,358</u>	Total liabilities and surplus as	
Total admitted assets	<u>2,696,320</u>	regards policyholders	<u>2,696,320</u>

I further certify that the following is a true and exact excerpt from Article VII, Section 1 of the By-Laws of SICA, which is still valid and existing.

The Chairman of the Board, President, Chief Executive Officer, any Executive Vice President, any Senior Vice President or any Corporate Secretary may, from time to time, appoint attorneys in fact, and agents to act for and on behalf of the Corporation and they may give such appointee such authority, as his/her certificate of authority may prescribe, to sign with the Corporation's name and seal with the Corporation's seal, bonds, recognizances, contracts of indemnity and other writings obligatory in the nature of a bond, recognizance or conditional undertaking, and any of said Officers may, at any time, remove any such appointee and revoke the power and authority given him/her.

IN WITNESS WHEREOF, I hereunto subscribe my name and affixing seal of SICA his 1 day of 1000, 2020.

Michael H. Lanza

SICA Corporate Secretar

#### **STATE OF NEW JERSEY :**

#### :ss. Branchville

### COUNTY OF SUSSEX

On this day of <u>March</u> 2020, before me, the undersigned officer, personally appeared Michael H. Lanza, who acknowledged himself to be the Corporate Secretary of SICA, and that he, as such Corporate Secretary, being authorized so to do, executed the foregoing instrument for the purposes therein contained, by signing the name of the corporation by himself as Corporate Secretary.

Notary Public My Commission Expires:

Permanent Receiver's First and Final Report and First Request for Fees

# **Exhibit D**

# STATE OF RHODE ISLAND PROVIDENCE, SC.

SUPERIOR COURT

RAFAEL SANCHEZ AND KATHERINE	
FAY AS EXECUTRIX OF THE	
ESTATE OF CHRISTIAN HARRIS,	
Petitioner,	

VS.

EGO, LLC.,

Respondent.

C.A. No. PC-2020-06236

# ACCEPTANCE OF SERVICE AFFIDAVIT

I, Kate Fay, registered agent for Ego, LLC, do hereby accept service of the Receivership Citation issued in the above-captioned matter on behalf of Ego, LLC. Said acceptance of service is to have the same force and effect as if the service had been personally made upon me as Ego, LLC's registered agent pursuant to applicable laws and the Superior Court Rules of Civil Procedure. The undersigned states that she has the authority from Ego, LLC to accept such service on their behalf.

Kate Fay, Registered Agent of Ego, LLC

Subscribed and sworn before me this 28 day of September, 2020

on expires:

Permanent Receiver's First and Final Report and First Request for Fees

# **Exhibit E**

Submitted: 4/23/2021 3:44 PM Envelope: 3069261









# Villeroy & Boch 1748 \$269 1 pc. Elg. Toilet w/Seat Model # 5668 US 01 0.NOV0 MSRP \$54000

The

bath splash

SHOWROOM

Ettures · faucets

1 Freeway Drive Cranston, RI • 401.467.0200 OTHER LOCATIONS: Plainville, MA & Fall River, MA

**Toilet & Seat** 

bathsplashshowroom.com



# Dear Dr. Roach,

I'm quite overweight, with some physical mobility and fatigue issues because of autoimmunerelated inflammatory arthritis. Some days, I can get about a block at a fairly brisk pace but I have to stop for a few minutes because of the pain in my legs, pelvis and back or I will fall down. Other days, I can get two or three blocks at a brisker than usual pace without needing to stop.

When it comes to burning calories, is it better for me to walk slower and take less breaks or to walk faster and take more breaks to get my pain under control? Must I reach a certain heart rate and keep it there for a certain period of time in order to being doing anything meaningful for weight loss?

Unfortunately, because of the pandemic restrictions, walking around is the only kind of exercise I'm able to do right now. The pools, gyms and yoga studios are closed.

HEALTH

Walking speed for weight loss?

- F.B.C.

For most people, longer and more intense workouts are generally more effective for weight loss. In your case, overly intense workouts are not a good idea. Overdoing it can lead to pain in the joints (and muscles and soft tissue). I recommend a slower, steadier exercise regimen, which I hope will help build up your stamina and reduce your risk of falls and injuries.

High-intensity exercise is needed to gain a high degree of cardiac fitness, and for maximal performance. However, for weight loss and overall longevity, moderate exercise is very nearly as good.

#### Dear Dr. Roach,

I have a large lipoma. I read that liposuction is an easy way to remove them. Is this true? - N.E.

A lipoma is a benign fatty tumor. They're very common and usually removed only if cosmetically important. They can become so, especially when they get large.

The standard treatment is open surgical removal. Liposuction has been used successfully for the treatment of larger lipomas, but a recently published research paper maintains that further investigation is required before liposuction becomes an accepted option. I have seen occasional cases of lipomas that have required more extensive surgery than my patients were expecting, so a less-invasive option would be welcome.

Liposuction has been used routinely for treatment of gynecomastia (enlarged breast tissue) in men.

Write to Dr. Roach in care of The Providence Journal Features Department, 75 Fountain St., Providence, RI 02902. or email ToYourGoodHealth@ med.cornell.edu.

NOTICE OF

MORTGAGEE'S SALE 121 EAST AVENUE WESTERLY, Rhode Island

Assessor's Plat 97/32/// Will be sold, subject to any

and all prior liens and encum-

STATE OF RHODE ISLAND SUPERIOR COURT KORY P. KEEGAN. Petitioner,

C.A. No. WC-2020-0198 CK CUȘTOM KABINETRY, INC.,

# Respondent. NOTICE OF ORDER APPOINTING PERMANENT

**RECEIVER** Please take notice that on July 30, 2020, an Order Appoint-ing Permanent Receiver was entered by the Superior Court in the above-captioned matter. Said Order appointed Christopher J. Fragomeni, Esq. as Permanent Receiver (the "Receiver") of CK Custom Kabinetry, Inc. ("Respondent"), and specified that said Receiver was to give a Surety Bond in the amount of \$10,000.00 with respect to the faithful performance of the du-ties conferred upon said Receiver by said Order.

Said Order, the original of which is on file in the Office of the Clerk of the 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: "All creditors or other claimants hereby are ordered to file

under oath with the Receiver at 1080 Main Street, Pawtucket, RI 02860 on or before November 27, 2020, a statement setting forth their claims, including, but without limiting the generality of the foregoing, the name and address of the claimant, the na-ture 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.

Except as otherwise provided in the Order, "the commencement, prosecution, or continuance of the prosecution, of any ac-tion, 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 Respond-ent 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 to prior notice and an opportunity to be heard, are here-by restrained and enjoined until further Order of this Court." ENTERED as an order of this Court this 30th day of July, 2020. ENTERED: BY ORDER: ENTERED: Richard A. Licht Michael C. Rampone Deputy Clerk I, Superior Court Associate Justice

CITY OF PROVIDENCE ZONING BOARD OF REVIEW NOTICE OF VIRTUAL MEETING

Notice of VIRTUAL MEETING Notice is hereby given that the Zoning Board of Review will be in session on WEDNESDAY, OCTOBER 14, 2020 at 5:30 PM USING THE ZOOM WEBINAR PLATFORM CIUDAD DE PROVIDENCIA -JUNTA DE REVISIÓN DE ZONIFICACIÓN AVISO DE REUNIÓN VIRTUAL Se da aviso de que la lunta de Revisión

AVISO DE REUNION VIRTUAL Se da aviso de que la Junta de Revisión de Zonificación estará en sesión el MIÉRCOLES, 14 DE OCTUBRE DE 2020 a las 5:30 PM UTILIZANDO LA PLATAFORMA

WEBINARIO ZOOM PARA LA TRADUCCIÓN AL ESPAÑOL DE ESTE AVISO, LLAME AL 401-680-5376

The virtual meeting can be accessed using the Zoom Webinar Platform at: https://zoom.us/j/94889627470 The Webinar ID is: 948 8962 7470

A computer with a microphone is required for participation OR Those without computer access may participate by telephone.

Those without computer access may participate by technic plate on the following numbers and use **Webinar ID 948 8962 7470# when prompted:** +1 312 626 6799, +1 646 558 8656 or 833 548 0282 (Toll Free), 877 853 5247 (Toll Free)

All persons interested will be heard for or against the grant-ing of the following applications pursuant to Section 1703 of the Zoning Ordinance: I. NEW MATTER

I. NEW MATTEK 1. FRANCISCA POLANCO NAVEDO (Applicant) and JACKY KO (Owner): 200 Exchange Street, Unit B, Plat 19, Lot 102, located in a D-1-200 Downtown District and the Capi-tal Center Special Development District. Application for SPE-CIAL USE PERMIT pursuant to Section Table 12-1: Use Ma-trix to establish the Unit as a Recention Facility. trix, to establish the Unit as a Reception Facility. IMPORTANT INFORMATION:

 Documents for new matters can be accessed at: http://www.p rovidenceri.gov/inspection/boards-of-review/. Those who cannot access the documents electronically may contact Alexis Thompson at 401-680-5376 or at **athompson@providenceri.g** ov to make other arrangements to view the documents. . The public will have the opportunity to comment during the meeting through the electronic platform or by telephone. Public comment may also be submitted prior to the meeting via email to athompson@providenceri.gov. Submissions will be read into the record and discussed at the meeting. . The Board encourages comments to be submitted at least 24 hours before the meeting. Contact Alexis Thompson at atho mpson@providenceri.gov if you have any questions regarding this meeting, or submission of comment.

PROBATE COURT OF THE CITY OF CRANSTON

LS

LE

NOTICE Of Matters Pending and For Hearing In Said Court On the dates specified in notices below at 9 A.M. for hearing Petitioners.

said matters BATISTA, EDUARDO E. ESTATE Petition for Ad-

E. ESTATE retution for Ad-ministration; for hearing Octo-ber 8, 2020 CHORNEY, MARION RABIN ESTATE Petition for Probate of Will; for hearing October 8, 2020

MATÁRAZZO, BEVER-LY ANN ESTATE Petition for the Sale of Real Estate; located at 133 Fordson Avenue Unit 2 Cranston, RI; for pur-poses set forth, now on file, wherein said property is more fully described for hearing October 8, 2020

NICHOLS, DONALD RESIDENT WARD Guardi-DONALD an's 1st Account; for hearing October 8, 2020

**REGINE, ANNE I** ES-TATE Petition for the Sale of Real Estate; located at 1184 Scituate Avenue Cranston, RI; for purposes set forth, now on file, wherein said property is more fully described for hearing October 8, 2020

STEWART, RICHARD ESTATE Petition for Probate of Will; for hearing October 8,

TATE OF RHODE ISLAND **PROVIDENCE, SC** 

C.A. No. PC-2020-06236 RAFAEL SANCHEZ AND KATHERINE FAY AS EXECUTRIX OF THE ESTATE

OF CHRISTIAN HARRIS,

# NOTICE OF ORDER APPOINTING TEMPORARY RECEIVER

Please take notice that on September 14, 2020, an Order Appointing Temporary Receiver was entered by the Providence County Superior Court in the above-captioned matter. Said Order appointed Christopher J. Fragomeni, Esq. as Temporary Re-ceiver (the "Receiver") of Ego, LLC ("Respondent"), and specified that said Receiver was to give a Surety Bond in the amount of \$10,000.00 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 folwing provisions:

"That the commencement, prosecution, or continuance of the prosecution, of any action, suit, arbitration proceeding, hearing, or any foreclosure, reclamation or repossession pro-ceeding, both judicial and non-judicial, or any other proceeding, 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 tak-ing 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

MORTGAGEE'S NOTICE OF SALE OF REAL ESTATE

The premises described in brances, at public auction on November 6, 2020 at 11:00 AM Local Time, on the prem-ises by virtue of the Power of Sale contained in the certain Mortgage Deed made and executed by Pearl P. Tapley dated August 9, 2006 and recorded in Book 1562 at Page 31, et seq. with the Records of Land Evidence of the Town of WESTERLY, County of Washington, State of Rhode Island, the conditions of said broken

TERMS OF SALE: A de-posit of FIVE THOUSAND Mortgage Deed having been DOLLARS AND 00 CENTS broken TEN THOUSAND DOL-LARS (\$10,000.00) down (\$5,000.00) in the form of a certified check, bank treasurer's check, or money order will be required to be delivered at or before the time the bid is offered. The description of the premises contained in said mortgage shall control in the event of an error in this publi-cation. Other terms will be announced at the sale.

ORLANS PC Attorney for the Present Holder of the Mortgage PO Box 540540 Waltham, MA 02454 Phone: (781) 790-7800 19-008125

95 Jenks Street East Providence, RI Map 208, Block 06, Lot 010 The premises described in

the mortgage will be sold sub-ject to all encumbrances and

Attorney for the present

Holder of the Mortgag

EGO, LLC, Respondent.

SUPERIOR COURT

2 HARBOURD ROAD, JOHNSTON, RI 02919

the mortgage will be sold sub-ject to all encumbrances and prior liens on October 7, 2020 at 1:00 PM on the premises, by virtue of the power of sale contained in a mortgage by Wayne J. Costa and John Campopiano dated August 28, 2006 and recorded with the Town of Johnston Land Evi-dence Records at Book 1747, Page 229, the conditions of said mortgage having been

> payment in cash, bank check or certified check at time of sale; other terms will be announced at time of sale. Marinosci Law Group, P.C. 275 West Natick Road, Suite 500 Warwick, RI 02886 MLG File # MLG 20-04345 MORTGAGEE'S SALE

**MORTGAGEE'S SALE** 65 Beech Avenue Cranston, RI Plat 5, Section 3, Lot 1423

The premises described in the mortgage will be sold sub-ject to all encumbrances and prior liens on October 14, 2020 at 9:00 AM on the premises, by virtue of the power of sale contained in a mortgage by Herman L. Carlson, Pau-line M. Carlson dated March 19, 2008 and recorded in the City of Cranston Land Evi-dence Records in Book 3849, Page 249, the conditions of said mortgage having been broken.

\$5.000.00 in cash, certified or bank check is required to bid. Other terms will be announced at the sale.

HARMON LAW OFFICES, P.C Attorney for the Holder of the Mortgage 150 California Street Newton, MA 02458 (617) 558-0500

Notice

The Stone Bridge Fire District in Tiverton RI is initiating an outdoor water ban to all Stone Bridge customers due to drought conditions.

Carl Destremps Superintendent Stone Bridge Fire District THIS MEETING MAY BE CONTINUED FROM DAY TO DAY AND TIME TO TIME AT THE DISCRETION OF THE ZONING BOARD OF REVIEW

THIS MEETING IS ACCESSIBLE TO ALL PERSONS. INDIVIDUALS REQUESTING INTERPRETER SERVICES MUST NOTIFY THE OFFICE OF THE BOARDS OF RE-VIEW AT 401-680-5375, AT LEAST 48 HOURS IN AD-VANCE OF THE HEARING DATE.

Alexis J. Thompson, Secretary to the Zoning Board of Re-view ~ (401) 680-5376 ~ athompson@providenceri.gov

#### PUBLIC NOTICE **Rhode Island Continuum of Care** Request to Join 2021 Membership

The Rhode Island Continuum of Care (RICOC) is a diverse coalition committed to assisting homeless and near-homeless Rhode Islanders to obtain housing, economic stability, compre-hensive services, and an enhanced quality of life. The RICOC is soliciting membership from interested parties willing to participate in the RICOC mission. Interested candidates should be committed to promoting community-wide planning and the strategic use of resources to address homelessness; improving coordination and integration with mainstream resources and other programs targeted to people at risk of or experiencing chronic homelessness; improving data collection and perform-ance measurements for programs designed to end homelessness; and supporting Rhode Island in designing its homeless programs to accommodate the state's particular strengths and challenges.

Membership is available to representatives of certain types of organizations and agencies within Rhode Island and individ-uals with lived experience of homelessness. Interested persons should align with one or more of the following relevant stakeholder categories: Nonprofit providers of housing and/or services for the homeless Victim service providers

Faith based agencies Political subdivisions and other governmental entities Advocacy organizations Public Housing Authorities Housing

Developers School districts

Social service providers Mental health agencies Hospitals

Iniversities Law enforcement

Veterans' organizations

of interest to Elizabeth Bioteau, CoC Planner, at RIHousing, 44 Washington Street, Providence, RI 02903, or by email at ebiote au@rihousing.com. Respondents must indicate which stakeauamnousing.com. Respondents must indicate which state-holder category they represent in their response. Questions about this Request for Membership may be directed to Ms. Bioteau at (401) 429-1478 or ebioteau@rihousing.com. The deadline for submission of a letter of interest for considera-tion to join 2021 RICOC Membership is October 30, 2020.

2020

ALLDREDGE JR, MOR-RIS J. ESTATE Lindsay J. Alldredge has qualified as Executrix; creditors must file their claims in the office of the probate clerk within the time required by law, beginning September 23, 2020

BABLENIS, HARRY C. ESTATE Nikki Koutros has qualified as Executrix; cred-itors must file their claims in the office of the probate clerk within the time required by law, beginning September 23, 2020

DUCAS, LEONA FRAN-CES ESTATE Laura A. Gun-derson has qualified as Administratrix; creditors must file their claims in the office ENTERED: the their claims in the office of the probate clerk within the time required by law, begin-ning September 23, 2020 FOX, MARILYN E. ES-TATE Stephen J. Fox & Louise Boisse have qualified as Co-Frequence, creditors /s/ Brian Stern Associate Justice ( Date: September 1

as Co-Executors; creditors must file their claims in the tion on October office of the probate clerk within the time required by law, beginning September 23, 10:00 a.m., local premises by virtue law, 2020 er of sale containe

gage made and L&D Managem **GAUDETTE, LILLIAN M**. ESTATE Michael P. Gaudette has qualified as Ad-LLC dated Decem and recorded in ministrator CTA; creditors must file their claims in the at Page 48 in the Land Evidence in office of the probate clerk within the time required by law, beginning September 23, Providence, State land, the conditi mortgage having b 2020

IZZO, DAVID M. ES-TATE Barbara M. Izzo has qualified as Administrator; creditors must file their claims in the office of the probate clerk within the time required Dollars (\$5,000) down pay-ment in cash, certified check or bank check at time of sale; by law, beginning September 23, 2020

SYLVESTER, ANN MARIE ESTATE Mark McWade has qualified as Ad-ANN Mark other terms will be announced at the time of sale. ministrator; creditors must file their claims in the office of the the mortgage which gives no-tice of its intention to bid at probate clerk within the time sale or any adjournment there-of. required by law, beginning September 23, 2020

Probate court will be held virtually through Zoom. Please refer to the city's website calendar @ www.cran stonri.com for information on

Leanna Zarrella, JD Court Clerk

the termination of telephone, electric, gas or other utility service to Respondent, 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 opportu-nity to be heard, are hereby restrained and enjoined until further Order of this Court; and

That Citation be issued to said Respondent, returnable to the That Citation be issued to said Respondent, returnable to the Superior Court sitting at Providence, Rhode Island on October 14, 2020 at 9:30 a.m., at which time and place this cause is set down for Hearing on the prayer for the Appointment of Perma-nent Receiver; that the Clerk of this Court shall give Notice of the pendency of the Petition herein by publishing this Order Appointing Temporary Receiver once in the Providence Journal on or before September 30, 2020 and the Receiver shall give further notice by mailing, on or before September 30, 2020, copy of said Order Appointing Temporary Receiver to each of copy of said Order Appointing Temporary Receiver to each of Respondent's creditors and stockholders whose addresses are iown or may become known to the Receiver." ENTERED as an Order of this Court this 14th day of Sep-

nber . 2020

TERMS: Five Thousand

By order of the holder of

ROBERTS, CARROLL, FELDSTEIN & PEIRCE

Attorneys for the holder of the mortgage Ten

Weybosset Street, 8th Floor

Search for legal notices in-paper and online 24/7 on

providencejournal.com/legals

To advertise call: 401.277.7788

Providence, Rhode Island 02903

INCORPORATED

Edward G

Avila, Esquire

ENTERED as all Older of t	Ins Court uns 14ui uay or Sep-
ember, 2020	y 1
ENTERED:	BY ORDER:
s/ Brian Stern	/s/ Susan M Diggins
Associate Justice Clerk,	Superior Court
Date: September 14, 2020	Date: September 14, 2020
MORTGAGEE'S SALE	MORTGAGEE'S SALE
334-336 Admiral Street	20 Inkerman Street
Providence, Rhode Island	Providence, Rhode Island
Will be sold at public auc-	Will be sold at public auc-
ion on October 15, 2020 at	tion on October 15, 2020 at
0:00 a.m., local time on the	10:30 a.m., local time on the
premises by virtue of the pow-	premises by virtue of the pow-
r of sale contained in a mort-	er of sale contained in a mort-
age made and executed by	gage made and executed by
age made and executed by &D Management Group,	L&D Management Group,
LC dated December 7, 2018	LLC dated December 7, 2018
ind recorded in Book 12232	and recorded in Book 12232
t Page 48 in the Records of	at Page 48 in the Records of
Land Evidence in the City of	Land Evidence in the City of
Providence, State of Rhode Is-	Providence, State of Rhode Is-
and, the conditions of said	land, the conditions of said
nortgage having been broken.	mortgage having been broken.

rtgage having been broken. The above premises will be The above premises will be sold subject to any and all valsold subject to any and all valid superior or prior liens or encumbrances on the premid superior or prior liens or The Highest CASH Payouts In CT/MA/RI No Title/keys OK Free Pick Up 401-648-9300 encumbrances on the prem-

TERMS: Five Thousand Dollars (\$5,000) down pay-ment in cash, certified check or bank check at time of sale; other terms will be announced Worthington Industries-Amtrol is at the time of sale.

other terms will be announced at the time of sale. By order of the holder of the mortgage which gives no- tice of its intention to bid at sale or any adjournment there- of. ROBERTS, CARROLL, FELDSTEIN & PEIRCE	Worthington Industries-Amtrol is hiring for manufacturing posi- tions at our West Warwick facili- ty. Starting pay is \$16/hr. + up, we offer a 2nd and 3rd shift dif- ferential of \$1/hr. Plus, associ- ates can earn guarterly profit sharing checks, \$1500 in sign-on bonuses and receive benefits day one! Apply online at jobs.worthingtonindustries.com
INCORPORATED Edward G. Avila, Esquire	Providence County
Attorney's for the holder of the mortgage Ten Weybosset Street, 8th Floor Providence, Rhode Island 02903	Burrillville, Cumberland, Foster, Glocester, Lincoln, No.Smithfield, Scituate, Smithfield, Woonsocket
Search for legal notices in-paper and online 24/7 on providencejournal.com/legals To advertise call: 401.277.7788	FOSTER Contemporized Colo- nial 228 oft, 3 beds, 2.5 baths, cathedral family room with fireplace, formal living room and dining room, 3 zone heat, 2 porches, 2 car attached, over- sized 1 car detached garages, all set 500 off road on 5 acres, \$379,000 Long Realty 647-5454

PUBLIC NOTICE

prior liens on October 21. A Certificate of Transfer having been duly filed and re-corded with the Secretary of State on September 10, 2020 pursuant to the General Laws 2020 at 9:00 AM on the premises, by virtue of the power of sale contained in a mortgage of the State of Rhode Island §37-7-7, 1956, as amended, Public Notice is hereby given of the administrative transfer of custody, control and super-vision to the Rhode Island Public Transit Authority from the Rhode Island Department of Transportation over that +/-90,924 square foot parcel (As-sessor's Plat 2904, Parcel 8A1) located at 300 Pine

Street, in the City of Pawtuck-

et, County of Providence, Rhode Island, title to which is

vested in the State of Rhode

Island and Providence Planta-

For Sale

Wanted

**Help Wanted** 

Ernest C. Jackson, Irene Jackson dated October 27 2005 and recorded in the City of East Providence Land Evi-dence Records in Book 2565, Page 115, the conditions of said mortgage having been broken. \$5,000.00 in cash, certified

or bank check is required to bid. Other terms will be an-nounced at the sale.

HARMON LAW OFFICES, P.C. Attorney for the Holder of the Mortgage 150 California Street Newton, MA 02458 (617) 558-0500 17439

CLASSIFIEDS Automobiles Providence County Pontiac 2005 Vibe 4 Cylinder Automatic Hatchback Warranty All Options Gorgeous \$3475 401-263-5023 Lic#578 Burrillville, Cumberland, Foster, Glocester, Lincoln, No. Smithfield, Scituate, Smithfield, Woonsocket Autos/Trucks SCITUATE Attractive 1288 sq ft Ranch, 3 bedrooms, living room with fireplace, large eat-in kitch-en, enclosed porch, 2 car ga-rage, updated roof and b-// acre. correct JUNK CARS WANTED \$CASH PAID\$ from \$200 up to \$1000. 401-418-4521, Lic. 61 www.bigbucksjunkcars.com

rage, updated roof and heat, 1/2 acre, corner lot, \$297,500. Long Realty 401-647-5454

#### Investment Property

LINCOLN Two Family: 4 and bath on first, 5 and bath on sec-ond, 2 heating systems, 2 elec-tric services, vinyl siding, re-placement windows, 1/4 acre, \$289,000. Long Realty 647-5454

**Lots For Sale** 

FOSTER 6.3 acres, \$75,000; 13.2 acres, \$105,000; 10 acres, possible 2 home sites, \$165,000 others, builder packages availa-ble. Long Realty 401-647-5454

### Apartments To Share

PROVIDENCE/Johnston Great Area! Quiet, private, medium to large rooms, totally furnished. Cable TV, micro/frig, a/c, heat. Bus, parking, no pets \$650/up. Call 401-885-2204; 261-8718

Announce birthdays in Celebrations moments are worth celebrating



or bank check is required to bid. Other terms will be announced at the sale. HARMON LAW OFFICES, P.C. Attorney for the Holder of the Mortgage 150 California Street

18265

Newton, MA 02458 (617) 558-0500

MORTGAGEE'S SALE 388 Chopmist Hill Road

Glocester, RI Plat 014, Lot 139

the mortgage will be sold sub-ject to all encumbrances and

prior liens on October 14, 2020 at 10:00 AM on the

premises, by virtue of the power of sale contained in a

mortgage by Marilyn D. Kitson dated November 25, 2013 and recorded in the

Town of Glocester Land Evi-dence Records in Book 657,

Page 276, the conditions of

said mortgage having been

\$5.000.00 in cash, certified

broken

The premises described in

Permanent Receiver's First and Final Report and First Request for Fees

# **Exhibit** F

# STATE OF RHODE ISLAND PROVIDENCE, SC

# SUPERIOR COURT

RAFAEL SANCHEZ AND KATHERINE FAY AS EXECUTRIX OF THE ESTATE	))))
OF CHRISTIAN HARRIS,	)
Petitioners,	)
	)
V.	)
	)
EGO, LLC,	)
Respondent.	)

C.A. No. PC-2020-06236

### **ORDER APPOINTING PERMANENT RECEIVER**

The above-captioned matter came before the Honorable Brian P. Stern on October 14, 2020 on the petition for appointment of a permanent receiver of Ego, LLC. ("Respondent"). After consideration thereof, and without objection, it is hereby

### **ORDERED, ADJUDGED AND DECREED**

1. That Christopher J. Fragomeni, Esq., of Shechtman Halperin Savage, LLP, 1080 Main Street, Pawtucket, Rhode Island, be and hereby is appointed Permanent Receiver ("Receiver") of the Respondent, and of all the estate, assets, effects, property, and business of Respondent of every name, kind, nature and description, with all the powers conferred upon the Receiver being the same as those powers conferred upon a receiver by the Rhode Island General Laws, all other powers as set forth in this order, or otherwise, and all powers incidental to the Receiver's said Office.

2. That said Receiver has already posted a bond in the amount of \$10,000 conditioned that the Receiver will well and truly perform the duties of said office, and such bond shall remain in effect until the Court authorizes its termination.

Case Number: PC-2020-06236 Filed in Providence/Bristol County Superior Court Submitted: 40234200208:144457NAM Envelope: 2090262 Reviewer: ViaidaniaH

3. That said Receiver be and hereby is authorized, empowered, and directed to take possession and charge of said estate, assets, effects, property, and business of the Respondent, including cash surrender value of any insurance owned by Respondent, and to preserve the same, and is hereby vested with title to the same; to collect and receive the debts, property, and other assets and effects of said Respondent, including such cash surrender value, with full power to prosecute, defend, adjust, and compromise all claims and suits of, by or against said Respondent and to appear, intervene or become a party in all suits, actions, or proceedings relating to said estate, assets, effects, and property as may in the judgment of the Receiver be necessary or desirable for the protection, maintenance, and preservation of the property and assets of said Respondent.

4. That this appointment is made in succession to the appointment of Temporary Receiver heretofore made by order of this Court, and the Receiver shall take and be vested with the title to all assets, property, and choses-in-action which have heretofore accrued to the Temporary Receiver with power to confirm and ratify in writing such agreements as are entered into by such Temporary Receiver and to carry out and perform the same.

5. That the Receiver is authorized, in the Receiver's discretion, to continue the business of the Respondent until further order of this Court, and to employ such persons as may be desirable for the foregoing purposes (except that the Receiver shall first obtain *ex parte* approval to hire attorneys, accountants, and turnaround professionals) and, in connection therewith, 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 Respondent until further Order of this Court.

6. That the Receiver is authorized to incur expenses for goods and services and to purchase for cash such merchandise, supplies, and materials as in the Receiver's discretion may be desirable or necessary for continuance of the business of the Respondent.

7. That said Receiver be and hereby is authorized and empowered to sell, transfer, and convey said Receiver's right, title, and interest and the right, title, and interest of said Respondent in and to any real property or personal property, tangible or intangible, for such sum or sums of money as to said Receiver appears reasonable and proper, at private sale or sales, provided, however, that approval is first given for such sale or sales by this Court on *ex parte* application by the Receiver, or after such notice as the Court may require.

8. That the Receiver is hereby authorized and empowered to sell at public auction any or all of the assets of the Respondent. The Receiver is also authorized to engage an auctioneer and to insert such display ads within or without the State of Rhode Island as the Receiver deems proper advertising for such sale. Such a public auction sale conducted by said Receiver in accordance with the provisions of this paragraph shall be considered and is hereby declared to be a commercially reasonable sale, and such sale shall constitute compliance with the requirements of a commercially reasonable sale as set forth in Article 9 of the Uniform Commercial Code as enacted in Rhode Island.

9. That said Receiver be, and hereby is, authorized and empowered, as soon as there are sufficient funds available, to pay all City, State, and United States taxes of any kind, nature and description, including withholding taxes, as well as wages due employees, with such employees being relieved of the necessity of filing claims with the Receiver unless the amount paid or shown on the books of the Respondent is not acceptable to any employee, in which case said employee may file his/her claim in the same manner as other creditors.

10. In fulfillment of the reporting requirements set forth in Rule 66(e) of the Superior Court Rules of Civil Procedure, the Receiver shall file with the Court the Reports referred to in said Rule, as and when the Receiver deems necessary or advisable under the circumstances, or, in any event, as and when required by Order of this Court. In addition, the Receiver shall file with the Court, on or before May 1 and October 1 of each year, a Receivership Control Calendar Report in accordance with Rhode Island Superior Court Administrative Order No. 98-7.

11. That the Receiver shall continue to discharge said Receiver's duties and trusts hereunder until further order of this Court; that the right is reserved to the Receiver and to the parties hereto to apply to this Court for any other or further instructions to said Receiver and that this Court reserves the right, upon such Notice, if any, as it shall deem proper, to make such further orders herein as may be proper, and to modify this Order from time to time.

12. All creditors or other claimants hereby are ordered to file under oath with the Receiver at 1080 Main Street, Pawtucket, RI 02860 on or before <u>February 16</u>, 20<u>21</u>, 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. Except as provided in paragraph 14 below, 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 to prior notice and an opportunity to be heard, are hereby restrained and enjoined until further Order of this Court.

14. The foregoing paragraph does not stay the exercise of rights of a party to a swap agreement, securities contract, repurchase agreement, commodity contract, forward contract, or master netting agreement, as those terms are defined in the Federal Bankruptcy Code, to the extent that a court would not have the power to stay the exercise if Respondent was a debtor under the Bankruptcy Code.

15. That Notice be given of the entry of this order by the Clerk of this Court by publication of a copy of the annexed Receivership Notice in *The Providence Journal* on or before <u>November 6</u>, 20<u>20</u>, and by the Receiver mailing on or before <u>November 6</u>, 20<u>20</u>, a copy of said Receivership Notice to each creditor and stockholder of said Respondent known as such to the Receiver, or appearing as such on the books of said Respondent, addressed to each such stockholder or creditor at his last known address.

16. This Order is entered by virtue of and pursuant to this Court's equity powers and pursuant to its powers as authorized by the laws and statutes of the State of Rhode Island.

Case Number: PC-2020-06236 Filed in Providence/Bristol County Superior Court Submitted: 40234200208:144457NAM Envelope: 2090262 Reviewer: VäädtaniaH

ENTERED, as an Order of this Court this <u>16th</u> day of October, 2020.

BY ORDER:

ENTER:

Brian P. Stern, J.

Stern, J.

Presented by:

<u>/s/ Christopher J. Fragomeni</u> Christopher J. Fragomeni, Esq. (#9476) SHECHTMAN HALPERIN SAVAGE, LLP 1080 Main Street, Pawtucket, RI 02860 P: (401) 272-1400 | F: (401) 272-1403 cfragomeni@shslawfirm.com

/s/ Carin Miley Deputy Clerk I

Clerk, Superior Court October 16, 2020 Case Number: PC-2020-06236 Filed in Providence/Bristol County Superior Court Submitted: 4023/220208:141457MAM Envelope: 20909862 Reviewer: Waidtanial H

# **CERTIFICATE OF SERVICE**

I hereby certify that on the 14th day of October, 2020, I filed and served this document through the electronic filing system. The document electronically filed and served is available for viewing and/or downloading from the Rhode Island Judiciary's Electronic Filing System.

/s/ Christopher J. Fragomeni, Esq.

Permanent Receiver's First and Final Report and First Request for Fees

## **Exhibit G**

# Providence seeks more cops; 3 on City Council ask why

**By Madeleine List** The Providence Journal USA TODAY NETWORK

PROVIDENCE – Three Providence City Council members spoke out Thursday night against a resolution that calls on the city to start the next police academy immediately and hire around 80 additional officers.

The resolution, which is a formal yet non-binding expression of the council's will, was sent to the Committee on Ordinances for further discussion.

"The resolution we have before us this evening basically says we're not interested in change," Ward 2 City Councilwoman Helen Anthony, who represents Blackstone, College Hill and Wayland, said during Thursday night's council meeting. "It says let's double down on the way we've always structured our Police Department .... We, this council, need to create the change and think of innovative solutions for the way we police our residents."

STATE OF

RHODE ISLAND PROVIDENCE, SC

SUPERIOR COURT

FAY AS EXECUTRIX OF THE ESTATE

OF CHRISTIAN HARRIS,

Respondent. C.A. No. PC-2020-06236 NOTICE OF ORDER APPOINTING PERMANENT RECEIVER

Please take notice that on October 16, 2020, an Order Appointing Permanent Re-

ceiver was entered by the

Providence County Superior

Court in the above-captioned matter. Said Order appointed

Christopher J. Fragomeni,

Esq. as Permanent Receiver (the "Receiver") of Ego, LLC

("Respondent"), and specified that said Receiver's previous-

ly posted Surety Bond in the amount of \$10,000.00 was to

remain in place until further

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 provi-

"All creditors or other claimants hereby are ordered

Said Order, the original of

order of the Court.

sions

RAFAEL SANCHEZ AND

KATHERINE

Petitioners.

ÊGO. LLC.

Anthony said she felt the resolution should be voted down on the floor and asked that Council President Sabina Matos reconsider referring it for further discussion. Matos refused and said it would be taken up by the Committee on Ordinances at a future meeting.

Since May, hundreds of residents have attended protests in the city denouncing systemic racism in policing and calling on elected officials to reallocate funding from the city's Police Department. Around 250 constituents testified before the City Council during a nearly nine-hour meeting in June to advocate for defunding the police.

Anti-police protests intensified last month after a 24-year-old Black man, Jhamal Gonsalves, was critically injured while riding his moped and being closely pursued by a police cruiser. Witnesses and family members say the cruiser intentionally struck Gonsalves, who is in a coma, while authorities say the crash is under investigation.



The Providence Police Academy graduation in 2019. ITHE PROVIDENCE JOURNAL / SANDOR BODO]

"Jhamal Gonsalves is still in a coma, and we're thinking about adding police presence after not even having a full investigation of this incident?" said Ward 12 City Councilwoman Katherine Kerwin, who represents Smith Hill, downtown, and parts of the East Side, Elmhurst, and Valley. "It's really concerning."

The resolution calls for the city to employ 500 police officers - a staffing level considered standard for a city of Providence's population, according to the document. The department currently has 419 officers with 113 eligible for retirement.

The resolution also asks for a recommitment to community policing; an expansion of the Family Service of Rhode Island Go Team, which sends social worker liaisons to emergencies with police officers; and the creation of a strategy for ensuring neighborhood and traffic safety.

Last month, in response to a rise in homicides and shootings, eight City Council members – Nicholas Narducci, Ward 4; Jo-Ann Ryan, Ward 5; Michael Correia, Ward 6; John Igliozzi, Ward 7; James Taylor, Ward 8; Carmen Castillo, Ward 9; Mary Kay Harris, Ward 11; and Matos, Ward 15 - - signed on to a statement asking the mayor to take up the demands outlined in the resolution.

On Thursday, Ryan said that ensuring public safety is an essential responsibility of local elected officials.

"I know that there are strong feelings on this topic," said Ryan, who represents Elmhurst, Mount Pleasant and Manton. "This is going to the Ordinance Committee to have a full and robust discussion and a transparent discussion."

But those who spoke out in opposition said that to take up the resolution would ignore the cries of protesters and other community members who have clearly stated that they want fewer police officers in the city, not more.

"I, too, respect our (police) chief and our (public safety) commissioner, but we also have to listen to our community," said Ward 3 City Councilwoman Nirva LaFortune, who represents Mount Hope, Hope

Village, Collyer Park and Blackstone. "The community has been advocating for years for change, for structural change, and what we continuously do is slap a bandage on these issues rather than address these concerns."

She said that in order to address violence in the city, elected officials need to look at its root cause, which lies in a lack of opportunity, jobs, after-school programming and other resources for youth.

None of the other council members in attendance Thursday night spoke out in favor of the resolution.

Rachael Baker, of the activist group Sunrise Providence, asked community members to call on their city representatives throughout the day Thursday to urge them to vote against the resolution. She said the fact that it was even introduced makes her feel like the city's elected officials aren't listening to their constituents.

"I just feel so frustrated," she said, adding that the ordeal may inspire a future in politics for her. "I messaged a few of my friends who also are organizers and I said, 'We've got to take over the City Council."

**LEGALS** 

STATE OF RHODE ISLAND

STATE OF RHODE ISLAND

Probate Court of the

Town of Lincoln NOTICE OF MATTERS

PENDING AND FOR HEARING IN SAID COURT

The Court will be in ses-sion at Town Hall on the dates

specified in notices below at 8:45 A.M. for hearing said

Patricia A. Paiva, David M. Paiva and Dennis A. Paiva appointed Co-Executors.

Creditors must file their

claims in the office of the Pro-

bate Clerk within the time re-

Michael A. Lembo, Sr.,

David A. Alves, Petition

Roland F. Patras, aka Ro-

Petition to Sell Real Estate ap-

for Sale of Real Estate ap-proved October 19, 2020.

proved October 19. 2020.

Claire

Keesha

matters

Probate Court of the City of Providence NOTICE OF MATTERS

PENDING AND FOR HEARING IN SAID COURT

The Court will be held virtually until further notice on the dates specified in the notices below at 10:00 a.m. for

hearing said matters. CALIGIURI, JOSEPH A. – estate Amelia Marie DeLuca has qualified as executrix; creditors must file their claims in the office of the probate clerk within the time re-

quired by law beginning Noquired by law beginning November 6, 2020. Estelle Fletcher, Guardi-2020 vember 6 CAPOVERDE, LOUISE an's Second and Final Ac-counting approved October 19, 2020.

DEFRÁGA, ALZIRA

DUARTE, RICHARD J. - estate Sale of real estate in Providence for purposes set

land Joseph Poithras, Change of Name to Roland Francis Patras granted Octo-ber 19, 2020. Jeannette

Genereux, Change of Name to Christophe Jules Genereux granted October 19, 2020. Grecy C. Kiriaki, Change of Name to Grecy Cecilia Chaljub Ajam granted Octo-ber 19, 2020. Modesto

Monteiro, Change of Name to Keeshea Monteiro granted October 14, 2020. Commonwealth of Massachusetts

Trust

- FULL AGE Appointment of guardian; for hearing No-vember 24, 2020.

G., alias Alzira DeFraga – estate Probate of will; for hearing November 24, 2020.

forth in petition of administratrix now on file wherein said property is fully described; for hearing Novem-

creditors must file their claims in the office of the probate clerk within the time required law beginning November

MAHONEY, MICHAEL J. – estate John Mahoney (John P. McCoy, 40 Westmin-

The Trial Court Probate and Family Court Middlesex Probate and Family Court

208 Cambridge Street Cambridge, MA 02141 (617) 768-5800 TRUST CITATION Docket No. MI20P4490PO In the matter of: Alexand-Yphantis Irrevocable

To all interested persons: A Petition has been filed by: Martha E Howe of Lowell, MA requesting that this Hon-

arce to court approve the Set-tlement Agreement in accord-ance with 201(c). You have the right to obtain a copy of the Petition from the Petitioner or at the Court. You have a right to object to this proceeding. To do so, you or your attorney must

file a writen appearance and objection at this Court before 10:00 a.m. on 11/17/2020. This is NOT a hearing date, but a deadline by which you must file a written appear-ance and objection if you obber 24, 2020. LOMBARDO, ALFRED – estate Betty Lombardo has qualified as administratrix; lowed by an Affidavit of Objections within thirty (30) days of the return date, action may be taken without further notice to vou.

WITNESS, Hon. Maureen H Monks, First Justice of this Court Date: October 06, 2020 Tara E. DeCristofaro

Register of Probate

NORTH PROVIDENCE NOTICE OF MATTERS

PENDING AND FOR HEARING IN SAID COURT THE COURT WILL BE IN SESSION AT TOWN HALL ON THE DATES

SPECIFIED IN NOTICES BELOW AT 2:00 P.M DiCarlo, Ryan Vincent 9850- Petition for Adult Guardianship; for hearing No-vember 16, 2020. Unsworth, Kerri Lynn

9851 - Administration Peti-tion; for hearing November tion; for 16, 2020.

**Dupre, Sharon Auclair 9853** - Administration Peti-tion; for hearing November 16, 2020

O'Donnell, Jane R. 9854-Petition for Probate of Will; for hearing November 16, 2020

Lorenzo, Maureen Susan 9817 – Brian Gaudet of Tam-pa, FL and Teresa Dore of Boston, MA have been ap-pointed Co- Executors and Kim Kuu Dooley Esq. of Rhode Island as Resident Agent; creditors must file their claims in the office of the Pro-bate Clerk within the time required by law beginning No-vember 6, 2020.

Gaudet, Calvin C 9848 – Robert Gaudet, Jr of Massa-chusetts has been appointed an Executor and Timothy F. Kane Esq. of Rhode Island as Resident Agent; creditors must file their claims in the IN SAID COURT The Court will be held vir-

the office of the probate clerk within the time required by law beginning October 30,

estate Thomas E. Connor has qualified as administrator; creditors must file their claims in the office of the probate clerk within the time required by law beginning October 30, 2020

CONNOR, SARAH B. estate Sale of real estate in Providence for purposes set forth in petition of administrator now on file wherein said property is fully described; for hearing November 17, 2020. FERNANDEZ, JUAN F - estate Granting of letters of administration; for hearing 2020 November MCCOY, GERALDINE M. - estate John F. McCoy has qualified as executor creditors must file their claims in the office of the probate clerk within the time required by law beginning October 30,

**Rhode Island voter** turnout record rises

**By Patrick Anderson** The Providence Journal USA TODAY NETWORK

More than 507,000 Rhode Islanders voted in the 2020 election, breaking the state's previous turnout record by more than 31,000 votes, according to unofficial results released Thursday by the state Board of Elections.

With almost all ballots accounted for, there were 507,052 votes in this year's general election, 31,624 more than the previous record set in 2008, the elections board said in a news release.

That total does not include provisional ballots cast on Election Day by voters with eligibility issues, or any mail ballots that were rejected but could still be fixed by Tuesday.

added to the 507,000 turnout total had not been added to the totals for each race as of 3 p.m. Thursday.

The current total puts turnout at 63% of registered voters, the most since 68% turned out in 2008. The share of the electorate that cast a ballot this year was lower than 2008 because there are around 80,000 more Rhode Islanders registered to vote than in 2008.

About 39% of this year's Rhode Island votes were cast at the polls on Election Day, while 31% of votes were on mail ballots and 29.5% were cast early in-person at city or town halls, according to the latest results.

panderson@ providencejournal.com (401) 277-7384 On Twitter: The most recent ballots @PatrickAnderso\_

#### STATE OF RHODE ISLAND STATE OF RHODE ISLAND PROBATE COURT Probate Court of the OF THE TOWN OF City of Providence Probate Court of the City of Providence NOTICE OF MATTERS PENDING

AND FOR HEARING

the Court Will be field Vir-tually until further notice on the dates specified in the noti-ces below at 10:00 a.m. for hearing said matters. **ATAMIAN, MARY J.** – **estate** Linda L. Atamian has qualified as executrix; cred-itors muct fale their calcing in

CONNOR, SARAH B. -

to file under oath with the Receiver at 1080 Main Street Pawtucket, RI 02860 on or before February 16, 2021, a statement setting forth their claims, including, but without limiting the generality of the foregoing, the name and ad-dress of the claimant, the nature and amount of such claim, a statement of any se-curity or lien held by the claimant to which such Claim-ant is or claims to be entitled, Rotatori 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

Arthur J. Ostiguy, Lori Wasserman appointed Execu-trix, with David R. Ball, Es-And that except as provid-ed in the Order, "the comquire Resident Agent. Cred-itors must file their claims in mencement, prosecution, or continuance of the prosecu-tion, of any action, suit, arbithe office of the Probate Clerk within the time required by law beginning November 6, tration proceeding, hearing, or any foreclosure, reclamation 2020 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, agen-cy, 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 pro-ceeding herein of any insurance policy, lease or other contract with Respondent, by any of such parties as afore-said, 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 to prior notice and an opportunity to be heard, are hereby restrained and enjoined until further Order of this Court." ENTERED as an Order of

this Court this 16th day of October, 2020 ENTÉRED: Brian Stern Associate Justice Date: October 16, 2020 BY ORDER: Susan M Diggins Clerk, Superior Court Date: October 16, 2020 Megan E. Marybeth Doane Tisevich,

Marybeth Doane appointed Guardian October 19, 2020. Paul H. Poulin, Karen Poulin appointed Guardian October 19, 2020. James M. Ryan, Barbara

A. Ryan and Pamela A. Rotatori appointed Co-Guardians October 19, 2020. Marissa A. Ryan, Barbara 6,2020

Ryan and Pamela A. Rotatori appointed C Guardians October 19, 2020. Co-**Doris Thornton**, R.J. Connelly III appointed Guard-ian October 19, 2020.

> Probate Court will be held virtually through Zoom. Please contact Probate Clerk's

Joseph R. Kiley, Cheryl Kiley appointed Executrix. Creditors must file their claims in the office of the Probate Clerk within the time re-quired by law beginning No-vember 6, 2020. Ada O'Donnell, John O'-

Donnell appointed Executor. Creditors must file their claims in the office of the Probate Clerk within the time required by law beginning No-vember 6, 2020.

Veronica Henry, First and Final Accounting hearing No-vember 23, 2020. Carla J. Oliveira, Change

Name, hearing November

Robert Baxter, Administration Petition, hearing No-vember 23, 2020.

Joyce Meo, Guardian's First and Final Accounting hearing November 23, 2020. Individuals requesting inter-

preter services for the hearing impaired must notify the Town Clerk at 333-8453, seventy-two (72) hours prior to the hearing data to the hearing date.

Monique L. Clauson Probate Clerk Search for

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legals To advertise call: 401.277.7788

Journal

ster Street, Suite 300, Providence, Rhode Island, Agent) has qualified as administrator; creditors must file their claims

in the office of the probate clerk within the time required by law beginning November

6, 2020 S T E L I G A, SHERRILYNN, alias Sherri Steliga – estate Zachary Roach (Paula M. Cuculo, 1525 Old Louisquisset Pike, Suite B205, Lincoln, Rhode Island, Agent) has qualified as administrator; creditors must file their claims in the office file their claims in the office of the probate clerk within the time required by law begin-ning November 6, 2020.

office at (401) 680-5304 for information on how to attend. PAUL V. JABOUR, PROBATE CLERK

SEARCH

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online 24/7 at

within the time required by law beginning November 6, 2020 Pari, Alicia 9856- Petition

for Name Change from Alicia Pari to Alessio R. Pari for hearing November 16, 2020.

office of the Probate Clerk

Lafond, Dorothy E 9478 Executrix Second and Final Account; for hearing November 16, 2020.

Individuals requesting inter-preter services for the hearing impaired must notify the of-fice of the Probate Clerk at 232-0900 (Ext. 213) 72 hours in advance of the hearing date. MaryAnn DeAngelus, Town Clerk

SCHWARTZ, HER SCHWARLZ, HER-BERT – estate Granting of letters of administration; for hearing November 17, 2020. SHERMAN, MARTHA P. – estate Deming E. Sher-man and Richard A. Sherman hear granuffed as organizers

2020

have qualified as executors; creditors must file their claims in the office of the probate clerk within the time required by law beginning October 30, 2020.

Probate Court will be held virtually through Zoom. Please contact Probate Clerk's office at (401) 680-5304 for information on how to attend. PAUL V. JABOUR PROBATE CLERK

Investment

Property

Celebrations

Life's moments are worth celebrating

## House unveils budget plan, would dig into rainy day fund

#### **By Steve LeBlanc**

The Associated Press

BOSTON -The Massachusetts House is preparing to consider whether to dip even deeper into the state's rainy day fund than what Gov. Charlie Baker has proposed when they debate a \$46 billion state budget plan next week.

The budget proposal won't include any new broadbased taxes, according to Democratic leaders in the House. Instead it will focus on areas like supporting students during the pandemic, enhancing food security and boosting substance addiction services, domestic violence and sexual assault treatment and prevention, and legal assistance.

"This is a crisis budget that pays bills but concentrates on those who are most in need of help," Democratic House Speaker Robert DeLeo said Thursday.

The proposed spending plan also aims to increase assistance to renters, many of whom have struggled to pay rent after losing income during the coronavirus pandemic.

The plan would restrain courts from finalizing evictions if a tenant has a pending application for rental assistance. It would also increase funding for a rental support program by \$50 million.

Baker last month also unveiled a \$171 million initiative that he said will help tenants and landlords cope with the fiscal challenges of the ongoing pandemic.

A temporary state ban on evictions and foreclosures expired last month.

The House budget proposal would withdraw about \$1.55 billion from the state's rainy day fund. That would leave the account with just under \$2 billion in reserves.

The withdrawal is \$200 million more than what was recommended by Baker when he unveiled his budget proposal law month.

The withdrawal is needed to help the state cope with a plunge in tax revenues when businesses were forced to close their doors during the early weeks and months of the pandemic.

DeLeo said in past recessions, the first year of the crisis typically required the largest withdrawal from the fund.

"This budget takes a reasonable withdrawal from this fund, while still keeping significant reserves to help us weather the expected storm next year," DeLeo said.



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Advertisements pertaining to credit are covered by the federal Equal Credit Opportunity Act. This law prohibits discrimination on the basis of race, color, religion, national origin, sex, marital status, and ge (provided that a person has the capacity to enter into a binding contract).

All employment advertising in this newspaper is subject to the State of Rhode Island Fair Employme Practices Act. It is a violation of said law to print or publish or cause to be printed or published any no tice of advertisement relating to employment or membership indicating any preference, limitation, spe fication or discrimination based upon race or color, religion, sex or sexual orientation, gender identi or expression, handicap, age or country of ancestral origin.

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eniorced by the Attorney General's mer complaints against manufact rade practice including misrepresentation in advertising, if you have a complaint or would like on, you may call (401) 222-2104.

All real estate advertising is subject to the federal Fair Housing Act of 1968, as amended, which makes it illegal to advertise "any preference, limitation, or discrimination based on race, color, religion sex, national origin, handicap or familial status or any intention to make any such preference, limitat tion, or discrimination."

Where Rhode Island law is applicable, discrimination on the basis of marital status, age, sexual orien tation, gender identity or expression and handicap is also prohibited. Discrimination in Rhode Island i also prohibited on the basis that a tenant or applicant, or a member of the household, has obtained, o sought or is seeking, relief from any court in the form of a restraining order for protection from domes

Permanent Receiver's First and Final Report and First Request for Fees

## **Exhibit H**



### STATE OF RHODE ISLAND

#### SUPERIOR COURT

#### **OMNIBUS CALENDAR ASSIGNMENT FORM**

Providence/Bristol County  Kent Count	y 🛛 Washington Co	ounty 🛛 Newport County		
		CASE NUMBER		
Rafael Sanchez, et al.		PC-2020-06236		
VS.				
Ego, LLC				
CALENDAR TYPE MUST BE SELECTED FOR SCHEDULING PURPOSES				
□ FORMAL SPECIAL CAUSE CALENDAR				
FORMAL SPECIAL CA	USE AND BUSINESS	CALENDAR		
□ AGENCY APPEAL	☐ MOTION FOR PROTE	CTIVE ORDER		
□ ASSESSMENT OF DAMAGES	□ MOTION TO RECONSIDER			
□ APPOINTMENT OF A SPECIAL MASTER	□ ORAL PROOF OF CLAIM			
□ CONFIRM ARBITRATION	□ PETITION TO ALLOW SECURED CLAIM			
DECLARATORY JUDGMENT	□ PETITION TO APPOINT TEMPORARY RECEIVER			
□ ENTRY OF JUDGMENT	□ PROOF OF CLAIM			
EVIDENTIARY HEARING	□ PETITION TO ENFOR	CE		
□ FIRST AND FINAL REPORT	□ PETITION FOR INSTRUCTIONS			
□ FORECLOSURE OF RIGHT OF REDEMPTION	□ PRELIMINARY INJUNCTION			
□ FRIENDLY SUIT	□ APPOINTMENT OF PERMANENT SPECIAL MASTER			
□ APPOINTMENT OF PERMANENT RECEIVER	□ PETITION TO RECLAIM			
□ MOTION TO ATTACH	□ PARTITION PROCEEDINGS			
□ MOTION FOR ATTORNEYS FEES	☑ PETITION TO SELL			
□ MOTION TO COMPEL RECEIVER	□ RECEIVERSHIP PROCEEDINGS			
□ MOTION TO DEFAULT	□ SHOW CAUSE HEAR	ING		
□ MOTION FOR ENTRY OF FINAL JUDGMENT	□ SUPPLEMENTARY PI	ROCEEDINGS		
□ MECHANIC'S LIEN	□ TITLE PROCEEDINGS	S		
□ MOTION FOR APPROVAL	□ TEMPORARY RESTRAINING ORDER			
□ MANDATORY INJUNCTION	□ TRUSTEE PROCEEDINGS			
□ MOTION TO ADJUDGE IN CONTEMPT	□ VACATE ARBITRATION			
OTHER FORMAL MATTER (EXPLAIN)	□ WRIT OF MANDAMUS			
	□ WRIT OF REPLEVIN			
OTHER BUSINESS MATTER (EXPLAIN)				

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 PLEADINGS □ OTHER DISPOSITIVE MOTION: (EXPLAIN)	<ul> <li>MOTION FOR PARTIAL SUMMARY JUDGMENT</li> <li>MOTION FOR SUMMARY JUDGMENT</li> </ul>		

HEARING DATE: November 12, 2020 a	at 11:00 a.m.	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		Address:			
/s/ Christopher J. Fragomeni, Esq.		1080 Main Street, Pawtucket, RI 02860			
Rhode Island Bar Number: 9476	Office Telephone Number: 4012721400		Date: 11/2/2020		

Superior-37 (revised June 2020)

#### HEARING DATE: <u>NOVEMBER 12, 2020 AT 11:00 A.M.</u> WEBEX HEARING PARTICIPANTS CONTACT COURT FOR DETAILS PUBLIC ACCESS AVAILABLE AT WWW.COURTS.RI.GOV BUSINESS CALENDAR

### STATE OF RHODE ISLAND PROVIDENCE, SC

SUPERIOR COURT

RAFAEL SANCHEZ AND KATHERINE
FAY AS EXECUTRIX OF THE ESTATE
OF CHRISTIAN HARRIS,
Petitioners,
V.

C.A. No. PC-2020-06236

EGO, LLC, *Respondent*.

#### PERMANENT RECEIVER'S PETITION TO SELL

NOW COMES Christopher J. Fragomeni, Esq., solely in his capacity as permanent receiver ("Receiver") of Ego, LLC ("Ego"), and hereby respectfully requests that the Court enter an order authorizing him to sell all the assets of Ego pursuant to the terms of the Asset Purchase Agreement ("APA") attached hereto as **Exhibit A**, which incorporates the terms of the offer attached hereto as **Exhibit B**, free and clear of all interests, claims, liens, and encumbrances, including but not limited to all statutory liens, with such liens and encumbrances to attach to the proceeds of such sale in the same priority as prior to such transfer or as otherwise provided by applicable law. In support hereof, the Receiver recites as follows:

#### FACTS

#### Background

1. On September 3, 2020, Rafael Sanchez ("Sanchez") and Katherine Fay ("Fay"), as executrix of the Estate of Christian Harris, filed a Petition for the Appointment of a Receiver ("Petition"), alleging that Ego was insolvent and unable to meets its obligations as they became due. A copy of the Petition is attached hereto as <u>Exhibit C</u>.

2. On September 14, 2020, the Court entered an order ("Temporary Order") that appointed the Receiver as temporary receiver of Ego, and scheduled a hearing on the appointment of a permanent receiver for October 14, 2020. A copy of the Temporary Order is attached hereto as **Exhibit D**.

3. Pursuant to the Temporary Order, the Receiver posted a bond in the amount of \$10,000 and filed the original bond with the Court on September 17, 2020. A copy of the Bond is attached hereto as **Exhibit E**.

4. Fay, the registered agent of Ego, accepted service of the receivership citation issued in this matter and executed an Acceptance of Service Affidavit ("Affidavit"), which was filed with the Court on September 28, 2020. A copy of the Affidavit is attached hereto as **Exhibit F**.

5. On September 29, 2020, the Receiver notified creditors known to him of the Temporary Order, and filed with the Court an affidavit of service.

6. Notice of the Temporary Order was published in *The Providence Journal* on September 30, 2020. A copy of the publication is attached hereto as **Exhibit G**.

7. On October 14, 2020, the Court held a hearing on the appointment of a permanent receiver, and after that hearing, the Court entered an order ("Permanent Order") appointing the Receiver as permanent receiver. A copy of the Permanent Order is attached hereto as <u>Exhibit H</u>.

8. On October 19, 2020, the Receiver notified creditors known to him of the Permanent Order and provided those creditors with a proof of claim form. The Receiver filed an affidavit of service of such notice, which is on file with the Court.

9. Notice of the Permanent Order will be published in *The Providence Journal* on November 6, 2020.

#### Ego, LLC

10. Ego is co-owned by Sanchez and the Estate of Christian Harris, who passed away in early 2019.

11. Ego is a nightclub and bar located in downtown Providence that leases the premises located at 73 Richmond Street, Providence, RI ("the Premises") from Seventy One Richmond LLC ("Landlord").

12. The Premises includes two bars, a dance area, a DJ booth, an outdoor patio area, and a basement storage area.

13. In 2015, Ego was sued, among other defendants, in *Lisette Sical, et al. v. Joel Norman, et al.* (PC-2015-1423) (the "Lawsuit"), a wrongful death action in which the plaintiffs allege that Ego was one of several bars that an individual defendant visited before driving the wrong way down Route 95 and crashing head-on into another car.

14. Ego operated until early 2020, when, as a result of the COVID-19 pandemic, it ceased operations.

#### Receiver's Actions After Appointment

15. After appointment, the Receiver had several conversations with Fay, who also served as Ego's bookkeeper prior to the Receiver's appointment, to help the Receiver understand and evaluate the assets of the estate and to ensure that Ego and the Premises were adequately insured. To assist the Receiver with question or issues related to the Estate, the Receiver continued to temporarily employ Fay, paying her \$345 per week.

16. The Receiver worked collaboratively with Fay in evaluating whether Ego remained financially solvent and whether a re-opening was viable or, if not, to determine the value of Ego's

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assets. Fay also provided the Receiver with access to Ego's QuickBooks files, which the Receiver reviewed.

17. The Receiver also ensured that the Premises and Ego's assets were insured. Both were insured under a policy that was paid in full prior to the Receiver's appointment and that will remain in place until it expires on June 9, 2021. Furthermore, Ego maintained workers' compensation insurance.

18. After discussions with Fay, and after reviewing of Ego's QuickBooks, it appeared to the Receiver that the only creditors of Ego were the Landlord and Ego's accounting firm, Donellon, Orcutt, Patch & Stallard, P.C. In connection with his search for creditors, the Receiver searched the Rhode Island Secretary of State UCC-1 database, which identified the Landlord as the only secured creditor.

19. Additionally, in connection with the Lawsuit, the Receiver filed a suggestion of receivership on the record and contacted counsel of record to notify them of this proceeding and the Court-ordered stay against the commencement and continuation of litigation against Ego. Furthermore, the Court held a chambers conference with the Receiver and counsel in the Lawsuit to discuss the continuation of the Lawsuit against other defendants in that action, but not as it pertained to Ego's alleged liability.

20. Also after his appointment, the Receiver coordinated with Sanchez and Ego's manager, Chris Bissanti ("Bissanti"), to conduct a site visit and perform an inventory of Ego's assets. After inventorying and assessing Ego's assets, the Receiver believes, in his business judgment, that only a few of its assets have any liquidation value. Those assets include stereo and DJ equipment, which includes certain speakers, lighting, and mixers; general bar equipment, such as an ice machine, shakers, mixing tools, no-slip mats, dishwashing bins, point of sale terminals

and support systems, bar stools, chairs, tables, high tops, drinkware, a portable bar, soda gun systems, reach-in coolers, single- and three-bay sinks, and a dishwasher; a security camera system; on-hand liquor inventory; and miscellaneous other items with nominal value (collectively, the "Assets").

21. The Receiver researched items comparable to the Assets in an effort to develop a total, fair market valuation of the Assets ("Receiver's Value"). As a result of those efforts, the Receiver concluded that each asset generally carried a value of about 25%-50% of the value of a comparable, brand new item. The Receiver, in his business judgment, believes that this 25%-50% value of a new comparable item is appropriate, given the fact that the Assets are used and discounting them for an orderly liquidation.

22. After conducting his valuation of the Assets, the Receiver obtained an offer, attached hereto as **Exhibit B**, from Landlord ("Buyer") to purchase the Assets for \$6,000 plus a waiver of the Landlord's administrative rent claim from the inception of the Receivership through and including the date two (2) days after the Court's approval of the Landlord's offer (the "Offer").<sup>1</sup> The Offer has no contingencies. The Receiver believes that the aggregate value of the consideration in the Offer exceeds the liquidation value of the Assets.

23. The Receiver has accepted the Offer, subject to the approval of the Court and competing bids.

#### **ARGUMENT**

24. The Receiver believes that selling the Assets to the Buyer is in the best interest of the receivership estate for several reasons. First, the Receiver believes that the estate is on the

<sup>&</sup>lt;sup>1</sup> The Offer also includes a "sunset" for the waiver of administrative rent in the event the Court's approval of the Offer is delay or appealed.

verge of administrative insolvency. The Receiver currently has \$9,250 cash on hand, which will be reduced down to approximately \$6,000 after payment to Fay for the agreed-upon value of her services in aiding the Receiver and after the anticipated payment for the advertising costs affiliated with this proceeding, without regard to any other administrative expenses. As a result, a sale of assets while administrative costs are low, and on the quickest terms possible, is beneficial to the estate.

25. Second, the Receiver believes, in his business judgment, that incurring the expense of any marketing efforts, such as the creation of a bid packet or advertising, will far outweigh any potential, marginal increase from the current Offer and is unlikely to result in any reasonable competing offer.

26. Third, the Receiver believes, in his business judgment, that the proposed sale will generate the highest probability of some return to creditors. As indicated above, the estate is, or is borderline, administratively insolvent. As a result, the administrative costs of further marketing the Assets and any corresponding benefit to creditors have an inverse relationship: the higher the administrative costs, the less likely it is that creditor will obtain a disbursement. Therefore, the Offer, which comes at a time where administrative costs still remain low, has the highest likelihood of ensuring a distribution to creditors—especially in light of the Receiver's Value and the nominal increase to the value of the Assets, if any, through the solicitation of further offers.

27. Fourth, Ego's insurance policies, which cover the Premises and Assets, were paid in full. Therefore, the sooner the Assets are sold and the sooner the Receiver relinquishes possession of the Premises, then the sooner it will be that the Receiver can cancel those insurance policies and obtain a pro-rata refund of the policy premium for the unused term. This will also benefit the creditors as it will yield additional cash for a potential distribution.

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28. Fifth, and finally, the Receiver believes, in his business judgment, that the Offer is commercially reasonable inasmuch as it exceeds the Receiver's Value and followed the Receiver's negotiation with the Buyer and another interested party. As a result, the Receiver believes that the Offer is the highest and best offer for the Assets.

29. This proposed sale of the Assets is to be free and clear of all interests, claims, liens, and encumbrances, including but not limited to all statutory liens of any municipality, with all such interests, claims, liens, and encumbrances to attach to the proceeds of such sale in the same priority as prior to such sale or as otherwise provided by applicable law.

30. The Receiver believes that it is in the best interests of the creditors of the receivership estate that the Assets be sold pursuant the terms of the Offer, as set forth therein.

31. The Receiver believes that a Notice of Hearing on the within Petition should be given to all parties who have recorded liens against the Assets in the Uniform Commercial Code Division of the Office of the Secretary of State of Rhode Island; to all municipal authorities holding statutory or other liens against the Assets, all of which are set forth in the attached "Schedule of Potential UCC Financing Statements, Real Estate Lien Recordings and Municipal Authorities," attached hereto as <u>Exhibit I</u> to all creditors of the Assets and Ego who are known to the Receiver; to all other interested parties as set forth on <u>Exhibit J</u>.

32. The Receiver requests that all entities who claim an interest, lien, or encumbrance against the Assets, including, but not limited to, those parties set forth on the attached "Schedule of Potential UCC Financing Statements, Real Estate Lien Recordings and Municipal Authorities," attached as **Exhibit I**, with recorded UCC Financing Statements and recorded liens against the Assets, including all municipal authorities holding statutory or other liens against the Assets, be directed to execute and deliver to the Receiver, within seven (7) days of his written request, lien

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releases, mortgage discharges, UCC Financing Termination Statements, in the usual and customary form, and all other documents reasonably necessary to effectuate the release and discharge of such interests, claims, liens, and encumbrances, with the execution and delivery of the same to be without prejudice to or waiver of any such interests, claims, liens, or encumbrances against the sale proceeds.

33. The Receiver further seeks a declaration in the order approving the above described sale that all interests, claims, liens, and encumbrances asserted against the Assets, including, but not limited to, the interests, claims, liens, and encumbrances asserted by those parties listed on the on the "Schedule of Potential UCC Financing Statements, Real Estate Lien Recordings and Municipal Authorities," attached hereto as **Exhibit I**, and any other interests, claims, liens, and encumbrances asserted by those parties with recorded UCC Financing Statements and recorded liens against the Assets, and all municipal authorities holding statutory liens or other claims against the Assets, be declared to be released and discharged upon consummation of the sale of the Assets.

WHEREFORE, the Receiver prays: (a) that the within Petition be set down for Hearing before this Honorable Court; (b) that the Receiver be authorized to sell the Assets, free and clear of interests, claims, liens, and encumbrances to Buyer, or its nominee, or to any other parties which this Court deems in the best interest of creditors of the within receivership estate, upon the annexed terms and conditions or such other terms and conditions as this Court may approve; (c) that the Court hold that the sale efforts of the Receiver were commercially reasonable under the circumstances and that the sale of the Assets pursuant to the Offer is commercially reasonable; (d) that all interests, claims, liens, and encumbrances against said Assets be transferred to the proceeds thereof in the same priority as prior to such transfer; (e) that all entities who claim an interest, lien, or encumbrance against the Assets, including, but not limited to, those parties set forth on the

attached "Schedule of Potential UCC Financing Statements, Real Estate Lien Recordings and Municipal Authorities," attached hereto as **Exhibit I**, and any other parties with recorded UCC Financing Statements and recorded liens against the Assets, be directed to execute and deliver to the Receiver, within seven (7) days of his written request, lien releases, mortgage discharges, UCC Financing Termination Statements, in the usual and customary form, and all other documents reasonably necessary to effectuate the release and discharge of such interests, claims, liens, or encumbrances, with the execution and delivery of the same to be without prejudice to or waiver of any such interests, claims, liens, or encumbrances against the sale proceeds; (f) that all interests, claims, liens, or encumbrances, including any statutory liens or other claims against the Assets be declared, released and discharged with respect to the Assets; (g) that the Receiver be authorized and directed to enter into the Offer attached hereto as **Exhibit B**; and (h) that the Receiver be granted such other and further relief as this Court shall deem proper.

#### CHRISTOPHER J. FRAGOMENI, ESQ., ONLY AS RECEIVER FOR EGO, LLC AND NOT INDIVIDUALLY

<u>/s/ Christopher J. Fragomeni</u> Christopher J. Fragomeni, Esq. (9476) SHECHTMAN HALPERIN SAVAGE, LLP 1080 Main Street, Pawtucket, RI 02860 P: (401) 272-1400 | F: (401) 272-1403 cfragomeni@shslawfirm.com

#### **CERTIFICATE OF SERVICE**

I hereby certify that on the 2nd day of November, 2020, I filed and served this document through the electronic filing system. The document electronically filed and served is available for viewing and/or downloading from the Rhode Island Judiciary's Electronic Filing System.

/s/ Christopher J. Fragomeni

Petition to Sell

Exhibit A

### STATE OF RHODE ISLAND PROVIDENCE, SC

#### SUPERIOR COURT

RAFAEL SANCHEZ AND KATHERINE FAY AS EXECUTRIX OF THE ESTATE	))))
OF CHRISTIAN HARRIS, Petitioners,	)))
V.	)
EGO, LLC, <i>Respondent</i> .	))

C.A. No. PC-2020-06236

#### ASSET PURCHASE AND SALE AGREEMENT

This Asset Purchase and Sale Agreement ("Agreement") is made and entered into by and between CHRISTOPHER J. FRAGOMENI, ESQ., in and only in his capacity as Permanent Receiver, and not individually, with a mailing address for purposes of this Agreement c/o Shechtman Halperin Savage, LLP, 1080 Main Street, Pawtucket, RI 02860 ("Receiver"), and SEVENTY ONE RICHMOND, LLC with a mailing address for purposes of this Agreement c/o Richard Land, Esq., One Park Row, Suite 300, Providence, RI 02903 (hereinafter referred to as "Buyer").

#### WITNESSETH THAT

1. <u>ASSETS</u>: Receiver agrees to sell and convey to Buyer or Buyer's nominee, and Buyer or Buyer's nominee agrees to purchase upon the terms and conditions hereinafter set forth herein all of Receiver's right, title, and interests as said Receiver of all the assets of Ego, LLC ("Ego") located at 73 Richmond St, Providence, RI 02903 (the "Assets"). The Assets are conveyed without any representations or warranties, including but not limited to, any representations or warranties concerning quantity, quality, durability, condition, merchantability, fitness for any purpose, or any other aspects of said Assets, and all said Assets are sold "AS IS" and "WHERE IS."

2. <u>**DATE OF THIS AGREEMENT</u>**: The Date of this Agreement shall be the date on which the Receiver signs this Agreement, as set forth immediately under the Receiver's signature below.</u>

3. <u>TITLE</u>: Conveyance of the Receiver's interest as aforesaid in the Assets shall be made by a Receiver's Bill of Sale ("Bill of Sale") to be substantially in the form attached hereto as <u>Exhibit A</u> without covenants, warranties, or representations of any kind whatsoever, conveying to the Buyer all of the Receiver's right, title and interest as said Receiver in and to the Assets.

4. **<u>PURCHASE PRICE AND DEPOSIT</u>**: Buyer agrees to purchase all of the Receiver's right, title, and interest in the Assets for the sum of Six Thousand Dollars (\$6,000) and a waiver of all Buyer's administrative rent claims against the Receiver between September 15, 2020 and November 16, 2020 ("Purchase Price"). Upon execution of this Agreement, Buyer delivered to the Receiver a deposit in the amount of Three Thousand Dollars (\$3,000) ("Deposit"), which, provided that the Buyer does not default under this Agreement, shall be credited against the Purchase Price at the Closing.

5. <u>**THE CLOSING**</u>: The closing of the transaction contemplated by this Agreement is to be held at 10:00 a.m. on the first Tuesday following the date on which the time for all appeals of the Superior Court Order approving this Agreement has expired (no stay on appeal having been perfected) (the "Closing"), unless otherwise agreed to in writing by the Parties.

6. **<u>RECEIVER'S TENDER OF BILL OF SALE</u>**: Except as otherwise set forth herein, the tender of the Bill of Sale by the Receiver and acceptance by Buyer shall be deemed full performance and discharge of every agreement and obligation of the Receiver contained or expressed in this Agreement. Upon the tender of Deed and Bill of Sale, Buyer shall execute the acknowledgement attached hereto as **Exhibit B**.

7. **DEFAULT**: If the Buyer shall default in the performance of Buyer's obligations hereunder, the Receiver shall have the right to retain the Deposit and resell the Assets without notice to the Buyer, or require specific performance without prejudice to any of Receiver's other rights or remedies at law and in equity.

8. **BROKERS AND AGENTS**: Buyer agrees to indemnify the Receiver against, and hold the Receiver harmless from any and all cost, expense or liability based upon or related to a claim for a brokerage commission or finder's fees in connection with the transaction contemplated hereby to the extent such liability shall be based upon arrangements or agreements made or claimed by third parties to have been made by or on behalf of the Buyer or the Receiver, as the case may be, and not disclosed in this Agreement.

9. <u>NOTICES</u>: All notices as required in this Agreement must be in writing. All notices shall be by certified mail or by personal delivery. Notice by certified mail will be effective upon sending. Notice by personal delivery will be effective upon delivery to the other party. Notices to the Receiver and the Buyer must be addressed to the addresses that appear in the first paragraph of this Agreement.

10. <u>CLOSING/CONVEYANCE NOT SUBJECT TO ANY CONTINGENCIES</u>: Except as provided in this paragraph, Buyer expressly acknowledges and agrees that neither the closing nor the conveyance contemplated hereunder are conditioned in any way whatsoever upon the Buyer or the Receiver complying with any contingencies, including, but not limited to Buyer's financing, inspections, licensing and/or any other contingency of any kind or nature not explicitly contained herein.

11. **NO WARRANTIES AND REPRESENTATIONS AND NO RELIANCE ON OTHERS:** Buyer has entered into this Agreement based on Buyer's independent review and investigation of the Assets and not on any representation made by the Receiver or any of Receiver's agents or representatives. THIS MEANS THAT THE ASSETS ARE BEING SOLD "AS IS," "WHERE IS," AND "WITH ALL FAULTS."

Buyer acknowledges that the Assets shall be sold to Buyer "as is," "where is," and "with all faults" and that no warranties or representations or covenants of any kind, expressed or implied, have been or will be made by Receiver or any other party with respect to the physical, operating or any other condition of the Assets.

Buyer acknowledges that it, individually or collectively, have not been influenced to enter into this transaction by the Receiver or his attorney, or their employees, agents, consultants or representatives, and that Buyer has not received nor relied upon any statements or representations made by the Receiver or his attorney, or their employees, agents, consultants or representatives. The terms and provisions of this section shall survive the Closing.

12. <u>AMENDMENTS</u>: This Agreement may not be amended or modified except pursuant to a written instrument executed by both Buyer and Receiver.

13. **CONSTRUCTION OF AGREEMENT**: This Agreement may be executed in one or more counterparts and each shall be deemed to be an original, and shall be binding upon and inure to the benefit of the respective heirs, executors and/or administrators, successors, and/or assigns, of the respective parties hereto, subject to the express conditions stated herein. This Agreement and the interpretation hereof shall be governed by the laws of the State of Rhode Island and the parties expressly agree that the Court shall have jurisdiction to resolve any and all disputes arising under this Agreement, to interpret any terms hereof, and to enforce any and all provisions of this Agreement.

14. **ENTIRE AGREEMENT**: The parties hereto, each declare that this Agreement and any other agreements entered into in connection herewith contain the entire agreement between the parties, and that it is subject to no understandings, conditions or representations other than those expressly stated herein or therein. All understandings and agreements heretofore had between the parties, if any, are extinguished and are of no force and effect whatsoever except as the same may be expressly set forth in this Agreement or any other agreement entered into between the Parties in connection herewith. This Agreement is entered into by the Buyer after full investigation of the Assets, and no reliance is made by the Buyer upon any statements or representations not made in this Agreement.

15. **NO PERSONAL LIABILITY**: Notwithstanding anything herein to the contrary, the Receiver's execution of this Agreement is solely in his capacity as Receiver and shall not render the Receiver personally liable in any way whatsoever. Buyer expressly acknowledges that any potential liability of the Receiver shall be limited to the assets, if any, of the Receivership Estate.

WITNESS the signatures of the above parties on the date set forth below.

**RECEIVER:** 

By:\_\_\_\_\_

By:\_\_\_\_

Christopher J. Fragomeni, Esq., as and only as Receiver and not individually

Date

Date

Witness to Above Signature

Witness to Above Signature

#### ASSET PURCHASE AND SALE AGREEMENT

### EXHIBIT A

FORM OF BILL OF SALE

#### **RECEIVER'S BILL OF SALE**

I, Christopher J. Fragomeni, Esq., in my capacity as the duly appointed Receiver of Ego, LLC ("Ego"), by the authority vested in me by the attached Order of the Providence County Superior Court of the State of Rhode Island entered on the \_\_\_\_\_\_ day of November, 2020, in the Receivership proceeding pending before that Court, docketed as *Rafael Sanchez and Katherine Fay as Executrix of the Estate of Christian Harris v. Ego, LLC* (PC-2020-06236), in consideration of Six Thousand and 00/100 Dollars (\$6,000.00) paid by Seventy One Richmond, LLC ("Purchaser"), the receipt of which sum is hereby acknowledged, do hereby convey and assign to Purchaser, free and clear of all liens and encumbrances, all of my right, title and interest as said Receiver in and to all of Ego's assets, but expressly excluding and excepting therefrom the "Excluded Assets" as hereinafter defined (collectively, the "Assets").

Purchaser expressly acknowledges and agrees that the following described assets are expressly excluded from the sale contemplated herein, which assets are hereinafter referred to as "Excluded Assets": any and all cash, accounts receivable, all tax refunds of any kind or nature due and owing from any taxing authorities, pre-paid deposits, unearned insurance premiums, choses-in-action not customarily available in the trade or industry in connection with the continued business operations of Ego, and any all claims of any kind or nature of the Receiver or the Receivership Estate of Ego against any Member, officer, director, employee, or other insider of Ego, including but not limited to any and all claims against any such parties for breach of fiduciary duties, and any and all claims of any kind or nature against any entities or individuals relative to preferential transfers, fraudulent conveyances or breach of duty to Ego and/or its creditors, all employee benefit plans including, but not limited to, any retirement, health or welfare plans, all employment agreements, including any collective bargaining agreements, any and all leased equipment, machinery, or other leased assets or assets not owned by Ego, and the proceeds of any of the foregoing Excluded Assets.

This sale is made without any representations or warranties whatsoever, including but not limited to, any representations or warranties concerning quantity, quality, durability, condition, merchantability, fitness for any purpose, or any other aspects of said Assets, and all said Assets are sold "AS IS" and "WHERE IS."

Notwithstanding anything herein to the contrary, the person executing this instrument in his representative capacity as Receiver shall not be personally liable.

Witness my hand this \_\_\_\_\_ day of November, 2020.

Christopher J. Fragomeni, Esq., as and only as Permanent Receiver of Ego, LLC and not individually

#### ASSET PURCHASE AND SALE AGREEMENT EXHIBIT B

ACKNOWLEDGMENT

#### **ACKNOWLEDGEMENT OF RECEIPT OF BILL OF SALE AND ASSETS**

The undersigned, [ ], hereby acknowledges receipt of the executed original foregoing Receiver's Bill of Sale and all Assets referred to therein, and further, the undersigned does hereby acknowledge that the Receiver has fulfilled all of his obligations pursuant to the [\_\_\_\_\_], 2020, Sale Order and the Asset Purchase and Sales Agreement dated [\_\_\_\_\_], 2020 incorporated therein.

Witness Print name: Signed: \_\_\_\_\_\_\_\_\_Name and Title: Date:

Petition to Sell

Exhibit B

EGO, LLC,

Respondent.

STATE OF RHODE ISLAND PROVIDENCE, SC

#### SUPERIOR COURT

	J
RAFAEL SANCHEZ AND KATHERINE	)
FAY AS EXECUTRIX OF THE ESTATE	)
OF CHRISTIAN HARRIS,	)
Petitioners,	)
	)
V.	)
	``

C.A. No. PC-2020-06236

**OFFER TO PURCHASE** 

To Christopher Fragomeni, Receiver of Ego, LLC:

The undersigned ("Purchaser") hereby offers to pay Six Thousand and 00/100 Dollars (\$6,000.00), and to waive the claim of the undersigned for administrative rent as against the Receiver and the receivership estate for the Administrative Rent Period (as hereinafter defined),<sup>1</sup> for all of your right, title, and interest as Receiver, free and clear of liens and encumbrances, in and to all of the tangible and intangible assets of the Defendant, including but not limited to all furniture, fixtures, equipment, inventory, tradenames, trademarks and goodwill (the foregoing collectively referred to as the "Assets"), excluding and excepting therefrom the Excluded Assets. Prior to the Closing Date, Purchaser shall have the option to designate a nominee to whom the Assets are to be transferred pursuant to the terms of this Offer.

The Administrative Rent Period shall be the period commencing on September 14, 2020 and concluding on November 16, 2020.

Purchaser expressly acknowledges and agrees that the following described assets are excluded from the sale contemplated herein, which assets are hereinafter referred to as "Excluded Assets": any and all cash, cash equivalents, deposit accounts, investment securities (including stocks, bonds, money market accounts and any similar assets) and any accounts relating thereto, accounts receivable, all tax refunds of any kind or nature due and owing from any taxing authorities, pre-paid deposits, unearned insurance premiums, choses-in-action not customarily available in the trade or industry in connection with the continued business operations of Defendant, and any all claims of any kind or nature of the Receiver or the Estate of Defendant against any stockholder, officer, director, employee, or other insider of Defendant, including but not limited to any and all claims against any such parties for breach of fiduciary

<sup>1</sup> The waiver of administrative rent shall not be deemed a waiver of any claims of the Purchaser, as Landlord, against any third parties who may have liability arising under the Lease for the premises occupied by the Defendant.

duties, and any and all claims of any kind or nature against any entities or individuals relative to preferential transfers, fraudulent conveyances or breach of duty to Defendant and/or its creditors, all employee benefit plans including, but not limited to, any retirement, health or welfare plans, all employment agreements, including any collective bargaining agreements, any and all leased equipment, machinery, or other leased assets or assets not owned by Defendant, and the proceeds of any of the foregoing Excluded Assets.

If you are agreeable to accepting this Offer on the terms herein stated, please indicate below. This Offer is subject to (a) the approval of the Rhode Island Superior Court, Providence County, in the matter first set forth above. The Purchaser understands that the Receiver and the Court may entertain any higher and/or better Offers for the Assets prior to Court approval of this Offer. In the event that this Offer is approved by the Court, the Purchase Price shall be paid to the Receiver by bank check drawn on a Rhode Island bank or by wire transfer of funds on the second business day after Court approval hereof, or on such other date as agreed to by the parties in writing, so long as the Court Order approving this Offer is not the subject of an injunction or stay prohibiting consummation of the sale contemplated in this Offer (the "Closing Date"). It is agreed and understood that time is of the essence.

This Offer and transfers resulting from this Offer are and shall be made without any representations or warranties whatsoever by or from the Receiver, including but not limited to, any representations or warranties concerning quantity, quality, durability, accuracy, condition, title, enforceability, merchantability, fitness for any purpose, or any other aspects of said Assets, and the Assets are sold "as is," "where is," and "with all faults."

This Offer and the interpretation hereof shall be governed by the laws of the State of Rhode Island, and the parties expressly agree that the Court shall have exclusive jurisdiction to resolve any and all disputes arising under this Offer, to interpret any terms hereof, and to enforce any and all provisions of this Offer. Purchaser hereby consents to the personal jurisdiction of the Court.

Seventy One Richmond LLC By , Manager

Eli Schwartz

Dated: November 3, 2020

ACCEPTED:

Christopher J. Fragomeni, Receiver of Ego, LLC, and not individually

Dated:

Petition to Sell

Exhibit C

STATE OF RHODE ISLAND PROVIDENCE, SC.

#### SUPERIOR COURT

Rafael Sanchez and Katherine Fay as Executrix of the Estate of Christian Harris Petitioners

Vs.

P.B. No.

EGO, LLC

Respondent

#### **PETITION FOR THE APPOINTMENT OF A RECEIVER**

Petitioners respectfully represents that:

1. Respondent is a Rhode Island Limited Liability Company, with its primary place of business at 73 Richmond Street, Providence, Rhode Island, and is in the business of operating a bar and nightclub.

2. Petitioners are the holders of One Hundred (100%) Percent of all the outstanding membership ownership interests of the Respondent company and voted to dissolve the Respondent company.

3. The rights and obligations of the members and respondent are governed by Rhode Island Law.

4. This Honorable Court has jurisdiction over this matter pursuant to Rule 66 of the Rhode Island Superior Court Rules of Civil Procedure, Title 7, Chapter 16 of the Rhode Island General Laws, as amended, Sec. 8-2-13 of the Rhode Island General Laws, as amended, and this Honorable Court's General Powers of Equity.

5. Section 7-16-40 of the Rhode Island Limited Liability Company Act (the Act), states that upon, "application by or on behalf of a member, the Superior Court may decree the dissolution of a limited liability company whenever it is not reasonably practicable to carry on the business in conformity with the Articles of Organization or Operating Agreement.

6. Petitioners are informed and believe that Respondent is insolvent and will be unable to meet its obligations as they become due.

7. Because of the current economic conditions brought about COVID 19 pandemic, Respondent will soon be arrears in payment of its obligations most particularly its obligation to pay rent, and there is a danger of dissipation and depreciation of the assets of the Respondent.

8. Respondent is currently closed and as a consequence of the current economic conditions, Petitioners do not believe Respondent can or will re-open for business.

9. In the opinion of Petitioners, it is urgent and advisable that a Temporary Receiver be appointed immediately to take charge of the affairs, assets, estate, effects and property of said Respondent to preserve the same for the interest of all creditors.

10. This Petition is made in good faith for the protection of the business of the Respondent and for the benefit of its creditors, and the appointment of a Temporary Receiver is most desirable to protect the <u>status quo</u> of the Respondent pending final hearing on the appointment of a Permanent Receiver.

11. This Petition is filed to seek relief as prayed by virtue of and pursuant to this Court's equity powers and pursuant to its powers as authorized by the laws and statutes of the State of Rhode Island.

WHEREFORE, Petitioners respectfully pray that this Honorable Court appoint a Temporary Receiver forthwith and also appoint a Permanent Receiver to take charge of the assets, affairs, estate, effects and property of the Respondent, that said Temporary Receiver and Permanent Receiver be authorized to continue to operate the business of the Respondent, if such Receiver determines that continuing to operate the business of the Respondent is in the best interests of the Respondent's Estate, and that Petitioner have such other and further relief as this Court shall deem proper.

Rafael Sanchez

Case Number: PC-2020-06236 Filed in Providence/Bristol County Superior Court Submitted: @/2320001932344RM Envelope: 20892802 Reviewer: J/automiaH

#### STATE OF RHODE ISLAND COUNTY OF PROVIDENCE

In Providence, Rhode Island on the  $21^{th}$  day of August \_\_\_\_\_, 2020, before me personally appeared Rafael Sanchez who made oath that he subscribed to the foregoing Petition, that he knows the contents thereof and that the same are true, excepting those matters stated on information and belief, and as to those matters he believes them to be true.

Stephen hy hit with Notary Public My Commission Exp. 7/25/21 Stephen M. Litwin

Executrix of the Estate of Chris Harris

#### STATE OF RHODE ISLAND COUNTY OF PROVIDENCE

In Providence, Rhode Island on this 27% day of August 2020, before me personally appeared Katherine Fay, Executrix of the Estate of Christian Harris who made oath that she subscribed to the foregoing Petition, that she knows the contents thereof and that the same are true, excepting those matters stated on information and belief, and as to those matters she believes them to be true.

Stephn M hit 2000 Notary Public My Commission Exp. 7/25/21 Stephn M bitMin - 3 -

Case Number: PC-2020-06236 Filed in Providence/Bristol County Superior Court Submitted: 0/232000193234APM Envelope: 20692602 Reviewer: J/automiaH

#### **CERTIFICATE OF ATTORNEY**

I, the undersigned, Attorney for the Petitioner, certify that this Petition is made in good faith for the protection of the business of the Respondent and for the benefit of creditors, and that the appointment of a Temporary Receiver is desirable to protect the <u>status quo</u> pending final Hearing for the appointment of a Permanent Receiver.

Stechn In hit no

Stephen M. Litwin, Esquire #2974 116 Orange Street Providence, Rhode Island 02903 Phone: (401) 273-5155

August 17, 2020

- 4 -

Petition to Sell

Exhibit D

### STATE OF RHODE ISLAND PROVIDENCE, SC

### RAFAEL SANCHEZ AND KATHERINE FAY AS EXECUTRIX OF THE ESTATE OF CHRISTIAN HARRIS, *Petitioners*, v. EGO, LLC,

C.A. No. PC-2020-06236

#### **ORDER APPOINTING TEMPORARY RECEIVER**

The above-captioned matter came before the Honorable Brian P. Stern on the Petition for the Appointment of a Receiver, and, upon consideration thereof, it is hereby

#### ORDERED, ADJUDGED, AND DECREED

That Christopher J. Fragomeni, Esq., of Shechtman Halperin Savage, LLP, 1080
 Main Street, Pawtucket, RI, be and hereby is appointed Temporary Receiver (the "Receiver") of
 EGO, LLC ("Respondent");

2. That said Receiver shall, no later than five (5) days from the date hereof, file a bond in the sum of <u>\$10,000.00 (Ten Thousand)</u> 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 that 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 Respondent, to collect the debts and property belonging to it and to preserve the same until further Order of this Court;

#### Filed Providence Superior Court September 14, 2020 Carin Miley, Deputy Clerk I

#### SUPERIOR COURT

Respondent.

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 Respondent, to borrow money from time to time, to purchase, for cash or upon credit, merchandise, materials and other property, to engage appraisers and/or employees and assistants, clerical or otherwise, and pay all such individuals and entities in the usual course of business, and to do and perform or cause to be done and performed all other acts and things as are appropriate in the premises;

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 afore-described person for appointment as Receiver herein is warranted and required because of the Receiver's specialized expertise and experience in operating businesses in Receivership and in administrating non-routine Receiverships that involve unusual or complex legal, financial, or business issues;

6. That the Receiver is hereby authorized and empowered to sell at public auction any or all of the assets of the Respondent. The Receiver is also authorized to engage an auctioneer and to insert such display ads within or without the State of Rhode Island as the Receiver deems proper advertising for such sale. Such public auction sale conducted by said Receiver in accordance with the provisions of this paragraph shall be considered and is hereby declared to be commercially reasonable sale, and such sale shall constitute compliance with the requirements of commercially reasonable sale as set forth in Article 9 of the Uniform Commercial Code as enacted in Rhode Island;

7. 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

2

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 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; and

8. That Citation be issued to said Respondent, returnable to the Superior Court sitting at Providence, Rhode Island on <u>October 14</u>, 2020 at <u>9:30</u> a.m./p.m., at which time and place this cause is set down for Hearing on the prayer for the Appointment of Permanent Receiver; that the Clerk of this Court shall give Notice of the pendency of the Petition herein by publishing this Order Appointing Temporary Receiver once in the Providence Journal on or before <u>September 30</u>, 2020 and the Receiver shall give further notice by mailing, on or before <u>September 30</u>, 2020, copy of said Order Appointing Temporary Receiver to each of Respondent's creditors and stockholders whose addresses are known or may become known to the Receiver.

ENTERED as an Order of this Court this <u>14th</u> day of September, 2020

**ENTERED**:

Brian P. Stern, Y.

Stern, J. Date: September 14, 2020

Presented by:

/s/ Christopher J. Fragomeni, Esq. Christopher J. Fragomeni, Esq. (9476) Shechtman Halperin Savage, LLP 1080 Main Street, Pawtucket, RI 02860 P: 401-272-1400 | F: 401-272-1403 cfragomeni@shslawfirm.com

BY ORDER:

/s/ Carin Miley Deputy Clerk I

Clerk, Superior Court Date: September 14, 2020

Petition to Sell

Exhibit E

Bond No. B1235324

RAFAEL SANCHEZ AND KATHERINE FAY AS EXECUTRIX OF THE ESTATE OF CHRISTIAN HARRIS Petitioners

Vs.

EGO, LLC

Respondent

### **RECEIVERS BOND**

KNOW ALL BY THESE PRESENTS: That we Christopher Fragomeni

As Principal (s), and <u>Selective Insurance Company of America</u> a <u>New Jersey</u> corporation authorized to transact surety business in the State of Rhode Island, as Surety, are held and firmly bound unto the <u>Superior</u> Court of the County of <u>Providence</u> State aforesaid, as Obligee in the penal sum of <u>Ten Thousand Dollars (\$10,000.00)</u>, lawful money of the United States of America, for the payment of which, well and truly to be made, we bind ourselves, our heirs, legal representatives, successors and assigns, jointly and severally, firmly by these presents.

WHEREAS, by an order of the <u>Superior</u> Court of the County of <u>Providence</u> State aforesaid, duly made on <u>09/14/2020</u>, in the above titled action, the above bounden Christopher Fragomeni

Was appointed Receiver therein, and he was ordered before entering upon the discharge of his duties as such Receiver, to execute a bond according to law in the said sum of \$ 10,000.00

NOW THEREFORE, THE CONDITION OF THIS OBLIGATION IS SUCH, That, the said <u>Christopher Fragomeni</u> as such Receiver, shall faithfully discharge his duties in this action and obey the orders of the Court therein; then this obligation shall be void, otherwise to remain in force and effect.

SIGNED AND SEALED this	<u>15th</u>	day of	September	<u> </u>	
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**Christopher Fragomeni** 

By\_\_\_\_\_

Principal

Selective Insurance Company of America

By Attorney in Fact Andrew P. Troy



Selective Insurance Company of America 40 Wantage Avenue Branchville, New Jersey 07890 **B** 973-948-3000

BondNo.B 1235324

### **POWER OF ATTORNEY**

Receiver

**SELECTIVE INSURANCE COMPANY OF AMERICA**, a New Jersey corporation having its principal office at 40 Wantage Avenue, in Branchville, State of New Jersey ("SICA"), pursuant to Article VII, Section 1 of its By-Laws, which state in pertinent part:

The Chairman of the Board, President, Chief Executive Officer, any Executive Vice President, any Senior Vice President or any Corporate Secretary may, from time to time, appoint attorneys in fact, and agents to act for and on behalf of the Corporation and they may give such appointee such authority, as his/her certificate of authority may prescribe, to sign with the Corporation's name and seal with the Corporation's seal, bonds, recognizances, contracts of indemnity and other writings obligatory in the nature of a bond, recognizance or conditional undertaking, and any of said Officers may, at any time, remove any such appointee and revoke the power and authority given him/her.

does hereby appoint Andrew P. Troy

, its true and lawful attorney(s)-in-fact, full authority to execute on SICA's behalf fidelity and surety bonds or undertakings and other documents of a similar character issued by SICA in the course of its business, and to bind SICA thereby as fully as if such instruments had been duly executed by SICA's regularly elected officers at its principal office, in amounts or penalties not exceeding the sum of: **Ten Thousand Dollars (\$10,000.00)** 

Signed this <u>15th</u> day of <u>September</u>, 2020

By:	CTIVE INSURANCE COMPANY OF AM
STATE OF NEW JERSEY :	X
:ss. Branchville	
COUNTY OF SUSSEX :	
acknowledged himself to be the Sr. Vice President of SICA, and that do, executed the foregoing instrument for the purposes therein contain as Sr. Vice President and that the same was his free act and deed and Charlene Kimble Notary Public of New Jersey My Commission Expires 6/2/2021 The power of attorney is signed and sealed by facsimile under and by	ned, by signing the name of the competition by himself the free act and deed of SICA. Bond No.B 1235324 Public The authority of the following Resolution adopted by
the Board of Directors of SICA at a meeting duly called and held on t	he 6th of February 1987, to wit:
"RESOLVED, the Board of Directors of Selective Insurance Compar facsimile corporate seal, facsimile signatures of corporate officers and attorney for the execution of bonds, recognizances, contracts of inden bond, recognizance or conditional undertaking."	d notarial acknowledgements thereof on powers of
CERTIFICATIO	DN DRANCE COMPS
I do hereby certify as SICA's Corporate Secretary that the foregoing of force and effect and this Power of Attorney issued pursuant to and in	
Signed this <u>15th</u> day of <u>September</u> , <u>2020</u> .	el H. Lanza, SICA Corporate Secretary

Important Notice: If the bond number embedded within the Notary Seal does not match the number in the upper right-hand corner of this Power of Attorney, contact us at 973-948-3000.



Selective Insurance Company of America 40 Wantage Avenue Branchville, New Jersey 07890 973-948-3000

BondNo.B 1235324

Receiver

#### STATEMENT OF FINANCIAL CONDITION

I hereby certify that the following information is contained in the Annual Statement of Selective Insurance Company of America ("SICA") to the New Jersey Department of Banking and Insurance as of December 31, 2019:

ADMITTED ASSETS (in thousands)		LIABILITIES AND SURPLUS (in th	ousands)
Bonds	\$1,822,293	Reserve for losses and loss expenses	\$1,119,532
Preferred stocks at convention value	15,960	Reserve for unearned premiums Provision for unauthorized	434,068
Common stocks at convention values Subsidiary common stock at	63,288	reinsurance Commissions payable and	588
convention values	0	contingent commissions	32,565
Short-term investments Mortgage loans on real estate	109,584	Other accrued expenses	33,869
(including collateral loans)	21,163	Other liabilities	<u>395,608</u>
Other invested assets	121,112	Total liabilities	2,016,230
Interest and dividends due or accrued	14,561		
Premiums receivable	407,001	Surplus as regards policyholders	<u>680,090</u>
Other admitted assets	121,358	Total liabilities and surplus as	
Total admitted assets	<u>2,696,320</u>	regards policyholders	<u>2,696,320</u>

I further certify that the following is a true and exact excerpt from Article VII, Section 1 of the By-Laws of SICA, which is still valid and existing.

The Chairman of the Board, President, Chief Executive Officer, any Executive Vice President, any Senior Vice President or any Corporate Secretary may, from time to time, appoint attorneys in fact, and agents to act for and on behalf of the Corporation and they may give such appointee such authority, as his/her certificate of authority may prescribe, to sign with the Corporation's name and seal with the Corporation's seal, bonds, recognizances, contracts of indemnity and other writings obligatory in the nature of a bond, recognizance or conditional undertaking, and any of said Officers may, at any time, remove any such appointee and revoke the power and authority given him/her.

IN WITNESS WHEREOF, I hereunto subscribe my name and affixing seal of SICA his 1 day of 1000, 2020.

Michael H. Lanza

SICA Corporate Secretar

### **STATE OF NEW JERSEY :**

### :ss. Branchville

# COUNTY OF SUSSEX

On this day of <u>March</u> 2020, before me, the undersigned officer, personally appeared Michael H. Lanza, who acknowledged himself to be the Corporate Secretary of SICA, and that he, as such Corporate Secretary, being authorized so to do, executed the foregoing instrument for the purposes therein contained, by signing the name of the corporation by himself as Corporate Secretary.

Notary Public My Commission Expires:

Petition to Sell

Exhibit F

Case Number: PC-2020-06236 Filed in Providence/Bristol County Superior Court Submitted: @/28/2020 2:47 PM Envelope: 2060203 Reviewer: Addition CH.

# STATE OF RHODE ISLAND PROVIDENCE, SC.

RAFAEL SANCHEZ AND KATHERINE FAY AS EXECUTRIX OF THE ESTATE OF CHRISTIAN HARRIS, *Petitioner*,

VS.

EGO, LLC.,

Respondent.

SUPERIOR COURT

C.A. No. PC-2020-06236

# ACCEPTANCE OF SERVICE AFFIDAVIT

I, Kate Fay, registered agent for Ego, LLC, do hereby accept service of the Receivership Citation issued in the above-captioned matter on behalf of Ego, LLC. Said acceptance of service is to have the same force and effect as if the service had been personally made upon me as Ego, LLC's registered agent pursuant to applicable laws and the Superior Court Rules of Civil Procedure. The undersigned states that she has the authority from Ego, LLC to accept such service on their behalf.

Kate Fay, Registered Agent of Ego, LLC

Subscribed and sworn before me this \_\_\_\_\_\_ day of September, 2020

on expires:

Petition to Sell

Exhibit G

Submitted: 4/23/2021 3:44 PM Envelope: 3069261

Reviewer: Jaiden H



WE WORK FOR THE TRUTH. PROVIDENCE ournal



Villeroy & Boch 1 pc. Elg. Toilet w/Seat Model # 5668 US 01 0.NOV0 MSRP \$54000

The

bath splash

SHOWROOM

Ettures · faucets

1 Freeway Drive Cranston, RI • 401.467.0200 OTHER LOCATIONS: Plainville, MA & Fall River, MA

**Toilet & Seat** 

bathsplashshowroom.com



### Dear Dr. Roach,

I'm quite overweight, with some physical mobility and fatigue issues because of autoimmunerelated inflammatory arthritis. Some days, I can get about a block at a fairly brisk pace but I have to stop for a few minutes because of the pain in my legs, pelvis and back or I will fall down. Other days, I can get two or three blocks at a brisker than usual pace without needing to stop.

When it comes to burning calories, is it better for me to walk slower and take less breaks or to walk faster and take more breaks to get my pain under control? Must I reach a certain heart rate and keep it there for a certain period of time in order to being doing anything meaningful for weight loss?

Unfortunately, because of the pandemic restrictions, walking around is the only kind of exercise I'm able to do right now. The pools, gyms and yoga studios are closed.

HEALTH

Walking speed for weight loss?

- F.B.C.

For most people, longer and more intense workouts are generally more effective for weight loss. In your case, overly intense workouts are not a good idea. Overdoing it can lead to pain in the joints (and muscles and soft tissue). I recommend a slower, steadier exercise regimen, which I hope will help build up your stamina and reduce your risk of falls and injuries.

High-intensity exercise is needed to gain a high degree of cardiac fitness, and for maximal performance. However, for weight loss and overall longevity, moderate exercise is very nearly as good.

### Dear Dr. Roach,

I have a large lipoma. I read that liposuction is an easy way to remove them. Is this true? - N.E.

SUPERIOR COURT

A lipoma is a benign fatty tumor. They're very common and usually removed only if cosmetically important. They can become so, especially when they get large.

The standard treatment is open surgical removal. Liposuction has been used successfully for the treatment of larger lipomas, but a recently published research paper maintains that further investigation is required before liposuction becomes an accepted option. I have seen occasional cases of lipomas that have required more extensive surgery than my patients were expecting, so a less-invasive option would be welcome.

Liposuction has been used routinely for treatment of gynecomastia (enlarged breast tissue) in men.

Write to Dr. Roach in care of The Providence Journal Features Department, 75 Fountain St., Providence, RI 02902. or email ToYourGoodHealth@ med.cornell.edu.

STATE OF RHODE ISLAND SUPERIOR COURT KORY P. KEEGAN. Petitioner,

C.A. No. WC-2020-0198 CK CUȘTOM KABINETRY, INC.,

# Respondent. NOTICE OF ORDER APPOINTING PERMANENT

**RECEIVER** Please take notice that on July 30, 2020, an Order Appoint-ing Permanent Receiver was entered by the Superior Court in the above-captioned matter. Said Order appointed Christopher J. Fragomeni, Esq. as Permanent Receiver (the "Receiver") of CK Custom Kabinetry, Inc. ("Respondent"), and specified that said Receiver was to give a Surety Bond in the amount of \$10,000.00 with respect to the faithful performance of the du-ties conferred upon said Receiver by said Order.

Said Order, the original of which is on file in the Office of the Clerk of the 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: "All creditors or other claimants hereby are ordered to file

under oath with the Receiver at 1080 Main Street, Pawtucket, RI 02860 on or before November 27, 2020, a statement setting forth their claims, including, but without limiting the generality of the foregoing, the name and address of the claimant, the na-ture 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.

Except as otherwise provided in the Order, "the commencement, prosecution, or continuance of the prosecution, of any ac-tion, 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 Respond-ent 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 to prior notice and an opportunity to be heard, are here-by restrained and enjoined until further Order of this Court." ENTERED as an order of this Court this 30th day of July, 2020. ENTERED: BY ORDER: ENTERED: Richard A. Licht Michael C. Rampone Deputy Clerk I, Superior Court Associate Justice

MORTGAGEE'S SALE 388 Chopmist Hill Road

Glocester, RI Plat 014, Lot 139

the mortgage will be sold sub-ject to all encumbrances and

prior liens on October 14, 2020 at 10:00 AM on the

premises, by virtue of the power of sale contained in a

mortgage by Marilyn D. Kitson dated November 25, 2013 and recorded in the

HARMON LAW

the Mortgage 150 California Street

Newton, MA 02458 (617) 558-0500

18265

Attorney for the Holder of

OFFICES, P.C.

The premises described in

CITY OF PROVIDENCE ZONING BOARD OF REVIEW NOTICE OF VIRTUAL MEETING

Notice of VIRTUAL MEETING Notice is hereby given that the Zoning Board of Review will be in session on WEDNESDAY, OCTOBER 14, 2020 at 5:30 PM USING THE ZOOM WEBINAR PLATFORM CIUDAD DE PROVIDENCIA -JUNTA DE REVISIÓN DE ZONIFICACIÓN AVISO DE REUNIÓN VIRTUAL Se da aviso de que la lunta de Revisión

AVISO DE REUNION VIRTUAL Se da aviso de que la Junta de Revisión de Zonificación estará en sesión el MIÉRCOLES, 14 DE OCTUBRE DE 2020 a las 5:30 PM UTILIZANDO LA PLATAFORMA

WEBINARIO ZOOM PARA LA TRADUCCIÓN AL ESPAÑOL DE ESTE AVISO, LLAME AL 401-680-5376

The virtual meeting can be accessed using the Zoom Webinar Platform at: https://zoom.us/j/94889627470 The Webinar ID is: 948 8962 7470

A computer with a microphone is required for participation

OR Those without computer access may participate by telephone.

Those without computer access may participate by technic plate on the following numbers and use **Webinar ID 948 8962 7470# when prompted:** +1 312 626 6799, +1 646 558 8656 or 833 548 0282 (Toll Free), 877 853 5247 (Toll Free)

All persons interested will be heard for or against the grant-ing of the following applications pursuant to Section 1703 of the Zoning Ordinance: I. NEW MATTER

I. NEW MATTEK 1. FRANCISCA POLANCO NAVEDO (Applicant) and JACKY KO (Owner): 200 Exchange Street, Unit B, Plat 19, Lot 102, located in a D-1-200 Downtown District and the Capi-tal Center Special Development District. Application for SPE-CIAL USE PERMIT pursuant to Section Table 12-1: Use Ma-trix to establish the Unit as a Recention Facility. trix, to establish the Unit as a Reception Facility. IMPORTANT INFORMATION:

 Documents for new matters can be accessed at: http://www.p rovidenceri.gov/inspection/boards-of-review/. Those who cannot access the documents electronically may contact Alexis Thompson at 401-680-5376 or at **athompson@providenceri.g ov** to make other arrangements to view the documents. . The public will have the opportunity to comment during the meeting through the electronic platform or by telephone. Public comment may also be submitted prior to the meeting via email to athompson@providenceri.gov. Submissions will be read into the record and discussed at the meeting. . The Board encourages comments to be submitted at least 24 hours before the meeting. Contact Alexis Thompson at atho mpson@providenceri.gov if you have any questions regarding this meeting, or submission of comment. THIS MEETING MAY BE CONTINUED FROM DAY TO DAY AND TIME TO TIME AT THE DISCRETION OF THE ZONING BOARD OF REVIEW THIS MEETING IS ACCESSIBLE TO ALL PERSONS. INDIVIDUALS REQUESTING INTERPRETER SERVICES MUST NOTIFY THE OFFICE OF THE BOARDS OF RE-VIEW AT 401-680-5375, AT LEAST 48 HOURS IN AD-VANCE OF THE HEARING DATE.

PROBATE COURT OF THE CITY OF CRANSTON

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NOTICE Of Matters Pending and For Hearing In Said Court On the dates specified in notices below at 9 A.M. for hearing Petitioners.

said matters BATISTA, EDUARDO E. ESTATE Petition for Ad-

E. ESTATE retution for Ad-ministration; for hearing Octo-ber 8, 2020 CHORNEY, MARION RABIN ESTATE Petition for Probate of Will; for hearing October 8, 2020

MATÁRAZZO, BEVER-LY ANN ESTATE Petition for the Sale of Real Estate; located at 133 Fordson Avenue Unit 2 Cranston, RI; for pur-poses set forth, now on file, wherein said property is more fully described for hearing October 8, 2020

NICHOLS, DONALD RESIDENT WARD Guardi-DONALD an's 1st Account; for hearing October 8, 2020

**REGINE, ANNE I** ES-TATE Petition for the Sale of Real Estate; located at 1184 Scituate Avenue Cranston, RI; for purposes set forth, now on file, wherein said property is more fully described for hearing October 8, 2020

STEWART, RICHARD ESTATE Petition for Probate of Will; for hearing October 8, ALLDREDGE JR, MOR-RIS J. ESTATE Lindsay J. Alldredge has qualified as Executrix; creditors must file their claims in the office of the probate clerk within the time required by law, beginning September 23, 2020 BABLENIS, HARRY C. ESTATE Nikki Koutros has qualified as Executrix; cred-itors must file their claims in the office of the probate clerk within the time required by law, beginning September 23, 2020 DUCAS, LEONA FRAN-CES ESTATE Laura A. Gun-derson has qualified as Administratrix; creditors must file their claims in the office ENTERED: the their claims in the office of the probate clerk within the time required by law, begin-ning September 23, 2020 FOX, MARILYN E. ES-TATE Stephen J. Fox & Louise Boisse have qualified as Co-Frequence, creditors /s/ Brian Stern Associate Just Date: Septemb as Co-Executors; creditors must file their claims in the tion on Octob office of the probate clerk within the time required by law, beginning September 23, 10:00 a.m., lo premises by vi law, 2020 er of sale cont gage made an L&D Manage **GAUDETTE, LILLIAN M**. ESTATE Michael P. Gaudette has qualified as Ad-LLC dated De and recorded ministrator CTA; creditors must file their claims in the at Page 48 in Land Evidence office of the probate clerk within the time required by law, beginning September 23, Providence, St land, the con mortgage havi 2020 IZZO, DAVID M. ES-TATE Barbara M. Izzo has qualified as Administrator; creditors must file their claims encumbrances on the premin the office of the probate clerk within the time required Dollars (\$5,000) down pay-ment in cash, certified check or bank check at time of sale; by law, beginning September 23, 2020 SYLVESTER, ANN MARIE ESTATE Mark McWade has qualified as Ad-ANN Mark other terms will be announced at the time of sale. ministrator; creditors must file their claims in the office of the the mortgage which gives no-tice of its intention to bid at probate clerk within the time sale or any adjournment there-of. required by law, beginning September 23, 2020

TATE OF RHODE ISLAND **PROVIDENCE, SC** 

C.A. No. PC-2020-06236 RAFAEL SANCHEZ AND KATHERINE FAY AS EXECUTRIX OF THE ESTATE

OF CHRISTIAN HARRIS,

### EGO, LLC, Respondent. NOTICE OF ORDER APPOINTING TEMPORARY RECEIVER

Please take notice that on September 14, 2020, an Order Appointing Temporary Receiver was entered by the Providence County Superior Court in the above-captioned matter. Said Order appointed Christopher J. Fragomeni, Esq. as Temporary Re-ceiver (the "Receiver") of Ego, LLC ("Respondent"), and specified that said Receiver was to give a Surety Bond in the amount of \$10,000.00 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 folwing provisions:

"That the commencement, prosecution, or continuance of the prosecution, of any action, suit, arbitration proceeding, hearing, or any foreclosure, reclamation or repossession pro-ceeding, both judicial and non-judicial, or any other proceeding, 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 tak-ing 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

MORTGAGEE'S NOTICE OF NOTICE OF SALE OF REAL ESTATE MORTGAGEE'S SALE 121 EAST AVENUE WESTERLY, Rhode Island 2 HARBOURD ROAD, JOHNSTON, RI 02919

Assessor's Plat 97/32/// Will be sold, subject to any The premises described in the mortgage will be sold sub-ject to all encumbrances and and all prior liens and encumbrances, at public auction on November 6, 2020 at 11:00 prior liens on October 7, 2020 at 1:00 PM on the premises, AM Local Time, on the prem-ises by virtue of the Power of by virtue of the power of sale contained in a mortgage by Wayne J. Costa and John Sale contained in the certain Mortgage Deed made and executed by Pearl P. Tapley dated August 9, 2006 and recorded Campopiano dated August 28, 2006 and recorded with the Town of Johnston Land Evi-dence Records at Book 1747, Page 229, the conditions of in Book 1562 at Page 31, et seq. with the Records of Land Evidence of the Town of WESTERLY, County of Washington, State of Rhode Island, the conditions of said said mortgage having been

Mortgage Deed having been broken TEN THOUSAND DOL-LARS (\$10,000.00) down r's check, or money order will be required to be delivered at or before the time the bid is offered. The description of the premises contained in said mortgage shall control in the event of an error in this publi-cation. Other terms will be announced at the sale.

ORLANS PC Attorney for the Present Holder of the Mortgage PO Box 540540 Waltham, MA 02454 Phone: (781) 790-7800

95 Jenks Street East Providence, RI Map 208, Block 06, Lot 010 The premises described in the mortgage will be sold sub-ject to all encumbrances and

Attorney for the present

Holder of the Mortgag

broken TERMS OF SALE: A de-posit of FIVE THOUSAND DOLLARS AND 00 CENTS (\$5,000.00) in the form of a certified check, bank treasure-

payment in cash, bank check or certified check at time of sale; other terms will be announced at time of sale. Marinosci Law Group, P.C. 275 West Natick Road, Suite 500 Warwick, RI 02886

MLG File # MLG 20-04345 MORTGAGEE'S SALE

19-008125

**MORTGAGEE'S SALE** 65 Beech Avenue Cranston, RI Plat 5, Section 3, Lot 1423

The premises described in the mortgage will be sold sub-ject to all encumbrances and prior liens on October 14, 2020 at 9:00 AM on the premises, by virtue of the power of sale contained in a mortgage by Herman L. Carlson, Pau-line M. Carlson dated March 19, 2008 and recorded in the City of Cranston Land Evi-dence Records in Book 3849, Page 249, the conditions of said mortgage having been broken.

\$5.000.00 in cash, certified or bank check is required to bid. Other terms will be announced at the sale.

HARMON LAW OFFICES, P.C Attorney for the Holder of the Mortgage 150 California Street Newton, MA 02458 (617) 558-0500 18246

Notice

The Stone Bridge Fire District in Tiverton RI is initiating an outdoor water ban to all Stone Bridge customers due to drought conditions.

Carl Destremps Superintendent Stone Bridge Fire District Alexis J. Thompson, Secretary to the Zoning Board of Re-view ~ (401) 680-5376 ~ athompson@providenceri.gov

#### PUBLIC NOTICE Rhode Island Continuum of Care Request to Join 2021 Membership

The Rhode Island Continuum of Care (RICOC) is a diverse coalition committed to assisting homeless and near-homeless Rhode Islanders to obtain housing, economic stability, compre-hensive services, and an enhanced quality of life. The RICOC is soliciting membership from interested parties willing to participate in the RICOC mission. Interested candidates should be committed to promoting community-wide planning and the strategic use of resources to address homelessness; improving nd integration with mainstream resources and targeted to people at risk of or experiencing essness; improving data collection and perform-nents for programs designed to end homelessworting Rhode Island in designing its homeless ecommodate the state's particular strengths and challenges.

Membership is available to representatives of certain types of organizations and agencies within Rhode Island and individ-uals with lived experience of homelessness. Interested persons should align with one or more of the following relevant stakeholder categories: Nonprofit providers of housing and/or services for the homeless Victim service providers

Faith based agencies

Political subdivisions and other governmental entities Advocacy organizations Public Housing Authorities Housing

Developers School districts

Social service providers Mental health agencies Hospitals

Iniversities Law enforcement

Veterans' organizations

Lived Experience of Homelessness Individuals interested in membership must submit a letter of interest to Elizabeth Bioteau, CoC Planner, at RIHousing, 44 Washington Street, Providence, RI 02903, or by email at ebiote au@rihousing.com. Respondents must indicate which stakeholder category they represent in their response. Questions about this Request for Membership may be directed to Ms. Bioteau at (401) 429-1478 or ebioteau@rihousing.com. The deadline for submission of a letter of interest for considera-tion to join 2021 RICOC Membership is October 30, 2020.



the termination of telephone, electric, gas or other utility service to Respondent, 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 opportu-nity to be heard, are hereby restrained and enjoined until further Order of this Court; and

That Citation be issued to said Respondent, returnable to the That Citation be issued to said Respondent, returnable to the Superior Court sitting at Providence, Rhode Island on October 14, 2020 at 9:30 a.m., at which time and place this cause is set down for Hearing on the prayer for the Appointment of Perma-nent Receiver; that the Clerk of this Court shall give Notice of the pendency of the Petition herein by publishing this Order Appointing Temporary Receiver once in the Providence Journal on or before September 30, 2020 and the Receiver shall give further notice by mailing, on or before September 30, 2020, copy of said Order Appointing Temporary Receiver to each of copy of said Order Appointing Temporary Receiver to each of Respondent's creditors and stockholders whose addresses are own or may become known to the Receiver." ENTERED as an Order of this Court this 14th day of Sep-

nber. 2020

Edward G

Avila, Esquire

	ms Court uns 14m day of Sep-
tember, 2020	
ENTERED:	BY ORDER:
/s/ Brian Stern	/s/ Susan M Diggins
Associate Justice Clerk,	Superior Court
Date: September 14, 2020	Date: September 14, 2020
MORTGAGEE'S SALE	MORTGAGEE'S SALE
334-336 Admiral Street	20 Inkerman Street
Providence, Rhode Island	Providence, Rhode Island
Will be sold at public auc-	Will be sold at public auc-
tion on October 15, 2020 at	tion on October 15, 2020 at
10:00 a.m., local time on the	10:30 a.m., local time on the
premises by virtue of the pow-	premises by virtue of the pow-
er of sale contained in a mort-	er of sale contained in a mort-
gage made and executed by	gage made and executed by
L&D Management Group,	L&D Management Group,
LLC dated December 7, 2018	LLC dated December 7, 2018
and recorded in Book 12232	and recorded in Book 12232
at Page 48 in the Records of	at Page 48 in the Records of
Land Evidence in the City of	Land Evidence in the City of
Providence, State of Rhode Is-	Providence, State of Rhode Is-
land, the conditions of said	land, the conditions of said
mortgage having been broken.	mortgage having been broken.
The above premises will be	The above premises will be
sold subject to any and all val-	sold subject to any and all val-

s will be sold subject to any and all valid superior or prior liens or id superior or prior liens or encumbrances on the prem-encumbrances on the prem-The Highest CASH Payouts In CT/MA/RI No Title/keys OK Free Pick Up 401-648-9300 TERMS: Five Thousand

TERMS: Five Thousand Dollars (\$5,000) down pay-ment in cash, certified check or bank check at time of sale: other terms will be announced Worthington Industries-Amtrol is at the time of sale.

By order of the holder of By order of the holder of the mortgage which gives no-tice of its intention to bid at sale or any adjournment there-

other terms will be announced at the time of sale. By order of the holder of the mortgage which gives no- tice of its intention to bid at sale or any adjournment there- of. ROBERTS, CARROLL, FELDSTEIN & PEIRCE	Worthington Industries-Amtrol is hiring for manufacturing posi- tions at our West Warwick facili- ty. Starting pay is \$16/hr. + up, we offer a 2nd and 3rd shift dif- ferential of \$1/hr. Plus, associ- ates can earn guarterly profit sharing checks, \$1500 in sign-on bonuses and receive benefits day one! Apply online at jobs.worthingtonindustries.com
INCORPORATED Edward G. Avila, Esquire	Providence County
Attorney's for the holder of the mortgage Ten Weybosset Street, 8th Floor Providence, Rhode Island 02903	Burrillville, Cumberland, Foster, Glocester, Lincoln, No. Smithfield, Scituate, Smithfield, Woonsocket
Search for legal notices in-paper and online 24/7 on providencejournal.com/legals To advertise call: 401.277.7788	<b>CONTEXT</b> <b>FOSTER</b> Contemporized Colo- nial 2228 sq ft, 3 beds, 2.5 baths, cathedrai family room with fireplace, formal living room and dining room, 3 zone heat, 2 porches, 2 car attached, over- sized 1 car detached garages, all set 500 off road on 5 acres, \$379,000 Long Realty 647-5454

PUBLIC NOTICE

Street, in the City of Pawtuck-

et, County of Providence, Rhode Island, title to which is

vested in the State of Rhode

Island and Providence Planta-

For Sale

Wanted

**Help Wanted** 

prior liens on October 21 A Certificate of Transfer having been duly filed and re-corded with the Secretary of State on September 10, 2020 pursuant to the General Laws 2020 at 9:00 AM on the premises, by virtue of the power of of the State of Rhode Island §37-7-7, 1956, as amended, Public Notice is hereby given of the administrative transfer of custody, control and super-vision to the Rhode Island Public Transit Authority from the Rhode Island Department of Transportation over that +/-90,924 square foot parcel (As-sessor's Plat 2904, Parcel 8A1) located at 300 Pine

sale contained in a mortgage Ernest C. Jackson, Irene Jackson dated October 27 2005 and recorded in the City of East Providence Land Evi-dence Records in Book 2565, Page 115, the conditions of said mortgage having been broken. \$5,000.00 in cash, certified

or bank check is required to bid. Other terms will be an-nounced at the sale.

HARMON LAW OFFICES, P.C. Attorney for the Holder of the Mortgage 150 California Street Newton, MA 02458 (617) 558-0500 17439

CLASSIFIEDS Automobiles Providence County Pontiac 2005 Vibe 4 Cylinder Automatic Hatchback Warranty All Options Gorgeous \$3475 401-263-5023 Lic#578 Burrillville, Cumberland, Foster, Glocester, Lincoln, No. Smithfield, Scituate, Smithfield, Woonsocket Autos/Trucks JUNK CARS WANTED SCASH PAID\$ from \$200 up to \$1000. 401-418-4521, Lic. 61 www.bigbucksjunkcars.com

SCITUATE Attractive 1288 sq ft Ranch, 3 bedrooms, living room with fireplace, large earlin Kitch-en, enclosed porch, 2 car ga-rage, updated roof and b-large dated roof and b-large dated roof and brage, updated roof and heat, 1/2 acre, corner lot, \$297,500. Long Realty 401-647-5454

> Investment Property

LINCOLN Two Family: 4 and bath on first, 5 and bath on sec-ond, 2 heating systems, 2 elec-tric services, vinyl siding, re-placement windows, 1/4 acre, \$289,000. Long Realty 647-5454

**Lots For Sale** 

FOSTER 6.3 acres, \$75,000; 13.2 acres, \$105,000; 10 acres, possible 2 home sites, \$165,000 others, builder packages availa-ble. Long Realty 401-647-5454

### Apartments To Share

PROVIDENCE/Johnston Great Area! Quiet, private, medium to large rooms, totally furnished. Cable TV, micro/frig, a/c, heat. Bus, parking, no pets \$650/up. Call 401-885-2204; 261-8718

Announce birthdays in Celebrations moments are worth celebrating



2015 und recorded in un	
Town of Glocester Land Evi	- committed to r
dence Records in Book 657	3 strategic use of
Page 276, the conditions o	bildiegie use of
said mortgage having been	
	<ol> <li>other programs</li> <li>chronic homeles</li> </ol>
broken.	, chronic homeles
\$5,000.00 in cash, certified	
or bank check is required to	ness; and suppo
bid. Other terms will be an	programs to acc
nounced at the sale.	challenges

Petition to Sell

Exhibit H

# STATE OF RHODE ISLAND PROVIDENCE, SC

# SUPERIOR COURT

RAFAEL SANCHEZ AND KATHERINE FAY AS EXECUTRIX OF THE ESTATE	))))
OF CHRISTIAN HARRIS,	)
Petitioners,	)
	)
V.	)
	)
EGO, LLC,	)
Respondent.	)

C.A. No. PC-2020-06236

# **ORDER APPOINTING PERMANENT RECEIVER**

The above-captioned matter came before the Honorable Brian P. Stern on October 14, 2020 on the petition for appointment of a permanent receiver of Ego, LLC. ("Respondent"). After consideration thereof, and without objection, it is hereby

# **ORDERED, ADJUDGED AND DECREED**

1. That Christopher J. Fragomeni, Esq., of Shechtman Halperin Savage, LLP, 1080 Main Street, Pawtucket, Rhode Island, be and hereby is appointed Permanent Receiver ("Receiver") of the Respondent, and of all the estate, assets, effects, property, and business of Respondent of every name, kind, nature and description, with all the powers conferred upon the Receiver being the same as those powers conferred upon a receiver by the Rhode Island General Laws, all other powers as set forth in this order, or otherwise, and all powers incidental to the Receiver's said Office.

2. That said Receiver has already posted a bond in the amount of \$10,000 conditioned that the Receiver will well and truly perform the duties of said office, and such bond shall remain in effect until the Court authorizes its termination.

Case Number: PC-2020-06236 Filed in Providence/Bristol County Superior Court Submitted: 402342020:8:14457NAM Envelope: 2090:262 Reviewer: ViaidaniaH

3. That said Receiver be and hereby is authorized, empowered, and directed to take possession and charge of said estate, assets, effects, property, and business of the Respondent, including cash surrender value of any insurance owned by Respondent, and to preserve the same, and is hereby vested with title to the same; to collect and receive the debts, property, and other assets and effects of said Respondent, including such cash surrender value, with full power to prosecute, defend, adjust, and compromise all claims and suits of, by or against said Respondent and to appear, intervene or become a party in all suits, actions, or proceedings relating to said estate, assets, effects, and property as may in the judgment of the Receiver be necessary or desirable for the protection, maintenance, and preservation of the property and assets of said Respondent.

4. That this appointment is made in succession to the appointment of Temporary Receiver heretofore made by order of this Court, and the Receiver shall take and be vested with the title to all assets, property, and choses-in-action which have heretofore accrued to the Temporary Receiver with power to confirm and ratify in writing such agreements as are entered into by such Temporary Receiver and to carry out and perform the same.

5. That the Receiver is authorized, in the Receiver's discretion, to continue the business of the Respondent until further order of this Court, and to employ such persons as may be desirable for the foregoing purposes (except that the Receiver shall first obtain *ex parte* approval to hire attorneys, accountants, and turnaround professionals) and, in connection therewith, 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 Respondent until further Order of this Court.

6. That the Receiver is authorized to incur expenses for goods and services and to purchase for cash such merchandise, supplies, and materials as in the Receiver's discretion may be desirable or necessary for continuance of the business of the Respondent.

7. That said Receiver be and hereby is authorized and empowered to sell, transfer, and convey said Receiver's right, title, and interest and the right, title, and interest of said Respondent in and to any real property or personal property, tangible or intangible, for such sum or sums of money as to said Receiver appears reasonable and proper, at private sale or sales, provided, however, that approval is first given for such sale or sales by this Court on *ex parte* application by the Receiver, or after such notice as the Court may require.

8. That the Receiver is hereby authorized and empowered to sell at public auction any or all of the assets of the Respondent. The Receiver is also authorized to engage an auctioneer and to insert such display ads within or without the State of Rhode Island as the Receiver deems proper advertising for such sale. Such a public auction sale conducted by said Receiver in accordance with the provisions of this paragraph shall be considered and is hereby declared to be a commercially reasonable sale, and such sale shall constitute compliance with the requirements of a commercially reasonable sale as set forth in Article 9 of the Uniform Commercial Code as enacted in Rhode Island.

9. That said Receiver be, and hereby is, authorized and empowered, as soon as there are sufficient funds available, to pay all City, State, and United States taxes of any kind, nature and description, including withholding taxes, as well as wages due employees, with such employees being relieved of the necessity of filing claims with the Receiver unless the amount paid or shown on the books of the Respondent is not acceptable to any employee, in which case said employee may file his/her claim in the same manner as other creditors.

10. In fulfillment of the reporting requirements set forth in Rule 66(e) of the Superior Court Rules of Civil Procedure, the Receiver shall file with the Court the Reports referred to in said Rule, as and when the Receiver deems necessary or advisable under the circumstances, or, in any event, as and when required by Order of this Court. In addition, the Receiver shall file with the Court, on or before May 1 and October 1 of each year, a Receivership Control Calendar Report in accordance with Rhode Island Superior Court Administrative Order No. 98-7.

11. That the Receiver shall continue to discharge said Receiver's duties and trusts hereunder until further order of this Court; that the right is reserved to the Receiver and to the parties hereto to apply to this Court for any other or further instructions to said Receiver and that this Court reserves the right, upon such Notice, if any, as it shall deem proper, to make such further orders herein as may be proper, and to modify this Order from time to time.

12. All creditors or other claimants hereby are ordered to file under oath with the Receiver at 1080 Main Street, Pawtucket, RI 02860 on or before <u>February 16</u>, 20<u>21</u>, 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. Except as provided in paragraph 14 below, 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 to prior notice and an opportunity to be heard, are hereby restrained and enjoined until further Order of this Court.

14. The foregoing paragraph does not stay the exercise of rights of a party to a swap agreement, securities contract, repurchase agreement, commodity contract, forward contract, or master netting agreement, as those terms are defined in the Federal Bankruptcy Code, to the extent that a court would not have the power to stay the exercise if Respondent was a debtor under the Bankruptcy Code.

15. That Notice be given of the entry of this order by the Clerk of this Court by publication of a copy of the annexed Receivership Notice in *The Providence Journal* on or before <u>November 6</u>, 20<u>20</u>, and by the Receiver mailing on or before <u>November 6</u>, 20<u>20</u>, a copy of said Receivership Notice to each creditor and stockholder of said Respondent known as such to the Receiver, or appearing as such on the books of said Respondent, addressed to each such stockholder or creditor at his last known address.

16. This Order is entered by virtue of and pursuant to this Court's equity powers and pursuant to its powers as authorized by the laws and statutes of the State of Rhode Island.

Case Number: PC-2020-06236 Filed in Providence/Bristol County Superior Court Submitted: 40234200208:144457NAM Envelope: 2090262 Reviewer: VäädtaniaH

ENTERED, as an Order of this Court this <u>16th</u> day of October, 2020.

BY ORDER:

ENTER:

Brian P. Stern, J.

Stern, J.

Presented by:

/s/ Christopher J. Fragomeni Christopher J. Fragomeni, Esq. (#9476) SHECHTMAN HALPERIN SAVAGE, LLP 1080 Main Street, Pawtucket, RI 02860 P: (401) 272-1400 | F: (401) 272-1403 cfragomeni@shslawfirm.com

/s/ Carin Miley Deputy Clerk I

Clerk, Superior Court October 16, 2020 Case Number: PC-2020-06236 Filed in Providence/Bristol County Superior Court Submitted: 4023/220208:141457MAM Envelope: 20909862 Reviewer: Waidtanial H

# **CERTIFICATE OF SERVICE**

I hereby certify that on the 14th day of October, 2020, I filed and served this document through the electronic filing system. The document electronically filed and served is available for viewing and/or downloading from the Rhode Island Judiciary's Electronic Filing System.

/s/ Christopher J. Fragomeni, Esq.

Petition to Sell

Exhibit I

# Schedule of Potential UCC Financing Statements, Real Estate Lien Recordings and Municipal Authorities

Seventy One Richmond, LLC 118 Governor Street Providence, Rhode Island 02906

City of Providence Providence City Hall 25 Dorrance Street Providence, Rhode Island 02903

Petition to Sell

Exhibit J

> Ego, LLC 73 Richmond Street Providence, RI 02903

> Stephen Litwin, Esq. 116 Orange Street Providence, RI 02903

> City of Providence City Solicitor 25 Dorrance Street Providence, RI 02903

> City of Providence Finance Department 25 Dorrance Street Providence, RI 02903

City of Providence Public Works Department 700 Allens Avenue Providence, RI 02905

City of Providence Tax Assessor 25 Dorrance Street Providence, RI 02903

City of Providence, Tax Collector 25 Dorrance Street Providence, RI 02903

City of Providence Water Supply Board 125 Dupont Drive Providence, RI 02907

City of Providence Zoning Department 25 Dorrance Street Providence, RI 02903

City of Providence Zoning and Code Enforcement 25 Dorrance Street Providence, RI 02903 Internal Revenue Service P.O. Box 804522 Cincinnati, OH 45999-0005

Internal Revenue Service P.O. Box 802503 Cincinnati, OH 45280-2530

Internal Revenue Service Julie Sweeney JFK Federal Building P.O. Box 9112, Mail Stop 20800 Boston, MA 02203

Internal Revenue Service P.O. Box 7346 Philadelphia, PA 19101-7346

Internal Revenue Service Raymond Glass 60 Quaker Ln. West Warwick, RI 02886

> National Grid Vicki Piazza 300 Erie Blvd. W. Syracuse, NY 13202

National Grid Accounts Processing P. O. Box 960 Northboro, MA 01532-0960

> Providence City Hall Clerk's Office 25 Dorrance Street Providence, RI 02903

Providence Fire Department 325 Washington Street Providence, RI 02903

Providence Police Department 325 Washington Street Providence, RI 02903 RI Department of Environmental Mgt. David Choppy Office of Water Resources-Permitting 235 Promenade Street, 2<sup>nd</sup> Floor Providence, RI 02908

Rhode Island Dept. of Labor and Training Legal Counsel 1511 Pontiac Avenue Cranston, RI 02920

> RI Dept. of Revenue Alyssa Martineau 1 Capitol Hill, Suite 36 Providence, RI 02908

> RI Secretary of State Corporations Division 148 W. River Street Providence, RI 02903

Narragansett Bay Commission c/o Marina V.Plummer One Service Road Providence, RI 02905

Alley Cat c/o Amanda R. Prosek, Esq. Morrison Mahoney LLP 10 Weybosset Street, Suite 900 Providence, RI 02903

Eli Schwartz Seventy One Richmond, LLC 118 Governor Street Providence, RI 02906

John J. Garrahy, Esq. John J. Garrahy Law, LLC 2088 Broad Street Cranston, Rhode Island 02905

Peter Garvey, Esq. Higgins, Cavanagh & Cooney, LLP 10 Dorrance Street, Suite 400 Providence, RI 02903

George P. Microulis, Esq Gianfrancesco & Friedemann, LLP 214 Broadway Providence, RI 02903

> Heath S. Comley Law Office 1 Ship Street Providence, RI 02903

Kate Fay 314 Middle Road Portsmouth, RI 02871

Anthony Buglio, Esq. Marasco & Nesselbush, LLP 685 Westminster Street Providence, RI 02903

Gregory A. Carrara, Esq. Carrara Dayian P.C. Three Regency Plaza Providence, RI 02903

Douglas Price, Esq. Morrison Mahoney LLP 10 Weybosset Street Providence, RI 02903

Kurt A. Rocha Higgins, Cavanagh & Cooney, LLP 10 Dorrance Street, Suite 400 Providence, RI 02903

> Timothy J. Dodd, Esq. 215 Broadway Providence, RI 02903

Kelsey D. Peck, Esq. Higgins, Cavanagh & Cooney, LLP 10 Dorrance Street, Suite 400 Providence, RI 02903

Pat Eason, Esq Higgins, Cavanagh & Cooney, LLP 10 Dorrance Street, Suite 400 Providence, RI 02903

> Alert Security RI 1655 Elmwood Ave Cranston, RI 02910

Beacon Mutual Insurance P.O. Box 416142 Boston, MA 02241-6142

Prime Storage 54 Narragansett Ave Providence, RI 02907I

CoxCom, LLC d/b/a Cox Communications New England Attn: MDU Department 70 Comstock Parkway Cranston, RI 02921

CoxCom, LLC d/b/a Cox Communications New England Attn: MDU Department 9 J.P. Murphy Highway West Warwick, RI 02893

Donellon, Orcutt, Patch & Stallard PC P.O. Box 350 Taunton, MA 02780

SEVENTY ONE RICHMOND, LLC 118 GOVERNOR STREET PROVIDENCE, RI 02906

Beacon Mutual Insurance Company P.O. Box 416142 Boston, MA 02241-6142