

STATE OF RHODE ISLAND  
PROVIDENCE, SC

SUPERIOR COURT

ST. JOSEPH HEALTH SERVICES OF  
RHODE ISLAND, INC.

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v.

C.A. No.: PC-2017-3856

ST. JOSEPH'S HEALTH SERVICES OF  
RHODE ISLAND RETIREMENT PLAN,  
AS AMENDED

**AFFIDAVIT OF STEPHEN DEL SESTO IN OPPOSITION TO THE PROSPECT ENTITIES' MOTION TO ADJUDGE HIM IN CONTEMPT**

Stephen Del Sesto, being duly sworn, hereby deposes and says:

1. I am the Permanent Receiver for the St. Joseph Health Services of Rhode Island Retirement Plan and submit this affidavit in opposition to the Prospect Entities' motion to adjudge me in contempt.

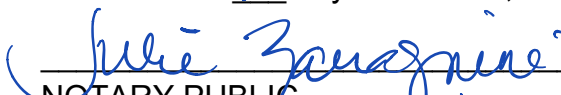
2. The actions of my counsel in opposing applications that the Prospect Entities filed with the Department of Health and the Attorney General for change in effective control ("CEC") or under the Hospital Conversion Act ("HCA") did not implement any rights derived from CharterCARE Community Board ("CCCB"). To the contrary, those actions could have been taken by any member of the general public.

3. I never directed Thomas Hemmendinger to appoint directors to Prospect CharterCARE LLC ("Prospect Chartercare"). We discussed the issue and I was in favor of it, but I did not direct him to do so.



Stephen Del Sesto

SUBSCRIBED AND SWORN to before me this 1<sup>st</sup> day of October, 2020.

  
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NOTARY PUBLIC  
My Commission Expires: 4/1/2021