

STATE OF RHODE ISLAND
PROVIDENCE, SC.

SUPERIOR COURT

In re:

CharterCARE Community Board; St. Joseph
Health Services of Rhode Island; and Roger
Williams Hospital

C.A. No. PC-2019-11756

St. Joseph Health Services of Rhode Island,
Inc

C.A. No. PC-2017-3856

vs

St. Joseph Health Services of Rhode Island
Retirement Plan, as amended

**ORDER GRANTING LIQUIDATING RECEIVER'S AND PLAN RECEIVER'S JOINT
PETITION FOR APPROVAL OF SETTLEMENT WITH BEACON MUTUAL
INSURANCE COMPANY AND R.I. DEPARTMENT OF LABOR AND TRAINING**

This matter came before this Court on February 11, 2022, Justice Stern presiding, on the Joint Petition for Approval of Settlement with Beacon Mutual Insurance Company and R.I. Department of Labor and Training (the "Petition") by Thomas S. Hemmendinger (the "Liquidating Receiver"), the permanent liquidating receiver of St. Joseph Health Services of Rhode Island,¹ and Stephen F. Del Sesto (the "Plan Receiver"), the permanent receiver of the St. Joseph Health Services of Rhode Island Retirement Plan (the "Plan"). After consideration of the Petition and any response thereto, and after hearing all parties present and interested, it is hereby ORDERED as follows:

1. The Plan Receiver and the Liquidating Receiver gave due and adequate notice of the Petition and of the date and time of this Court's consideration of the Petition to all parties in

¹ The Liquidating Receiver is also the liquidating receiver of CharterCARE Community Board and Roger Williams Hospital.

interest, including: the Plan participants, counsel of record in each of the above-captioned receiverships, the workers compensation claimants referred to in the Petition, counsel for such workers compensation claimants, counsel for The Beacon Mutual Insurance Company, and counsel for the Rhode Island Department of Labor and Training.

2. The Court finds and concludes that the settlement memorialized in the Beacon/DLT Settlement Agreement (as defined in the Petition) is fair and reasonable, was made in good faith, and is in the best interests of the plan receivership, the liquidating receivership, and their respective creditors.

3. This Court approves the Beacon/DLT Settlement Agreement, approves all of the acts and doings of the Plan Receiver and the Liquidating Receiver in this matter, including their investigation and evaluation of the parties' respective claims and defenses, and authorizes and directs the Plan Receiver and the Liquidating Receiver to perform their respective obligations and enforce their respective rights and remedies under the Beacon/DLT Settlement Agreement.

ENTER:



Brian P. Stern
Associate Justice

Stern, J.

Date: ~~February~~ _____, 2022

March 1, 2022

PER ORDER:

/s/ Carin Miley
Deputy Clerk I

March 1, 2022

Presented by:

/s/ Stephen F. Del Sesto
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February 14, 2022

/s/ Thomas S. Hemmendinger
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February 14, 2022

CERTIFICATE OF SERVICE

I hereby certify as follows:

- 1) On February 14, 2022, I electronically filed the foregoing document. This document is available for viewing and/or downloading from the Rhode Island Judiciary's Electronic Filing System.
- 2) The following parties received electronic notice: any parties entered to be notified through the Electronic Filing System.
- 3) The document, upon entry by this Court, will be served by United States Postal Service, postage prepaid, upon all parties to be identified on a separate Affidavit of Service filed at the time of such notice.

/s/ Stephen F. Del Sesto
Stephen F. Del Sesto