

UNITED STATES BANKRUPTCY COURT  
FOR THE DISTRICT OF RHODE ISLAND  
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In re: :  
ANTONIO L. GIORDANO : BK No. 11-13943  
Debtor : Chapter 7

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CHARLES A. PISATURO, JR., TRUSTEE :  
Plaintiff :

v. : A.P. No. 12-1011

THE POTTER ROAD TRUST by and :  
Through its Trustees MARY D. :  
GENTILI a/k/a MARY D. GENTILE and :  
ANTONIO A. GIORDANO :  
Defendants

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**AMENDED PRELIMINARY INJUNCTION**

Having heard the parties' status report on their negotiations involving a global resolution among the Debtor, The Potter Road Trust, governmental agencies including, but not limited to HUD and IRS, and the bankruptcy Trustee, in the interest of mitigating expenses for the parties in protracted litigation, and with the intention of settling all issues related to this proceeding and/or the underlying bankruptcy action, the interested parties retain and reserve all defenses, claims, and legal positions in this Adversary Proceeding, and there is no admission of liability by any party as a consequence of the entry of this Order. The parties also agree that:

1. This Amended Preliminary Injunction shall remain in effect until further order of the Court, and may be

modified upon request of a party, and after notice and hearing.

2. The Potter Road Trustee(s) and the Debtor are preliminarily enjoined from expending, transferring, liquidating, disposing of, encumbering, pledging, borrowing against or wasting any of the assets held by The Potter Road Trust, and from discharging any mortgages or security interests which The Potter Road Trust may hold to secure debts owed to it, subject to paragraph (a) below:

(a) The Potter Road Trustee(s) are allowed to pay necessary expenses related to the current assets of the Trust, as agreed to and only with the prior written approval of the bankruptcy Trustee. Further, there shall be no reduction of the principal of any investment account during the period of this Order; and

(b) The Potter Road Trustee(s) shall have the right to use Trust income, including said investment account to pay said expenses, as approved by the bankruptcy Trustee.

3. The bankruptcy Trustee shall file with the Court a record of his business with the Potter Road Trust by the close of business each Monday, until further Order.

4. The parties shall appear before this Court on Tuesday, April 24, 2012, at 11:00 a.m., for a further status hearing.

5. This Amended Preliminary Injunction replaces the Assented To Temporary Order for Preliminary Injunction dated February 17, 2012, at 3:35 p.m., and shall remain in effect until further Order.

Entered on March 16, 2012.



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Arthur N. Votolato  
U.S. Bankruptcy Judge

Entered on docket: 3/16/12