

MONROE COUNTY CLERK'S OFFICE

THIS IS NOT A BILL. THIS IS YOUR RECEIPT.

Receipt #

Book Page

No. Pages: 5

Instrument: ORDER APPOINT RECEIVER

Control #: Unrecorded #10140524

Index #: E2024016789

Date:

Time:

Return To:
Jennifer Palmesano
99 Exchange Blvd
Rochester, NY 14614

People of the State of New York

Community Resource Collaborative, Inc.

Total Fees Paid: \$0.00

Employee:

State of New York

MONROE COUNTY CLERK'S OFFICE
WARNING – THIS SHEET CONSTITUTES THE CLERKS
ENDORSEMENT, REQUIRED BY SECTION 317-a(5) &
SECTION 319 OF THE REAL PROPERTY LAW OF THE
STATE OF NEW YORK. DO NOT DETACH OR REMOVE.

JAMIE ROMEO

MONROE COUNTY CLERK



At a term of the Supreme Court, held in and for the County of Monroe, at the Hall of Justice, City of Rochester, on the 26th day of November 2024

PRESENT: Hon. ELENA F. CARIOLA,
Justice of the Supreme Court

SUPREME COURT OF THE STATE OF NEW YORK
COUNTY OF MONROE

THE PEOPLE OF THE STATE OF NEW YORK, by
LETITIA JAMES, Attorney General of the State of
New York,

Petitioner,

-against-

COMMUNITY RESOURCE COLLABORATIVE,
INC.,

Respondent.

**ORDER APPOINTING
TEMPORARY RECEIVER
Index No. E2024016789**

WHEREAS, the Petitioner, the People of the State of New York, by Letitia James, Attorney General of the State of New York filed a Verified Petition, duly verified on October 2, 2024, seeking the dissolution of the Respondent Community Resource Collaborative, Inc. (CRC), and the appointment of a receiver and filed an Affirmation in Support of the Verified Petition, affirmed October 1, 2024, and

WHEREAS, the Court issued an order to show cause dated October 8, 2024, and

WHEREAS, the Petitioner has submitted due proof of service of the order to show cause on the Respondent and parties cited in the Verified Petition, and due proof of publication of the order to show cause and no response submitted in opposition thereto and

WHEREAS, after hearing Benjamin Bruce, Assistant Attorney General appearing in support of the Verified Petition and Pullano and Farrow, Spencer Ash, Esq., of Counsel, appearing for the Respondent and not opposing the Petition, and representatives from sub-recipients Father Tracy Advocacy Center and C3 Consultancy Services were also present at the hearing and did not oppose the Petition, and due deliberation having been had,

NOW, it is ORDERED, that:

1. Pursuant to N-PCL § 1113, CRC and its officers and directors and any person claiming to act on behalf of CRC, are hereby restrained except by permission of the Court, from

- a. conducting any unauthorized activities and from exercising any unauthorized corporate powers;
- b. collecting or receiving any debt or other property of the corporation; or
- c. from paying out or otherwise transferring or delivering any property of the corporation other than as described herein; or from soliciting charitable contributions from the public by any means during the pendency of this action and restraining the creditors of CRC from beginning any action against the corporation, or from taking any proceedings in an action theretofore commenced, except by permission of the court.

2. Pursuant to N-PCL § 1202(a)(1) and (3), Underberg & Kessler LLP, David Tang, Esq. of Counsel, 300 Bausch & Lomb Place, Rochester, New York 14604 be and he hereby is appointed temporary receiver of all of the property of Community Resource Collaborative, Inc. and is authorized to:

- a. take title to CRC's assets including real and personal property and
- b. retain or hire a licensed real estate broker or auctioneer for the sale of CRC's real or personal property; and
- c. demand, collect and receive from any tenants in possession of the premises all rents now due and unpaid or to be assessed by the receiver and becoming due; and

d. employ counsel and to institute and carry on all legal proceedings for the protection of CRC's assets including its real and personal property and/or to recover possession of the premises, and to institute and prosecute suits for the collection of rents and summary proceedings for the removal of any tenant or other persons from the premises; improve, lease, repair or sell any real or personal property in which CRC has an interest, and make a report of such and file it with the clerk of the Court within thirty (30) days thereof, on notice to the Attorney General's Office, and, after deducting the costs of sale, including liens associated with unpaid taxes and water assessments, and the receiver's fees, remit the proceeds of sale as the Court may direct; and

e. execute settlement agreements involving various claims including but not limited to breach of contract and statutory violation, on terms the receiver, in its sole discretion, shall determine as reasonable and satisfactory; and;

f. pay CRC's valid obligations to sub-recipients under the Grant Agreement with Monroe County and such other liabilities and do all things necessary and prudent to manage the winding down of CRC; and

g. employ personnel as shall be reasonably necessary for the receiver to fulfill its duties hereunder.

3. Said receiver shall deposit all funds of the corporation, not needed for immediate disbursements, in a trust account or a bank account with a banking institution with one or more branches located in Rochester, New York, subject to the order of this court.

4. Said receiver be, and he hereby is, authorized and directed to continue operating the said corporation to the extent that he may deem it wise, prudent and necessary for the purpose of preserving the assets of said corporation and the market value of its property, or for such other purpose for which he may deem it necessary.

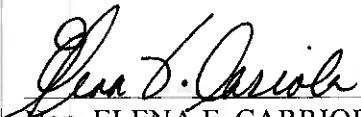
5. The Board of Directors of CRC and their agents to secure the premises and provide reasonable access and assistance to the receiver for the purpose of marshaling, appraising and liquidating the assets;

6. The creditors of CRC to present their respective claims, accounts and demands against the corporation in writing and in detail to the Court, pursuant to N-PCL §1007;

7. The receiver and any party hereto may, at any time, on proper notice to the receiver and the parties, apply to this Court for further or other instructions and for further power necessary to enable the Receiver to fulfill its duties.

Enter.

Signed this 7 day of January 2025 at Rochester, New York.


Hon. ELENA F. CARRIOLA
Supreme Court Justice