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July 20, 2022

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Via E-Mail (RFinnerty@monroecounty.gov) & Mail

Robin Finnerty, Deputy Director
County of Monroe Industrial Development Agency
50 West Main Street, Suite 1150
Rochester, New York 14614

**Re: Middle Road Properties, LLC (the "Current Project Owner") to MMRE
Acquisitions, LLC (the "Assignee");
50 Middle Road, Henrietta (the "Project")**

Dear Robin:

Please be advised that we are counsel to the Assignee, MMRE Acquisitions, LLC, in connection with the purchase of the Project referenced above.

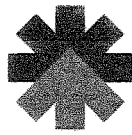
Enclosed please find a COMIDA Assignment Application and application fee relating to the Project. We request the matter be put on the agenda for consideration at the upcoming meeting on Tuesday, August 16, 2022 at 12 noon. We anticipate that Mr. Borrelli will attend this meeting in person.

Should you have any questions or concerns, please feel free to contact our office at your earliest convenience.

Very truly yours,

LYNN D'ELIA TEMES & STANCZYK LLC

David C. Temes, Esq
Direct dial (315) 766-2119
Email david@ldts-law.com
Enclosure(s)
/cem



COUNTY OF MONROE COMIDA

INDUSTRIAL DEVELOPMENT AGENCY

APPLICATION FOR ASSUMPTION

Each applicant seeking assumption of an existing Project must complete this form and provide additional information if requested. A **non-refundable** application fee of \$350 must be included with this application. Make check payable to COMIDA. If assumption is approved, assumption will require preparation of legal documentation and a fee of \$2,000 plus legal costs.

Please answer all questions. Use "None" or "Not Applicable" where necessary. Information in this application may be subject to public review under New York State Law, except for information that is considered deniable by the Freedom of Information Law. This form is available online at www.monroecountyida.org

I. PROJECT

- a. Address 50 Middle Road
 City/State/Zip Henrietta, New York 14467
 TAX Map No 175.08-1-25
- b. Current Project Owner
Middle Road Properties, LLC
- c. Does Applicant contemplate any changes in use or tenancy of the project? YES NO

If YES, provide information on additional pages.

II. APPLICANT See Addendum attached.

- a. Name MMRE ACQUISITIONS, LLC
 Address 3807 Cleghorn Avenue, #903
 City/State/Zip Nashville, TN 37215
 TAX ID No 87-3205125
 Contact Name Brian J. Maas
 Title General Counsel
 Telephone # 615.921.2343
 Email bmaas@montecitomac.com

- b. Owners of 20% or more Applicant Company
Montecito Medical Operating Company, LLC

Do any of these owners currently own property within Monroe County New York? YES NO

III. APPLICANT Legal Counsel

- Name Patrick R. Tierney, Esq.
 Firm Smith, Gambrell & Russell, LLP
 Address 1301 Avenue of the Americas 21st Floor
 City/State/Zip New York, NY 10019
 Telephone # 212.907.9762
 Email ptierney@sgrlaw.com

IV. CERTIFICATION

Current Project Owner represents that (i) it is not in default under any documents executed in connection with the Project being assigned; (ii) Assignee must agree to assume Current Project Owner's rights, interest, duties, obligations and liability set forth in any documents executed in connection with the Project being assigned; and (iii) Assignee will pay all fees of the Agency and its counsel in connection with the assignment of said Project.

Signed:

Current Project Owner:
MIDDLE ROAD PROPERTIES, LLC

By:  7/20/22
Name, Title Date

Assignee:

MMRE ACQUISITIONS, LLC

DocuSigned by:
By: 
Name, Title Date

Addendum

Pursuant to a purchase and sale agreement between Applicant and Current Project Owner for Applicant's purchase of the Project, applicant intends to assign its right, title and interest in and the Project to (i) an entity in which Applicant, or the holders of a controlling interest in Applicant, holds an equity interest, or (ii) a single purpose entity formed by Applicant (or its principals) and any equity partner of Applicant for the sole purpose of purchasing the Project. Applicant will execute and deliver to COMIDA and Current Project Owner such assignment.