

SUPREME COURT OF THE STATE OF NEW YORK — NEW YORK COUNTY

PRESENT: SCHLESINGER ALICE SCHLESINGER
Justice

PART 16

Handwritten: CAPITAL MUTUAL INSURANCE COMPANY
- v -
RE:

INDEX NO. 402044/00
MOTION DATE _____
MOTION SEQ. NO. 15
MOTION CAL. NO. _____

The following papers, numbered 1 to _____ were read on this motion to/for _____

Notice of Motion/ Order to Show Cause — Affidavits — Exhibits ...

Answering Affidavits — Exhibits _____

Replying Affidavits _____

PAPERS NUMBERED

Cross-Motion: Yes No

Upon the foregoing papers, it is ordered that this motion *is granted*
in accordance with the accompanying
long-form order.

FILED

MAR 29 2013

NEW YORK
COUNTY CLERKS OFFICE

Stamp: RECEIVED
MAR 29 2013
CLERK OF SUPREME COURT
NEW YORK COUNTY

Dated: MAR 27 2013

Signature: Alice Schlesinger
ALICE SCHLESINGER J.S.C.

Check one: FINAL DISPOSITION NON-FINAL DISPOSITION

Check if appropriate: DO NOT POST REFERENCE

SUBMIT ORDER/ JUDG.

SETTLE ORDER/ JUDG.

MOTION/CASE IS RESPECTFULLY REFERRED TO JUSTICE FOR THE FOLLOWING REASON(S):

At IAS Part 16 of the Supreme Court of the State of New York, County of New York, at the courthouse, 60 Centre Street, in the County, City and State of New York, on the 27th day of March, 2013.

P R E S E N T: **ALICE SCHLESINGER**

HON. ALICE SCHLESINGER, J.S.C.

-----X

In the Matter of

the Liquidation of

CAPITAL MUTUAL INSURANCE COMPANY.

-----X

Index No.: 402044/00

ORDER FILED

MAR 29 2013

NEW YORK COUNTY CLERKS OFFICE

Mary Jo Marchisello, Assistant Special Deputy Superintendent (Assistant Special Deputy”) and agent of the Superintendent of Financial Services of the State of New York as liquidator (“Liquidator”) of Capital Mutual Insurance Company (“Capital Mutual”), having moved this Court for an order: (i) establishing April 15, 2013, as the bar date (“Bar Date”) for the presentment to the Liquidator of all claims against Capital Mutual or its insureds other than the Liquidator’s claims for administrative costs and expenses; and (ii) providing for such other and further relief as this Court may deem just and proper.

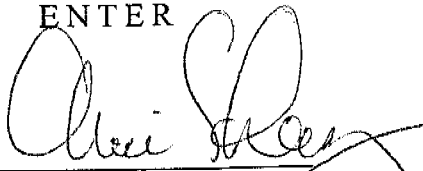
NOW, upon reading the Verified Petition, dated January 18, 2013, due proof of service thereof upon all parties interested in Capital Mutual, and due deliberation having been had thereon, and upon the decision of this Court;

NOW, on application of John Pearson Kelly, attorney for the Liquidator, it is

ORDERED, that the application is granted; and it is further

ORDERED, that April 15, 2013 is the Bar Date for the presentment to the Liquidator of all claims against Capital Mutual or its insureds other than the Liquidator's claims for administrative costs and expenses.

ENTER



J.S.C.
ALICE SCHLESINGER

FILED
MAR 29 2013
NEW YORK
COUNTY CLERK'S OFFICE

Index No. 402044

Year 2000

SUPREME COURT OF THE STATE OF NEW YORK COUNTY OF NEW YORK

In the Matter of

the Liquidation of

CAPITAL MUTUAL INSURANCE COMPANY

AFFIDAVIT OF SERVICE

JOHN PEARSON KELLY

Attorney for Superintendent of Financial Services of the State of New York as Liquidator

Office and Post Office Address, Telephone

New York Liquidation Bureau
110 William Street
New York, NY 10038
(212) 341-6755
Fax (212) 608-3398

ATTORNEY CERTIFICATION

The undersigned, an attorney admitted to practice in the courts of New York State, certifies that, upon information, belief and reasonable inquiry, the contentions in the above referenced document(s) are not frivolous.

Dated: March 27, 2013
New York, New York

M. Dell'Orto
Melissa A. Dell'Orto

[] NOTICE OF ENTRY

that the within is a (certified) true copy of the within named court the day of 20

[] NOTICE OF SETTLEMENT

that an order
settlement to the HON.

Dated:

COUNTY CLERKS OFFICE
NEW YORK

MAR 29 2013

FILED

of which the within is a true copy will be presented for
one of the judges of the within named court, at
20 at

Yours, etc.

JOHN PEARSON KELLY

Attorney for Superintendent of Financial Services
of the State of New York as Liquidator

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New York Liquidation Bureau
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