

**IN THE MATTER OF THE LIQUIDATION OF
CAPITAL MUTUAL INSURANCE COMPANY
Supreme Court County of New York
Index No.: 402044/00**

NOTICE

Pursuant to an order of the Supreme Court of the State of New York, County of New York (“Court”), entered on October 5, 2000, the then-Superintendent of Insurance of the State of New York and his successors in office were appointed as liquidator (“Liquidator”) of Capital Mutual Insurance Company (“CMIC”) and, as such, has been directed to take possession of CMIC’s property and liquidate its business and affairs pursuant to Article 74 of the New York Insurance Law (“Insurance Law”). The Superintendent of Financial Services of the State of New York has now succeeded the Superintendent of Insurance as Liquidator of CMIC. The Liquidator has, pursuant to Insurance Law Article 74, appointed Scott D. Fischer, Acting Special Deputy Superintendent (“Acting Special Deputy”), as his agent to liquidate the business of CMIC. The Acting Special Deputy carries out his duties through the New York Liquidation Bureau, 110 William Street, New York, New York 10038. The Liquidator has submitted to the Court a verified petition (“Verified Petition”) seeking an order: (i) approving the Liquidator’s report (“Closing Report”) on the status of and request to close the CMIC liquidation proceeding (“Liquidation Proceeding”) and the financial transactions delineated in such Closing Report; (ii) authorizing the continued payment of administrative expenses, including such expenses pertaining to the closing of the Liquidation Proceeding; (iii) terminating and closing the Liquidation Proceeding, subject to this Court’s approval of Court Order No. 547; (iv) authorizing the Liquidator, without further application to the Court, to continue, after the termination of the Liquidation Proceeding, to receive and disburse assets, pursuant to Insurance Law Article 74, to those creditors of CMIC with allowed claims who are eligible to share in a *pro-rata* distribution and to pay administrative expenses incurred in connection with the collection and disbursement of such assets; (v) releasing and discharging the Liquidator, his predecessors and successors in office, and their agents, attorneys and employees, from any and all liability arising from their acts or omissions in connection with the Liquidation Proceeding; (vi) authorizing and directing the Liquidator, in his discretion, to destroy or otherwise dispose of any and all of the books, files, records and other property of CMIC without further order of the Court; and (vii) providing for such other and further relief as the Court deems appropriate and just.

A hearing is scheduled on the Verified Petition on the 8th day of October, 2014, at 9:30 a.m., before the Court at the Courthouse, IAS Part 16, 60 Centre Street, Room 222, New York, New York. If you wish to object to the Verified Petition, you must serve a written statement setting forth your objections and all supporting documentation upon the Liquidator and

Clerk of the Court, at least seven (7) business days prior to the hearing. Service on the Liquidator shall be made by first class mail at the following address:

Superintendent of Financial Services of the State of New York as
Liquidator of Capital Mutual Insurance Company
110 William Street
New York, New York 10038
Attention: John Pearson Kelly, Esq.
General Counsel

The Verified Petition and Closing Report on the status of and request to close the Liquidation Proceeding are available for inspection at the above address. In the event of any discrepancy between this notice and the documents submitted to Court, the documents control.

Requests for further information should be directed to the New York Liquidation Bureau, Creditor and Ancillary Operations Division, at (212) 341-6809.

Dated: August 12, 2014

BENJAMIN M. LAWSKY
Superintendent of Financial Services of the
State of New York as Liquidator of
Capital Mutual Insurance Company