

M.S.R. 4 *Other*

At IAS Part 15 of the Supreme Court of the State of New York, County of New York, at the Courthouse located at 71 Thomas Street, New York, New York, on the 28 day of May, 2015.

P R E S E N T:

HON. EILEEN A. RAKOWER, J.S.C.

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In the Matter of

Index No.: 452122/13

the Liquidation of

ORDER TO SHOW CAUSE

ICM INSURANCE COMPANY.

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Based on the verified petition (the "Verified Petition") of Scott D. Fischer, Acting Special Deputy Superintendent and Agent of Benjamin M. Lawskey, Superintendent of Financial Services of the State of New York, as liquidator (the "Liquidator") of ICM Insurance Company ("ICM"), duly verified the 19th day of May, 2015, and upon all other papers previously submitted and all proceedings heretofore had herein, and it appearing that the relief sought should be granted;

NOW, on motion of John Pearson Kelly, attorney for the Liquidator, and after due deliberation having been had thereon,

LET all claimants and all interested in the affairs of ICM show cause before this Court at the Courthouse located at 71 Thomas Street, New York, New York, on the ~~14~~ day of JULY, 2015 (the "Return Date") at 11 o'clock A.m., or as soon thereafter as counsel can be heard, why an order should not be made, pursuant to Article 74 of the New York Insurance Law and substantially in the form attached as Exhibit B to the Verified Petition, fixing July 31, 2015 as the final date by which the Liquidator must actually receive, in respect of any

claim presented on or before May 16, 2014, any and all evidence supporting the liquidation of such claim;

AND, sufficient cause having been alleged therefore, and this Court having found the form and method of notice specified herein to be reasonable, it is hereby

ORDERED, that the notice of this Order to Show Cause and Verified Petition ("Notice"), substantially in the form attached as Exhibit C to the Verified Petition, shall be made by: (i) first class mail upon the following Guaranty Funds and Insurance Commissioners, at least 15 days prior to the Return Date: (a) David C. Edwards, Executive Director, Colorado Insurance Guaranty Association, c/o Western Guaranty Fund Services, 1720 S. Bellaire Street, Suite 408, Denver, CO 80222; (b) Marguerite Salazar, Commissioner, Colorado Division of Insurance, 1560 Broadway, Suite 850, Denver, CO 80202; (c) Marvin Kelly, Executive Director, Texas Property and Casualty Insurance Guaranty Association, 9120 Burnet Road, Austin, TX 78758; (d) David Mattax, Commissioner, Texas Department of Insurance, 333 Guadalupe, Austin, TX 78701; (e) Allen Muhlestein, Executive Director, Utah Property and Casualty Insurance Guaranty Association, P.O. Box 1608, Sandy, UT 84091; (f) Todd E. Kiser, Commissioner, Utah Insurance Department, 3110 State Office Building, Salt Lake City, UT 84114; (g) Randy Blumer, Executive Director, Wisconsin Insurance Security Fund, 2820 Walton Commons Lane, Suite 135, Madison, WI 53718; and (h) Ted Nickel, Commissioner, Office of the Commissioner of Insurance, 125 South Webster Street, Madison, WI 53703; (ii) first class mail upon each Cedent (as defined in the Verified Petition) with which ICM entered into an agreement to provide reinsurance, at least 15 days prior to the Return Date; and (iii) posting on the Internet web page maintained by the New York Liquidation Bureau at <http://www.nylb.org> at least 15

days prior to the Return Date; and such service shall be deemed good and sufficient service; and it is further

ORDERED, that the Notice shall direct that all answering papers and supporting documentation ("Answering Papers") be served on the Liquidator so as to be received at least seven days prior to the Return Date, and that service on the Liquidator shall be made by first class mail or overnight courier at the following address:

Superintendent of Financial Services of the State of New York as
Liquidator of ICM Insurance Company
110 William Street
New York, New York 10038
Attention: General Counsel

and by submitting copies of the Answering Papers, with affidavit of service on the Liquidator as above, to this Court at the Courthouse located at 71 Thomas Street, New York, New York, 10013 at least seven days prior to the Return Date.

ENTER:



J.S.C.

HON. EILEEN A. RAKOWER