

At IAS Part 47 of the Supreme Court of the State of New York, County of New York, at the Courthouse, 80 Centre Street, in the County, City and State of New York, on the 12th day of April, 2018.

PRESENT: HON. JAMES E. d'AUGUSTE

MS # 2

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

In the Matter of

the Ancillary Receivership of

LINCOLN GENERAL INSURANCE COMPANY.
-----X

Index No.: 450003/2016

ORDER TO SHOW CAUSE

Upon the April 11, 2018 affirmation of Lauren M. Reber (the "Reber Aff") in support of the application of Maria T. Vullo, Superintendent of New York State Department of Financial Services in her capacity as ancillary receiver (the "Ancillary Receiver") of Lincoln General Insurance Company ("Lincoln General") and administrator (the "Administrator") of the New York Property/Casualty Insurance Security Fund and the New York Public Motor Vehicle Liability Security Fund (collectively, the "Security Funds") for an order setting forth adjudication procedures in the Ancillary Receivership Proceeding;

NOW, on motion of the Ancillary Receiver, and after due deliberation having been had thereon,

LET all policyholders, creditors and others interested in the affairs of Lincoln General or counsel appear and show cause before this Court at IAS Part ~~44~~⁵⁵, Room 122, thereof, at the Courthouse located at 80 Centre Street, New York, New York, on the 24th day of May,

2018 (the "Return Date") at 10 o'clock 2 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, *inter alia*, (i) approving a procedure for judicial review of the Administrator's rejection of claims under Lincoln General policies that are presented for payment from the Security Funds in this proceeding; (ii) appointing a referee to hear and take evidence on issues raised by claimants' objections to the Administrator's determinations, and to report thereon to this Court which may thereafter, on motion, confirm or deny such reports; and (iii) granting such other and further relief as may be just and proper.

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

ORDERED, that notice of the Ancillary Receiver's application shall be made by: (i) posting this Order to Show Cause and its moving papers on the Internet web page maintained by the New York Liquidation Bureau at <http://www.nylb.org> at least fifteen (15) days before the Return Date; and (ii) publication of the notice substantially in the form annexed as Exhibit C to the Reber Aff in the *Daily News*, or a publication of similar circulation, commencing within fifteen (15) days following entry of this Order to Show Cause; and it is further

ORDERED, that the form and methods of service of notice specified herein are hereby approved and shall constitute due and sufficient notice to all persons and entities entitled to receive such notice; and it is further

ORDERED, that answering papers, either in support of or opposition to the relief sought herein (the "Answering Papers"), shall be served on the Superintendent at the following address:

Superintendent of Financial Services of the State of New York
as Ancillary Receiver of Lincoln General Insurance Company
110 William Street, 15th Floor
New York, New York 10038
Attention: General Counsel

at least seven (7) days before the Return Date, and that any Answering Papers, together with an affidavit of service, shall be filed with the Court on or before the Return Date.

ENTER:



HON. JAMES E. AUGUSTE

Index No. 450003/2016