

At IAS Part 13, of the Supreme Court of the State of New York, County of New York, at the courthouse, 71 Thomas Street, in the County, City and State of New York, on the 18<sup>th</sup> day of OCTOBER 2013.

P R E S E N T :

HON. MANUEL J. MENDEZ, J.S.C.

-----X  
In the Matter of

Index No.: 400534/13

the Ancillary Receivership of

**ORDER**

LUMBERMENS MUTUAL CASUALTY COMPANY.  
-----X

Based upon the attached affirmation ("Affirmation") of Melissa A. Dell'Orto, an attorney with the New York Liquidation Bureau, the entity that carries out the duties of Benjamin M. Lawsky, Superintendent of Financial Services of the State of New York as ancillary receiver ("Ancillary Receiver") of Lumbermens Mutual Casualty Company ("Lumbermens"), dated October 4, 2013, and upon all other papers previously submitted and all proceedings heretofore had herein;

AND, it appearing from the Affirmation that the interests of Lumbermens in ancillary receivership, its creditors, and all others interested in the affairs of Lumbermens will best be served by the approval of the Ancillary Receiver's proposed notice of the establishment of November 10, 2014 at 4:30 p.m. C.S.T. as the claim filing deadline ("Claim Filing Deadline") and November 10, 2015, at 4:30 p.m. C.S.T ("Contingent Claim Deadline") as the contingent claim filing deadline for the filing of proof of claims, including contingent claims, along with supporting documents, with Andrew Boron, Director of Insurance of the State of Illinois, as the statutory liquidator ("Domiciliary Liquidator") of Lumbermens;

NOW, based upon the application of John Pearson Kelly, attorney for the Ancillary Receiver, it is

**FILED**

OCT 22 2013

COUNTY CLERK'S OFFICE  
NEW YORK

ORDERED, that the relief requested in the Affirmation is granted; and it is further

ORDERED, that the form and method of notice proposed in the Affirmation is the best notice practicable; and it is further

ORDERED, that the Ancillary Receiver shall give notice of the Claim Filing Deadline and Contingent Claim Deadline to all creditors, claimants and interested persons located in the State of New York by: (a) serving a copy the proposed notice ("Notice") by first class mail to those parties that objected to the Superintendent's application for an order of ancillary receivership; (b) publishing the Notice in *Business Insurance*, or a publication of similar circulation, once a week for two consecutive publications, commencing within four weeks of entry of this Order; and (c) posting the Notice on the Internet web page maintained by the NYLB at <http://nylb.org> within ten (10) days of entry of this Order.

ENTER

  
\_\_\_\_\_  
J.S.C.

10-18-13

MANUEL J. MENDEZ  
J.S.C.

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NEW YORK

Index No. 400534

Year 2013

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

In the Matter of

the Ancillary Receivership of

LUMBERMENS MUTUAL CASUALTY COMPANY.

AFFIRMATION

JOHN PEARSON KELLY

Attorney for Superintendent of Financial Services of the State of New York as Ancillary Receiver

Office and Post Office Address, Telephone

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

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: October 4, 2013  
New York, New York

  
Melissa A. Dell'Orto

[ ] NOTICE OF ENTRY

that the within is a (certified) true copy of a  
duly entered in the office of the clerk of the within named court on the      day of      20

[ ] NOTICE OF SETTLEMENT

that an order  
settlement to the HON.      , on      of which the within is a true copy will be presented for  
one of the judges of the within named court, at  
20      at

Dated:      Yours, etc.

JOHN PEARSON KELLY

Attorney for Superintendent of Financial  
Services of the State of New York as Ancillary Receiver

Office and Post Office Address, Telephone

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

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