

**IN THE MATTER OF THE LIQUIDATION OF  
MIDLAND INSURANCE COMPANY  
Supreme Court County of New York  
Index No.: 41294/1986**

**NOTICE**

By order dated April 3, 1986 (“Liquidation Order”), the Supreme Court of the State of New York, County of New York (“Court”), placed Midland Insurance Company (“Midland”) into liquidation (“Liquidation Proceeding”) and appointed the then-Superintendent of Insurance of the State of New York, James P. Corcoran (and his successors in office), as liquidator (“Liquidator”).

The Liquidator has submitted to the Court supervising Midland’s Liquidation Proceeding a verified petition (“Petition”) seeking an order: (i) establishing a date 90 days following entry of the order granting the relief sought in the Petition as the last date (“Cutoff Date”) on which a holder of a claim with an allowed or unadjudicated claim who has filed, or is deemed to have filed, a timely proof of claim against Midland (“Claimant”), may file an amendment to that proof of claim, including any evidence or other relevant documents or materials (“Claim Amendment”), in this liquidation proceeding; (ii) barring any Claim Amendment that does not amend a proof of claim filed, or deemed to have been filed, before the April 3, 1987 bar date previously ordered by this Court; (iii) ordering that as of the Cutoff Date, any timely filed proof of claim or Claim Amendment concerning a claim in “Class two” as set forth in New York Insurance Law Section 7434(a)(1)(ii) that does not specifically identify the event, accident or occurrence giving rise to the claim, the person or property allegedly injured or damaged, and the nature of the alleged injury or damage, shall be barred; (iv) approving the form and manner of notice to be given to Midland’s Claimants and all other interested parties regarding the return date on the order to show cause, the Petition and the relief sought therein; (v) approving the form and manner of notice to be given to Midland’s Claimants and all other interested parties regarding the Cutoff Date and other court-ordered relief; (vi) authorizing the Liquidator to petition the Court without prejudice to vacate or extend the Cutoff Date to permit creditors to submit additional information on timely filed proofs of claim in the event that the proposed sale of Midland is not consummated; and (vii) for other related relief as is just.

The Petition will be submitted to the Court on April 20, 2009 (“Return Date”). If you wish to object to the Petition, you must serve a written affidavit or affirmation setting forth your objections and all supporting documentation (“Answering Papers”) upon the Liquidator so as to be received by the Liquidator at least seven business days prior to the Return Date, and by submitting copies of the Answering Papers, with affidavits of service on the Liquidator, to the Clerk of the Motion Submission Part, Room 130, at the Courthouse located at 60 Centre Street, New York, New York, on or before the Return Date at 9:30 in the forenoon. Service on the Liquidator shall be made by first class mail at the following address:

The Superintendent of Insurance of the State of New York as  
Liquidator of Midland Insurance Company (Attention: Andrew J. Lorin, Esq.)  
123 William Street  
New York, New York 10038-3889

All Midland policyholders and creditors and other interested parties are advised to review all available information and to protect their rights accordingly. The Liquidator has posted the Petition on its website, [www.NYLB.org](http://www.NYLB.org). In the event of any discrepancy between this notice and the documents submitted to Court, the documents control.

Interested parties may wish to consider the Petition in connection with the Liquidator’s proposed plan to sell Midland’s assets to a purchaser. The Liquidator will post on its website, [www.NYLB.org](http://www.NYLB.org), information and documents relating to the proposed sale (“Sale Documents”). The Liquidator will seek comment on the proposed plan for a period of 45 days. Comments may be directed to the Liquidator as provided in the information accompanying the Sale Documents at [www.NYLB.org](http://www.NYLB.org).

Dated: February 26, 2009

ERIC R. DINALLO  
Superintendent of Insurance  
of the State of New York as  
Liquidator of Midland Insurance Company