

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

PRESENT: BRAUN  
Justice

PART 23

TITLEEDGE INSURANCE  
COMPANY OF N.Y., INC

INDEX NO. 400234/10  
MOTION DATE 3/14/13  
MOTION SEQ. NO. 02  
MOTION CAL. NO. \_\_\_\_\_

RE:

The following papers, numbered 1 to \_\_\_\_\_ were read on this motion to/for approve liquidation report, etc.

~~Notice of Motion~~/ Order to Show Cause — Affidavits — Exhibits ...  
Answering Affidavits — Exhibits \_\_\_\_\_  
Replying Affidavits \_\_\_\_\_

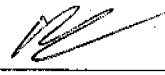
PAPERS NUMBERED
<u>1</u>

Cross-Motion:  Yes  No

Upon the foregoing papers, it is ordered that this motion is granted on default. See separate order @ this date

MOTION/CASE IS RESPECTFULLY REFERRED TO JUSTICE FOR THE FOLLOWING REASON(S):

**FILED**  
MAR 18 2013  
NEW YORK COUNTY CLERK'S OFFICE

Dated: New York, New York, March 14, 2013 ENTER   
J.S.C.

Check one:  FINAL DISPOSITION  NON-FINAL DISPOSITION  
Check if appropriate:  DO NOT POST  REFERENCE

At IAS Part 23, of the Supreme Court of the State of New York, County of New York, at the courthouse, 60 Centre Street, in the County, City and State of New York, on the 14<sup>th</sup> day of March, 2013.

P R E S E N T:

HON. RICHARD F. BRAUN, J.S.C.

-----X  
In the Matter of

the Liquidation of

TITLEDGE INSURANCE COMPANY  
OF NEW YORK, INC.  
-----X

Index No.: 400234/10

ORDER

**FILED**

**MAR 18 2013**

NEW YORK  
COUNTY CLERK'S OFFICE

Mary Jo Marchisello, Assistant Special Deputy Superintendent (“Assistant Special Deputy”) and Agent of the Superintendent of Financial Services of the State of New York (“Superintendent”) as liquidator (“Liquidator”) of Titledge Insurance Company of New York, Inc. (“Titledge”), having moved this Court, pursuant to Article 74 of the New York Insurance Law, for an order: (i) approving the Liquidator’s report (“Report”) on the status of the liquidation of Titledge (“Liquidation Proceeding”) and the financial transactions delineated therein; (ii) terminating all insurance policies issued by Titledge, effective as of 12:01 a.m. on April 1, 2013; (iii) establishing April 30, 2013 as the bar date (“Bar Date”) for presentment of all claims, other than claims for administrative costs and expenses; (iv) authorizing and directing the Liquidator to consider for allowance only those claims for actual losses arising under policies issued by Titledge that are presented to the Liquidator on or before the Bar Date; (v) barring and discharging all claims for losses reported after the Bar Date; (vi) authorizing the continued payment of administrative costs and expenses; (vii) authorizing the Liquidator to distribute Titledge’s assets, consistent with this Court’s orders and the priorities set forth in Insurance Law Section 7434, to those creditors of Titledge with allowed claims, to the extent that, in the

Liquidator's discretion, sufficient funds are available; and (viii) providing for such other and further relief as this Court deems appropriate and just;

NOW, upon reading the Verified Petition of the Assistant Special Deputy, dated February 1, 2013, due proof of service thereof upon all parties interested in Titledge, and due deliberation having been had thereon, and upon the decision of this Court;

NOW, on application of John Pearson Kelly, attorney for the Liquidator, it is

ORDERED, that the application is granted; and it is further

ORDERED, that the Report and the financial transactions delineated therein are approved; and it is further

ORDERED, that all insurance policies issued by Titledge are terminated, effective as of 12:01 a.m. on April 1, 2013; and it is further

ORDERED, that April 30, 2013 is established as the Bar Date for presentment of all claims, other than claims for administrative costs and expenses, and it is further

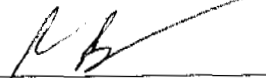
ORDERED, that the Liquidator is authorized and directed to consider for allowance only those claims for actual losses arising under policies issued by Titledge that are presented to the Liquidator on or before the Bar Date; and it is further

ORDERED, that all claims for losses reported after the Bar Date are barred and discharged; and it is further

ORDERED, that the continued payment of administrative costs and expenses are authorized; and it is further

ORDERED, that the Liquidator is authorized to distribute Titledge's assets, consistent with this Court's orders and the priorities set forth in Insurance Law Section 7434, to those creditors of Titledge with allowed claims, to the extent that, in the Liquidator's discretion, sufficient funds are available.

ENTER

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

**FILED**

**MAR 18 2013**

NEW YORK  
COUNTY CLERK'S OFFICE