

At IAS Part 36 of the Supreme Court of the State of New York, County of New York, at the Courthouse at ~~60 Centre Street~~^{71 Thomas}, in the County, City and State of New York, on the 16th day of March, 2023.

P R E S E N T:

HON. VERNA L. SAUNDERS, J.S.C.
SUPREME COURT OF THE STATE OF NEW YORK
COUNTY OF NEW YORK

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In the Matter of

Index No.: 451540/2021

the Ancillary Receivership of

ORDER TO SHOW CAUSE

BEDIVERE INSURANCE COMPANY

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MS #3: OTHER - APPROVE ADJUDICATION PROCEDURE

Based on the March 6, 2023, affirmation of Holly Sutton ("Sutton Aff") in support of the application of Adrienne A. Harris, Superintendent of the Department of Financial Services of the State of New York, as ancillary receiver ("Ancillary Receiver") of Bedivere Insurance Company ("Bedivere") and administrator ("Administrator") of the New York Property/Casualty Insurance Security Fund ("Security Fund"), for an order, substantially in the form of the order annexed as Exhibit A to the Sutton Aff, setting forth adjudication procedure in this 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 Bedivere or counsel appear and show cause before this Court at IAS Part 36, located at ~~60 Centre Street~~^{71 Thomas}, New York, New York, via Microsoft Teams, on the 26th day of April, 2023 (the "Return Date") at 9:30 o'clock A.m., or as soon thereafter as counsel can be heard, why an order

(Microsoft Teams)

should not be made, pursuant to Article 74 of the New York Insurance Law, *inter alia*, (1) approving a procedure for judicial review of the Administrator’s denial, in whole or in part, of claims under Bedivere policies that are presented for payment from the Security Fund in this proceeding; (2) 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 thereafter, on motion, may confirm or deny any decision issued by the court-appointed referee; and (3) granting such other and further relief as may be just and proper.

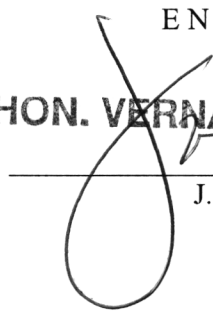
AND, sufficient cause having been alleged therefor, and after due deliberation, it is hereby

ORDERED, that notice of the Ancillary Receiver’s application for adjudication procedure shall be made by posting this Order to Show Cause and the papers in support of the application on the Internet web page maintained by the New York Liquidation Bureau at <http://www.nylb.org>, under Legal and Estate Notices, at least fifteen (15) days before the Return Date; and it is further

ORDERED, that answering papers, either in support of or opposition to the relief sought herein (“Answering Papers”), shall be served on the Ancillary Receiver via email to legal@NYLB.org so as to be received at least seven (7) days prior to the Return Date, and any Answering Papers, together with an affidavit of service, shall be e-filed with the Court on the New York State Courts Electronic Filing system on or before the Return Date.

ENTER:

HON. VERNAL L. SAUNDERS
J.S.C.



J.S.C.