

At IAS Part 42 of the Supreme Court of the State of New York, County of New York, at the Courthouse located at 111 Centre Street, New York, New York, on the 20 day of May, 2015.

P R E S E N T:

HON. NANCY M. BANNON, J.S.C.

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In the Matter of

Index No.: 452836/2014

the Liquidation of

**ORDER TO SHOW CAUSE**

CIGNA HEALTHCARE OF NEW YORK, INC.

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Based on the verified petition (the "Verified Petition") of Scott D. Fischer, Acting Special Deputy Superintendent and Agent of Benjamin M. Lawsky, Superintendent of Financial Services of the State of New York, as liquidator (the "Liquidator") of Cigna Healthcare of New York, Inc. ("CHNY"), duly verified the 9<sup>th</sup> day of March, 2015, and upon all other papers previously submitted and all proceedings heretofore had herein, and it appearing that the relief sought should be granted;

NOW, on motion of John Pearson Kelly, attorney for the Liquidator, and after due deliberation having been had thereon,

LET all claimants and all interested in the affairs of CHNY show cause before this Court at IAS Part 42, Room 1127B thereof, at the Courthouse located at 111 Centre Street, New York, New York, on the 24<sup>th</sup> day of June, 2015 (the "Return Date") at ~~10~~<sup>11:30</sup> o'clock ~~am~~<sup>a</sup>, 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 (the "Insurance Law") and substantially in the form attached as Exhibit A to the Verified Petition: (i) amending the Order of Liquidation of CHNY, entered on

January 30, 2015, so as to make July 31, 2015 the bar date for the Liquidator's receipt of all claims and evidence in support thereof, as more fully set forth in the Verified Petition; and (ii) providing the Liquidator such other and further relief as this Court deems appropriate and just;

AND, sufficient cause having been alleged therefore, and this Court having found the form and method of notice specified herein to constitute legally sufficient service, it is hereby

ORDERED, that the notice of this Order to Show Cause and Verified Petition shall be substantially in the form attached as Exhibit B to the Verified Petition (the "Notice"), and that service of the Notice shall be made by: (i) publication in the *New York Post* at least 15 days prior to the Return Date; and (ii) posting on the Internet web page maintained by the New York Liquidation Bureau at <http://www.nylb.org> at least 15 days prior to the Return Date; and such service shall be deemed good and sufficient service; and it is further

ORDERED, that the Notice shall direct that all answering papers and supporting documentation ("Answering Papers") be served on the Liquidator so as to be received at least seven days prior to the Return Date, and that service on the Liquidator shall be made by first class mail or overnight courier at the following address:

Superintendent of Financial Services of the State of New York as  
Liquidator of Cigna Healthcare of New York, Inc.  
110 William Street  
New York, New York 10038  
Attention: General Counsel

and by submitting copies of the Answering Papers, with affidavit of service on the Liquidator as above, to this Court at the Courthouse located at 111 Centre Street, New York, New York, 10013 at least seven days prior to the Return Date; ~~and it is further~~

~~ORDERED, that in the absence of Answering Papers filed pursuant to the previous paragraph on or prior to the date specified, the Court may enter relief without hearing and no party shall be entitled to be heard thereon; and it is further~~

*NMB*

~~ORDERED, that any person or entity that fails to serve Answering Papers as provided herein shall be deemed to have waived any objections to the relief sought in the Verified Petition and shall be barred from raising objections in this or any other proceeding concerning the matters set forth herein; and it is further~~

*NMB*

~~ORDERED, that any person or entity that has served Answering Papers as provided herein shall be deemed to have waived any objections that are not set forth in the Answering Papers.~~

*NMB*

ENTER:

*NMB* 5/20/15  
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J.S.C.

**HON. NANCY M. BANNON**