

2014 NOV 21 AM 9:36

At IAS Part 34 of the Supreme Court of the State of New York, County of Nassau, at the courthouse, 100 Supreme Court Drive, Mineola, New York, on the 22nd day of December, 2014.

11/21
DS
met by

PRESENT:

HON. DENISE L. SHER, J.S.C.

-----X
In the Matter of

the Liquidation of

TRANSTATE INSURANCE COMPANY.
-----X

Index No.: 030110/97
Motion Seq. No: 64
ORDER
XXX

Mary Jo Marchisello, Assistant Special Deputy Superintendent ("Assistant Special Deputy") and agent of the Superintendent of Financial Services of the State of New York as liquidator ("Liquidator") of Transtate Insurance Company ("Transtate"), having moved this Court for an order: (i) approving the Liquidator's report ("Closing Report") on the status of and request to close the Transtate liquidation proceeding ("Liquidation Proceeding") and the financial transactions delineated in such Closing Report; (ii) authorizing the continued payment of administrative expenses, including such expenses pertaining to the closing of the Liquidation Proceeding; (iii) terminating and closing the Liquidation Proceeding; (iv) authorizing the Liquidator to pay from the New York Workers' Compensation Security Fund ("WC Fund"), after the termination of the Liquidation Proceeding, any additional workers' compensation claims demonstrated to be subject to payment by the WC Fund pursuant to Article 6-A of the New York Workers' Compensation Law that may arise under policies previously issued by Transtate, and to pay, administrative expenses incurred in connection with the payment of such workers' compensation claims without further order of this Court; (v) authorizing the Liquidator,

without further order to this Court, to receive and disburse assets of Transtate after the termination of the Liquidation Proceeding and to use such assets, first to pay administrative expenses incurred in connection with the collection and disbursement of such additional assets, and then to distribute the balance of such assets to those creditors of Transtate with allowed claims who are eligible to share in a *pro-rata* distribution; (vi) approving the Liquidator's recommendation to allow the claim of the New York Property/Casualty Insurance Security Fund ("PC Fund") for a loss it paid on September 10, 2014 totaling \$15,000.00; (vii) releasing and discharging the Liquidator, his predecessors and successors in office, and their agents, attorneys and employees, from any and all liability arising from their acts or omissions in connection with the Liquidation Proceeding; (viii) authorizing and directing the Liquidator, in his discretion, to destroy or otherwise dispose of any and all of the books, files, records and other property of Transtate without further order of this Court; and (ix) providing for such other and further relief as this Court deems appropriate and just.

NOW, upon reading the Verified Petition, dated September 30, 2014, due proof of service thereof upon all parties interested in Transtate, 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 Closing Report on the status of and request to close the Liquidation Proceeding and the financial transactions delineated such Closing Report are approved; and it is further

ORDERED, that the Liquidator is authorized to continue paying administrative expenses, including such expenses pertaining to the closing of the Liquidation Proceeding; and it is further

ORDERED, that the Liquidation Proceeding is terminated and closed; and it is further

ORDERED, that the Liquidator is authorized to pay from the WC Fund, after the termination of the Liquidation Proceeding, any additional workers' compensation claims demonstrated to be subject to payment by the WC Fund pursuant to Article 6-A of the Workers' Compensation Law that may arise under policies previously issued by Transtate, and to pay administrative expenses incurred in connection with the payment of such workers' compensation claims, without further order of this Court; and it is further


ORDERED, that the Liquidator is authorized, without further order to this Court, to receive and disburse assets of Transtate after the termination of the Liquidation Proceeding and to use such assets, first to pay administrative expenses incurred in connection with the collection and disbursement of such additional assets, and then to distribute the balance of such assets to those creditors of Transtate with allowed claims who are eligible to share in a *pro-rata* distribution; and it is further

ORDERED, that the Liquidator's recommendation to allow the claim of the PC Fund for a loss it paid on September 10, 2014 totaling \$15,000.00 is approved; and it is further

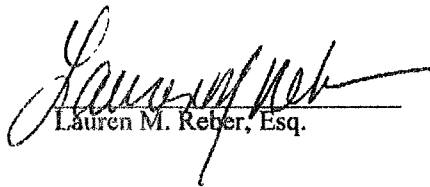
ORDERED, that the Liquidator, his predecessors and successors in office, and their agents, attorneys and employees, are released and discharged from any and all liability arising from their acts or omissions in connection with the Liquidation Proceeding; and it is further

ORDERED, that the Liquidator, in his discretion, is authorized and directed to destroy or otherwise dispose of any and all of the books, files, records and other property of Transtate without further order of this Court.

ENTER



Hon. Denise L. Sher, AJSC
XXX



Lauren M. Reber, Esq.

ENTERED
JAN 02 2015
NASSAU COUNTY
COUNTY CLERK'S OFFICE

Index No. 030110

Year 1997

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

In the Matter of
the Liquidation of

TRANSTATE INSURANCE COMPANY.

ORDER

JOHN PEARSON KELLY

Attorney for Superintendent of Financial Services of the State of New York as Liquidator

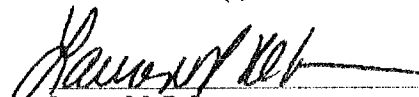
Office and Post Office Address, Telephone

New York Liquidation Bureau
110 William Street
New York, NY 10038
(212) 341-6523
Fax (212) 233-0461

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: *November 21, 2014*
New York, New York


Lauren M. Reber

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
for settlement to the HON

of which the within is a true copy will be presented
one of the judges of the within named court, at
20 at

Dated:

, on

Yours, etc.

JOHN PEARSON KELLY

Attorney for Superintendent of Financial Services
of the State of New York as Liquidator
Office and Post Office Address, Telephone
New York Liquidation Bureau
110 William Street
New York, NY 10038
(212) 341-6523
Fax (212) 233-0461

MASSACHUSETTS
COUNTY CLERK OF
NASSAU COUNTY
JAN 02 2015
FILED

97-030110



NASSAU COUNTY CLERK'S OFFICE
ENDORSEMENT COVER PAGE

Recorded Date: 01-02-2015
Recorded Time: 11:09:28 a

Record and Return To:

Liber Book:
Pages From:
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Number: 458
Ref #: 97--030110
Doc Type: C33 ORDER

Plnt: IN THE MATTER OF LIQUIDATION OF
Dfnd: TRANSTATE INSURANCE CO

	Taxes Total	.00
	Recording Totals	.00
JMG001	Total Payment	.00

THIS PAGE IS NOW PART OF THE INSTRUMENT AND SHOULD NOT BE REMOVED
MAUREEN O'CONNELL
COUNTY CLERK



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