

SUPREME COURT OF THE STATE OF NEW YORK  
NEW YORK COUNTY

EA  
7/23/15

PRESENT: KERN  
Justice

PART 55

CREDIT GENERAL INSURANCE CO.

INDEX NO. 400160/01

MOTION DATE \_\_\_\_\_

MOTION SEQ. NO. 02

-v-  
RE:

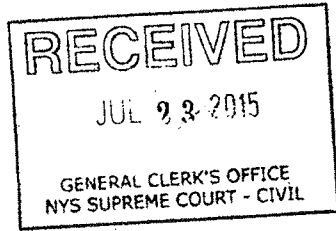
The following papers, numbered 1 to \_\_\_\_\_, were read on this motion to/for \_\_\_\_\_

Notice of Motion/Order to Show Cause — Affidavits — Exhibits \_\_\_\_\_ | No(s). \_\_\_\_\_

Answering Affidavits — Exhibits \_\_\_\_\_ | No(s). \_\_\_\_\_

Replying Affidavits \_\_\_\_\_ | No(s). \_\_\_\_\_

Upon the foregoing papers, it is ordered that this motion is granted as per the attached order.



**FILED**

JUL 23 2015

COUNTY CLERK'S OFFICE  
NEW YORK

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

Dated: 7/21/15

C9K, J.S.C.

- 1. CHECK ONE: .....  CASE DISPOSED
- 2. CHECK AS APPROPRIATE: ..... MOTION IS:  GRANTED  DENIED  GRANTED IN PART  OTHER
- 3. CHECK IF APPROPRIATE: .....  SETTLE ORDER  SUBMIT ORDER
- DO NOT POST  FIDUCIARY APPOINTMENT  REFERENCE

**CYNTHIA S. KERN**  
NON-FINAL DISPOSITION

At IAS Part 55 of the Supreme Court of the State of New York, County of New York, at the courthouse at 60 Centre Street, in the County, City and State of New York, on the 21st day of July, 2015.

P R E S E N T:

HON. CYNTHIA S. KERN, J.S.C.  
-----X

In the Matter of  
the Ancillary Receivership of

Index No.: 400160/01

CREDIT GENERAL INSURANCE COMPANY.  
-----X

**ORDER**  
**FILED**  
JUL 23 2015

COUNTY CLERK'S OFFICE  
NEW YORK

Mary Jo Marchisello, Assistant Special Deputy Superintendent and agent of the Acting Superintendent of Financial Services of the State of New York ("Superintendent") as ancillary receiver ("Ancillary Receiver") of Credit General Insurance Company ("Credit General"), having moved this Court, pursuant to Article 74 of the New York Insurance Law ("Insurance Law"), for an order: (1) approving the Ancillary Receiver's report on the status of and request to close ("Closing Report") the Credit General ancillary receivership proceeding ("Ancillary Receivership Proceeding") and the financial transactions delineated in such report; (2) authorizing the payment of administrative expenses, including such expenses for the closing of the Ancillary Receivership Proceeding; (3) terminating and closing the Ancillary Receivership Proceeding; (4) extending judicial immunity to the Ancillary Receiver, and his successors in office and their agents and employees, for any cause of action of any nature against them, individually or jointly; for any acts or omissions when acting in good faith, in accordance with the orders of this Court and/or in the performance of their duties pursuant to Insurance Law

Article 74; (5) releasing and discharging the Ancillary Receiver, 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 Ancillary Receivership Proceeding; and (6) providing the Ancillary Receiver with such other and further relief as the Court deems appropriate and just.

NOW, upon reading the Verified Petition, dated May 29, 2015, due proof of service thereof upon Credit General's policyholders, claimants, creditors and other interested parties, and due deliberation having been had thereon, and upon the decision of this Court;

NOW, on application of John Pearson Kelly, attorney for the Ancillary Receiver, it is ORDERED, that the application is granted; and it is further

ORDERED, that the Closing Report on the status of the Ancillary Receivership Proceeding and financial transactions delineated in such report are approved; and it is further


ORDERED, that the Ancillary Receiver is authorized to pay administrative expenses, including such expenses for the closing of the Ancillary Receivership Proceeding; and it is further

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

ORDERED, that judicial immunity is extended to the Ancillary Receiver, and his successors in office and their agents and employees, for any cause of action of any nature against them, individually or jointly; for any acts or omissions when acting in good faith, in accordance with the orders of this Court and/or in the performance of their duties pursuant to Insurance Law Article 74; and it is further

ORDERED, that the Ancillary Receiver, 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 Ancillary Receivership Proceeding.

ENTER

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

**CYNTHIA S. KERN**  
J.S.C

**FILED**  
JUL 23 2015  
COUNTY CLERK'S OFFICE  
NEW YORK

Index No. 400160 Year 2001

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

In the Matter of

the Ancillary Receivership of

CREDIT GENERAL INSURANCE COMPANY.

ORDER (Closing Report)

JOHN PEARSON KELLY

Attorney for Acting Superintendent of Financial Services of the State of New York as Ancillary Receiver

Office and Post Office Address, Telephone

New York Liquidation Bureau 110 William Street New York, NY 10038 (212) 341-6755 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: July 21, 2015 New York, New York

Melissa A. Pisapia (Signature) Melissa A. Pisapia

[ ] 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 of which the within is a true copy will be presented for settlement to the HON. one of the judges of the within named court, at 20 at

Dated:

, on

Yours, etc.

JOHN PEARSON KELLY

Attorney for Acting Superintendent of Financial Services of the State of New York as Ancillary Receiver

Office and Post Office Address, Telephone

New York Liquidation Bureau 110 William Street New York, NY 10038 (212) 341-6755 Fax (212) 233-0461

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