

NEW YORK LIQUIDATION BUREAU
110 WILLIAM STREET
NEW YORK, NEW YORK 10038
(212) 341-6755

To all persons or entities
interested in the affairs of
ESSENCE HEALTHCARE OF NEW YORK, INC.
Notice is Hereby Given:

Benjamin M. Lawsky, Superintendent of Financial Services of the State of New York (“Superintendent”), has been appointed by an order (the “Order”) of the Supreme Court of the State of New York, New York County (“Court”), entered February 24, 2015, as the liquidator (the “Liquidator”) of Essence Healthcare of New York, Inc. (“EHNY”) and, as such, has been: (i) directed to take possession of EHNY’s property and liquidate EHNY’s business and affairs in accordance with New York Insurance Law (“Insurance Law”) Article 74; and (ii) vested with all powers and authority expressed or implied under Insurance Law Article 74, in addition to the powers and authority set forth in the Order, and with title to EHNY’s property, contracts, rights of action and all of its books and records, wherever located, as of the date of entry of the Order. The Liquidator has, pursuant to Insurance Law Article 74, appointed Scott D. Fischer, Acting Special Deputy Superintendent of Insurance (the “Acting Special Deputy”) as his agent to carry out his duties as Liquidator. The Acting Special Deputy carries out his duties through the New York Liquidation Bureau, 110 William Street, New York, New York 10038. The Order provides:

- I. The Liquidator is permitted to deal with the property and business of EHNY in EHNY’s name or in the name of the Liquidator;
- II. All persons are permanently enjoined and restrained from wasting the assets of EHNY, and all persons are permanently enjoined and restrained, except as authorized by the Liquidator, from transacting EHNY’s business (including the issuance of insurance policies) or disposing of EHNY’s property;
- III. Absent a written order of the Court upon motion, all parties are permanently enjoined and restrained from interfering with the Liquidator or the proceeding, obtaining any preferences, judgments, attachments or other liens, making any levy against EHNY, its assets or any part thereof, or commencing or prosecuting any actions or proceedings against the Liquidator, EHNY, or the New York Liquidation Bureau, or their present or former employees, attorneys or agents, relating to the proceeding or the discharge of their duties under Article 74 in relation thereto;
- IV. The Liquidator is vested with all rights in EHNY’s contracts and agreements, however described and is permitted, in his discretion, to reject any executory contracts to which EHNY is a party, in which case all liability under such contracts or agreements shall cease and be fixed as of the date of rejection, on the condition that notice is given at least five days prior to the rejection, that the contract will cease on a fixed date. Notice shall be given by mail;
- V. Any bank, savings and loan association, other financial institution or any other entity or person, that has on deposit or in its possession, custody or control any of EHNY’s funds, accounts (including escrow accounts) or assets shall immediately, upon the Liquidator’s request and direction: (a) turn over custody and control of such funds, accounts or assets to the Liquidator; (b) transfer title of such funds, accounts or assets to the Liquidator; (c) change the name of such accounts to the name of the Liquidator; (d) transfer funds from such bank, savings and loan association or other financial institution; and/or (e) take any other action reasonably necessary for the proper conduct of the liquidation proceeding;
- VI. All persons or entities having property, papers (including attorney work product and documents held by attorneys) and/or information, including, but not limited to, insurance policies, underwriting data, reinsurance policies, claims files (electronic or paper), software programs

and/or bank records owned by, belonging to or relating to EHNY shall preserve such property and/or information and immediately, upon the Liquidator's request and direction, assign, transfer, turn over and deliver such property and/or information to the Liquidator;

- VII. The Liquidator is authorized, permitted and allowed to sell, assign or transfer any and all stocks, bonds, or other securities at the best price reasonably obtainable at such times and upon such terms and conditions as, in his discretion, he deems to be in the best interest of the creditors of EHNY, and is further authorized to take such steps and to make and execute such agreements and other papers as may be necessary to effect and carry out such sales, transfers and assignments, without the further approval of the Court;
- VIII. The Liquidator is authorized to pay the actual and necessary expenses incurred by the Liquidator in the administration of EHNY's liquidation as approved by the Court;
- IX. The date that is five (5) months after the entry of the Order is established as the bar date by which all claims by any claimant against EHNY or its insureds, other than the Liquidator's claim for administrative expenses, must actually be received by the Liquidator, including all evidence supporting the liquidation of such claims;
- X. Any distribution of assets shall be in accordance with the priorities set forth in Insurance Law Article 74;
- XI. In accordance with Insurance Law Section 7432(b), all claims against EHNY must be presented to the Liquidator within four months of the date of entry of the Order and failure to do so will result in the claim not sharing in the distribution of assets until all allowed claims (proof of which was timely filed) has been paid in full with interest;
- XII. The Liquidator may at any time make further application to the Court for such further and different relief as he sees fit;
- XIII. The Court shall retain jurisdiction over this matter for all purposes; and
- XIV. All communications relating to EHNY and to the liquidation proceeding thereof should be addressed to:

New York Liquidation Bureau
110 William Street, 15th Floor
New York, New York 10038
(212) 341-6857

BENJAMIN M. LAWSKY
Superintendent of Financial Services of
the State of New York as Liquidator
of Essence Healthcare of New York, Inc.

SCOTT D. FISCHER
Acting Special Deputy Superintendent
and Agent for the Superintendent as
Liquidator of Essence Healthcare of New York, Inc.