

At IAS Part 47 of the Supreme Court of the State of New York, County of New York, at the courthouse at 80 Centre Street, in the County, City and State of New York, on the 5<sup>th</sup> day of December 2018.

PRESENT: GOETZ, PAUL A.  
JUSTICE, SUPREME COURT

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

MS# 003: OTHER

In the Matter of  
the Ancillary Receivership of

Index No.: 453158/17

GUARANTEE INSURANCE COMPANY.

ORDER TO SHOW CAUSE

Based on the November 28, 2018, affirmation of Lauren M. Reber, an attorney with the New York Liquidation Bureau (the "NYLB"), the organization that serves as the staff for Maria T. Vullo, Superintendent of Financial Services of the State of New York in her capacity as ancillary receiver (the "Ancillary Receiver") of Guarantee Insurance Company ("Guarantee"), and upon all other papers previously submitted and all proceedings heretofore had herein;

NOW, on motion of the Ancillary Receiver, and after due deliberation having been had thereon;

LET all policyholders, claimants, creditors and all other parties interested in the affairs of Guarantee or their counsel show cause before this Court at IAS Part 47, Room 320, thereof, at the Courthouse located at 80 Centre Street in the City, County and State of New York, on the 31<sup>st</sup> day of JANUARY 2018<sup>9</sup> ("Return Date") at 2:15 o'clock in the P.m., 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: (1) approving the Ancillary Receiver's report on the status of and request to close the Guarantee ancillary receivership proceeding ("Ancillary Receivership Proceeding") and the financial transactions delineated in such report; (2) authorizing the continuing payment of administrative expenses, if any, including such expenses for the closing of the Ancillary Receivership Proceeding; (3) authorizing the NYLB to receive and disburse to the New York Workers' Compensation Security Fund (the "WC Fund") any future distributions in connection with the Ancillary Receivership Proceeding to pay amounts owed to the WC Fund without further application to this Court; (4) terminating and closing the Ancillary Receivership Proceeding; (5) releasing and discharging the Ancillary Receiver, her 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) granting such other and further relief as may be just and proper.

AND, sufficient cause having been alleged, it is hereby

ORDERED, that service of a copy of this Order to Show Cause and the papers upon which it is based be made on the Domestic Receiver of Guarantee by serving a copy thereof by overnight mail upon Jimmy Petronis, Chief Financial Officer, Florida Department of Financial Services, Division of Rehabilitation and Liquidation, Alexander Building, 2020 Capital Circle SE, Suite 310, Tallahassee, Florida 32301, *by ~~Handwritten~~ December 13, 2018* ★  
 service; and it is further

ORDERED, that the Ancillary Receiver shall also give notice of this application to all policyholders, creditors and persons or entities by posting this Order to Show Cause and its supporting papers on the Internet web page maintained by the NYLB at <http://www.nylb.org> at

least fifteen (15) days before the Return Date with such posting to be deemed good and sufficient service; and it is further

ORDERED, that answering papers, either in support of or opposition to the relief sought herein (the "Answering Papers"), shall be served on the Ancillary Receiver at the following address:

Superintendent of Financial Services of the State of New York  
as Ancillary Receiver of Guarantee Insurance Company  
180 Maiden Lane Street, 14<sup>th</sup> Floor  
New York, New York 10038  
Attention: General Counsel

at least seven (7) days before the Return Date, ~~and that any Answering Papers, together with an affidavit of service, shall be filed with the Court on or before the Return Date.~~ *with working copies provided to Pt. 47 by January 25, 2019.*  
*Working copy must be properly bound with exhibit tabs.*

ENTER

  
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Hon. Paul A. Goetz, JSC