

EX PARTE MOTION OFFICE

M. 275
Other

APPROVED
FOR THE PAYMENT
OF MOTION FEE
ONLY

At IAS Part ~~40B~~⁵⁷ of the Supreme
Court of the State of New York,
County of New York, at the
Courthouse, 111 Centre Street,
New York, New York, on the
19th day of September, 2014.

P R E S E N T :

HON. PETER MOULTON, J.S.C.

RECEIVED
SEP 16 2014
NEW YORK
COUNTY CLERK'S OFFICE

In the Matter of

Index No.: 405446/07

the Rehabilitation of

ORDER TO SHOW CAUSE

LION INSURANCE COMPANY.

Based on the verified petition ("Verified Petition") of Mary Jo Marchisello, Assistant Special Deputy Superintendent and Agent of Benjamin M. Lawsky, Superintendent of Financial Services of the State of New York as rehabilitator ("Rehabilitator") of Lion Insurance Company ("Lion"), duly verified the 16th day of September, 2014, and exhibits attached thereto, upon all other papers previously submitted and all proceedings heretofore had herein, and it appearing that the relief sought be granted;

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

LET all claimants and parties interested in the affairs of Lion show cause before this Court at IAS Part ~~40B~~⁵⁷, Room 623 thereof, at the Courthouse located at 111 Centre Street in the County, City and State of New York, on the 5th day of November, 2014, at 3 o'clock in the pm .m., or as soon thereafter as counsel can be heard ("Return Date"), why an order should not be made, pursuant to Article 74 of New York Insurance Law ("Insurance Law"),

N O F F E E

inter alia: (1) approving the Rehabilitator's report on the status of the rehabilitation of Lion and the transactions delineated therein; (2) authorizing the continued payment of administrative expenses; and (3) providing for such other and further relief as the Court may deem appropriate and just;

AND sufficient cause having been shown therefor, and the Court having found the form and methods of notice specified herein to be the best notice practicable, it is hereby

ORDERED, that the notice of the Verified Petition and this order to show cause shall be substantially in the form attached hereto and service shall be made by: (i) posting on the Internet web page maintained by the New York Liquidation Bureau at <http://www.nylb.org> at least ~~fifteen (15)~~ ^{thirty (30)} days before the Return Date; and (ii) publication in *New York Newsday*, Long Island Edition or a newspaper of similar circulation, once a week over two consecutive weeks commencing within the thirty (30) days following issuance of this Order to Show Cause; and it is further

ORDERED, that the form and methods of notice specified herein are hereby approved as in accordance with the law and as the best notice practicable and shall therefore constitute due and sufficient notice of this order to show cause and the Return Date herein and the Verified Petition and the relief sought therein to all persons and entities entitled to receive such notice; and it is further

ORDERED, that the approved form of notice shall direct that all answering papers and supporting documentation ("Answering Papers") be served on the Rehabilitator so as to be received at least seven (7) business days prior to the Return Date, and that service on the Rehabilitator shall be made by first class mail at the following address:

Superintendent of Financial Services of the State of New York
as Rehabilitator of Lion Insurance Company
110 William Street
New York, New York 10038
Attention: John Pearson Kelly
General Counsel

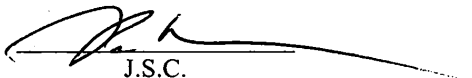
and Answering Papers shall be submitted to this Court at IAS Part ~~40B~~⁵⁷ at the Courthouse located at 111 Centre Street, ^{Room 623} New York, New York, seven (7) business days before the Return Date; and it is further

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

ORDERED, that any person or entity that fails to serve Answering Papers as provided herein ~~shall~~^{may, in the court's discretion,} 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

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

ENTER:



A handwritten signature in black ink, consisting of a stylized first name and a last name, written over a horizontal line.

J.S.C.

JUDICIAL FEDERAL COURT