

EA
1/23/19
E

SUPREME COURT OF THE STATE OF NEW YORK NEW YORK COUNTY

~~HON. ARLENE P. BLUTH~~

PRESENT: Bluth Alan C Marin PART 3/2³⁴
Justice

Retention National Insurance Co

INDEX NO. 401876/05
MOTION DATE 1/22/19
MOTION SEQ. NO. 9

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

See order attached

MOTION/CASE IS RESPECTFULLY REFERRED TO JUSTICE FOR THE FOLLOWING REASON(S): *Recital* *10/9/18* *Random Reassignment*

HON. ARLENE P. BLUTH

RECEIVED
JAN 23 2019
GENERAL CLERK'S OFFICE
NYS SUPREME COURT - CIVIL

FILED
JAN 23 2019
NEW YORK COUNTY
COUNTY CLERK

Dated: 1/22/19

ALAN C. MARIN
JUSTICE OF THE SUPREME COURT

Alan C Marin J.S.C.

- 1. CHECK ONE: CASE DISPOSED NON-FINAL DISPOSITION
- 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

At IAS Part 34 of the Supreme Court of the State of New York, County of New York, at the Courthouse, 80 Centre Street, in the County, City and State of New York, on the 22 day of July, 2019.

P R E S E N T:

Alan C. Marin, T-S
HON. ~~CARMEN VICTORIA ST. GEORGE, ETC.~~

FILED
JAN 23 2019
NEW YORK COUNTY
COUNTY CLERK

In the Matter of

the Liquidation of

REALM NATIONAL INSURANCE COMPANY.

Index No.: 401876/05

ORDER

-----X

Upon the motion of the Superintendent of Financial Services of the State of New York, as liquidator (the "Liquidator") of Realm National Insurance Company ("Realm"), for an order, *inter alia*: (i) approving the terms and conditions of the September 7, 2018 commutation agreement ("Commutation Agreement"), attached as Exhibit "1" to the affirmation of Lauren M. Reber ("Reber Affirmation"); (ii) approving the Liquidator's report and request to close the Realm liquidation proceeding ("Liquidation Proceeding") and the financial transactions delineated the report, attached as Exhibit "2" to the Reber Affirmation; (iii) authorizing the continued payment of administrative expenses, if any, including such expenses pertaining to the closing of the Liquidation Proceeding; (iv) terminating and closing the Liquidation Proceeding; (v) authorizing the New York Liquidation Bureau ("NYLB") to continue, after the termination of the Liquidation Proceeding, to receive and disburse assets to those creditors of Realm with allowed claims who are eligible to share in a *pro-rata* distribution, and to pay any from such

assets all administrative expenses incurred in connection with their collection and disbursement; (vi) releasing and discharging the Liquidator, 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 Liquidation Proceeding; and (vii) granting such other and further relief as the Court may deem just and proper.

NOW, on the motion of the Liquidator, and no opposition having been filed with the Court, it is;

ORDERED, that the application is granted; and it is further

ORDERED, that Commutation Agreement and its terms and conditions is approved; and it is further

ORDERED, that the Closing Report and the financial transactions delineated the report is approved; and it is further


ORDERED, that the continued payment of administrative expenses, if any, including such expenses pertaining to the closing of the Liquidation Proceeding is authorized; and it is further

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

ORDERED, that the NYLB is authorized to continue, after the termination of the Liquidation Proceeding, to receive and disburse assets to those creditors of Realm with allowed claims who are eligible to share in a *pro-rata* distribution, and to pay any from such assets all administrative expenses incurred in connection with their collection and disbursement; and it is further

ORDERED, that the Liquidator, her predecessors and successors in office, and their agents, attorneys and employees, are released from any and all liability arising from their acts or omissions in connection with the Liquidation Proceeding.

ENTER



J.S.C.

Hon. Alan C. Marin
Justice of the Supreme Court

FILED
JAN 23 2019
NEW YORK COUNTY
COUNTY CLERK