

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

**PRESENT: HON. JOHN J. KELLEY PART 56M**

*Justice*

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**INDEX NO. 452041/2016**

In the Matter of

**MOTION DATE 12/12/2023**

ADRIENNE A. HARRIS, SUPERINTENDENT OF  
FINANCIAL SERVICES OF THE STATE OF NEW YORK,

**MOTION SEQ. NO. 004**

Petitioner,

v.

**DECISION + ORDER ON  
MOTION**

AMERICAN MEDICAL AND LIFE INSURANCE COMPANY,

Respondent.

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The following e-filed documents, listed by NYSCEF document number (Motion 004) 163, 164, 165, 166, 167, 168, 169, 170

were read on this motion to/for MISCELLANEOUS.

In this insurance company liquidation proceeding, the petitioner, as liquidator, moves for judicial approval of her report on the status of this proceeding and her request to close the proceeding, as well as approval of the financial transactions detailed in that report, to authorize the continued payment of actual and necessary administrative expenses that she incurred in this proceeding, to authorize the distribution of the assets of the respondent, American Medical and Life Insurance Company, consistent with the priorities set forth in Insurance Law § 7435, to those former policyholders and creditors with allowed claims, to terminate and close the proceeding, and for related relief. No person or entity opposes the motion.

It is hereby,

ORDERED that the motion is granted in accordance with the order of this court, also dated January 18, 2024, attached.

This constitutes the Decision and Order of the court.

1/18/2024  
DATE



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JOHN J. KELLEY, J.S.C.

CHECK ONE:

CASE DISPOSED

GRANTED

DENIED

NON-FINAL DISPOSITION

GRANTED IN PART

OTHER

APPLICATION:

SETTLE ORDER

SUBMIT ORDER

CHECK IF APPROPRIATE:

INCLUDES TRANSFER/REASSIGN

FIDUCIARY APPOINTMENT

REFERENCE

At IAS Part 56 of the Supreme Court of the State of New York, County of New York, at the Courthouse located at 71 Thomas Street, New York, New York, on the 18th day of January, 2024.

P R E S E N T:

HON. JOHN J. KELLEY, J.S.C.

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

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In the Matter of

Index No.: 452041/16

the Liquidation of

**ORDER**

AMERICAN MEDICAL AND LIFE INSURANCE  
COMPANY.  
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Upon the motion of the Superintendent of the Department of Financial Services of the State of New York, as liquidator (“Liquidator”) of American Medical and Life Insurance Company (“AMLIC”), for an order, *inter alia*: (i) approving the Liquidator’s report on the status of and request to close the AMLIC liquidation proceeding (“Closing Report”), and the financial transactions detailed therein, annexed as Exhibit 2 to the affirmation of Victor J. D’Angelo; (ii) authorizing the continued payment of actual and necessary administrative expenses incurred by the Liquidator in the administration of the AMLIC liquidation proceeding, including such expenses pertaining to the closing of the liquidation proceeding; (iii) authorizing the Liquidator to distribute AMLIC’s assets, consistent with the priorities set forth in Insurance Law § 7435, to those former policyholders and creditors of AMLIC with allowed claims; (iv) terminating and closing the liquidation proceeding; (v) authorizing the Liquidator to receive and disburse, without further application to this Court, any receipts that are received after the termination of the liquidation proceeding; (vi) authorizing the Liquidator, after termination of the liquidation proceeding and

without further order of this Court, to destroy or otherwise dispose of any and all of the books, files, records (paper or electronic) and other property of the AMLIC estate; (vii) 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 (viii) for such other and further relief that this Court deems 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 the Closing Report and the financial transactions detailed therein are approved; and it is further

**ORDERED**, that continued payment of actual and necessary administrative expenses, if any, including such expenses pertaining to the closing of the AMLIC liquidation proceeding, is authorized; and it is further

**ORDERED**, that the Liquidator is authorized to distribute AMLIC's assets, consistent with the priorities set forth in Insurance Law § 7435, to those former policyholders and creditors of AMLIC with allowed claims; and it is further

**ORDERED**, that the liquidation proceeding is terminated and closed; and it is further

**ORDERED**, that the Liquidator's receipt and disbursement, without further application to this Court, of any receipts that are received after the termination of the liquidation proceeding, is authorized; and it is further

**ORDERED**, that the Liquidator, after termination of the liquidation proceeding and without further order of this Court, is authorized to destroy or otherwise dispose of any and all of

the books, files, records (paper or electronic) and other property of the AMLIC estate; and it is further

**ORDERED**, that the Liquidator, her 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 liquidation proceeding.

E N T E R



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JOHN J. KELLEY, J.S.C.