

At IAS Part 56 of the Supreme Court of the State of New York, County of New York, at the courthouse, 71 Thomas Street, in the County, City and State of New York, on the 17th day of AUGUST, 2021.

P R E S E N T :

HON. JOHN J. KELLY, J.S.C.

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

In the Matter of

Index No.: 452041/2016

ms #3

the Liquidation of

ORDER TO SHOW CAUSE

AMERICAN MEDICAL AND LIFE
INSURANCE COMPANY.

Upon the August 12, 2021, affirmation of David Axinn ("Axinn Aff"), Special Deputy of the New York Liquidation Bureau ("NYLB") and Agent of Linda A. Lacewell, Superintendent of Financial Services of the State of New York in her capacity as liquidator ("Liquidator") of American Medical and Life Insurance Company ("AMLI") and its attachments, and upon all other papers previously submitted and all proceedings heretofore had herein;

NOW, on motion of the Liquidator, and after due deliberation having been had thereon,

LET all claimants and all interested in the affairs of AMLI show cause before the Court at IAS Part 56, Room ³⁰⁴~~31~~, 71 Thomas Street, New York, NY 10013 on the ^{21st} day of SEPTEMBER 2021 at ^{9³⁰} o'clock A.m. ("Return Date") or as soon thereafter as counsel can be heard, ON PAPERS ONLY, WITHOUT ORAL ARGUMENT why an order substantially in the form of the proposed order attached as Exhibit A to the Axinn Aff, should not be made approving the Liquidator's recommendation and allowing the omnibus claim filed by the National Organization of Life and Health Insurance Guaranty Associations ("NOLHGA") in

the amount of \$60,000 as a Class Four claim against the AMLI estate under New York Insurance Law Section 7435(a)(4);

AND, sufficient cause having been alleged therefor it is hereby

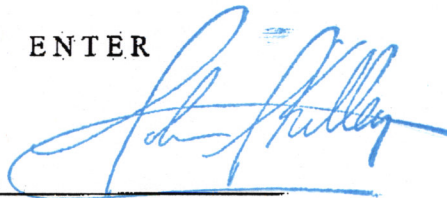
ORDERED, that the Liquidator shall give notice of this application by: (i) posting this Order to Show Cause and its supporting papers on the NYLB Internet web page at <http://www.nylb.org/> at least ten (10) days before the Return Date; and (ii) serving a copy of this Order to Show Cause and its supporting papers by USPS Priority Mail Express delivery within five (5) days after entry of this Order to Show Cause upon (a) each of the holders of Allowed Claims as set forth on the Service Schedule attached as Exhibit "G" to the Axinn Aff; and (b) Faegre Drinker Biddle & Reath LLP, Att'n.: Joel A. Glover, Esq., located at 1144 15th Street, Suite 3400, Denver, Colorado 80202, attorneys for the 39 State Guaranty Associations asserting claims as part of the omnibus claim at issue on this motion; and it is further

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

Superintendent of Financial Services of the State of New York
as Liquidator of American Medical Life and Insurance Company
180 Maiden Lane, 15th 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

ENTER



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

J. S. C