

At IAS Part 37 of the Supreme Court of the State of New York, County of New York, at the Courthouse located at 60 Centre Street, New York, New York, on the 19 day of November, 2019.

P R E S E N T:

HON. ARTHUR F. ENGORON, 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.: 450297/2019

the Liquidation of

ORDER TO SHOW CAUSE

ATLANTIS HEALTH PLAN, INC.

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Based on the November 18, 2019 affirmation of Melissa A. Pisapia (“Pisapia Aff.”), Associate Counsel of the New York Liquidation Bureau, the organization that acts as the staff of Linda A. Lacewell, Superintendent of Financial Services of the State of New York as liquidator (the “Liquidator”) of Atlantis Health Plan, Inc. (“Atlantis”) and exhibits attached thereto;

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

LET all policyholders, creditors and others interested in the affairs of Atlantis or counsel appear and show cause before this Court at Part 37, Room 418, thereof, at the Courthouse located at 60 Centre Street, New York, New York, on the 20 day of December, 2019 (the “Return Date”) at 10 o’clock a.m., or as soon thereafter as counsel can be heard, why an order should not be entered (i) approving a procedure for judicial review of the Liquidator’s recommended classifications and adjudications of claims filed in this proceeding; (ii) appointing a referee to hear and report on any objections to the Liquidator’s classifications and determinations of claims; and

(3) granting the Liquidator such other and further relief as may be just and proper.

AND, sufficient cause having been alleged therefor, and after due deliberation, it is hereby

ORDERED, that notice of the Liquidator's application shall be substantially in the form attached as Exhibit C ("Notice") to the Pisapia Aff., and that service shall be made to all policyholders, creditors and others interested in the affairs of Atlantis by posting the Notice and this Order to Show Cause and supporting papers on the Internet web page maintained by the New York Liquidation Bureau at <http://www.nylb.org> after the entry of this Order to Show Cause and at least fifteen (15) days before the Return Date; and it is further

ORDERED, that the form and method of service of notice specified herein is hereby approved and shall constitute due and sufficient notice to all persons and entities entitled to receive such notice; and it is further

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

Superintendent of Financial Services of the State of New York
as Liquidator of Atlantis Health Plan, Inc.
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:



J.S.C.

HON. ARTHUR F. ENGORON

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