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At IAS Part 59 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 7 day of FEB, 2024. **FEB 07 2024**

PRESENT:

HON. DEBRA A. JAMES, J.S.C.

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

-----X
In the Matter of

the Liquidation of

CUATRO LLC.
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Index No.: 451807/2018

ORDER TO SHOW CAUSE

MS#2 Other-Approve Closing Report

Upon the February 7, 2024, affirmation of Melissa A. Pisapia ("Pisapia Aff"), an attorney with the New York Liquidation Bureau ("NYLB"), which serves as the staff for Adrienne A. Harris, Superintendent of the Department of Financial Services of the State of New York, in her capacity as liquidator ("Liquidator") of Cuatro LLC ("Cuatro"), for an order approving, *inter alia*, the Liquidator's report on the status of, and request to close, Cuatro's liquidation proceeding ("Closing Report"), and the financial transactions detailed therein, and upon all other papers previously submitted and all proceedings heretofore had herein;

NOW, on motion of Stephanie Blattmachr, attorney for the Liquidator, and after due deliberation having been had thereon;

LET all policyholders, creditors, claimants and others interested in the affairs of Cuatro or counsel appear and show cause before this Court at IAS Part 59, thereof, at the Courthouse located at 60 Centre Street, ^{ROOM 331,} in the County, City and State of New York, on the 7th day of MARCH, 2024 at 11 o'clock A.m. ("Return Date") or as soon thereafter as counsel can be heard, why an

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order substantially in the form as the proposed order attached as Exhibit 1 to the Pisapia Aff, should not be made, pursuant to Article 74 of the New York Insurance Law ("Insurance Law"), *inter alia* (i) approving the Closing Report and the financial transactions detailed therein; (ii) authorizing the continued payment of actual and necessary administrative expenses, if any, including such expenses pertaining to the closing of the Cuatro liquidation proceeding; (iii) authorizing the Liquidator to distribute Cuatro's assets, consistent with this Court's orders and the priorities set forth in Insurance Law Section § 7434, to those former policyholders and creditors of Cuatro with allowed claims, to the extent that, in the Liquidator's discretion, sufficient funds are available; (iv) terminating and closing the Cuatro liquidation proceeding; (v) authorizing the NYLB to receive and disburse, without further application to this Court, any receipts that are received after the termination of the liquidation proceeding, and to use such assets, first, to pay all administrative expenses incurred in connection with the collection and disbursement of such additional assets, and then to distribute those assets to creditors of Cuatro with allowed claims who are eligible to share in a *pro rata* distribution; (vi) authorizing the NYLB, 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 Cuatro estate; and (vii) releasing and discharging the Liquidator, her predecessors and successors in office, the NYLB, and their agents, attorneys and employees, from any and all liability arising from their acts or omissions in connection with the Cuatro liquidation proceeding; and (viii) for such other and further relief that this Court deems just and proper;

AND, sufficient cause having been alleged therefor, and this Court having found the form and method of service of notice specified herein to be reasonable and appropriate under the circumstances, it is hereby

ORDERED, that service of this Order to Show Cause and its supporting papers shall be deemed good and proposer service if served by posting the Order to Show Cause and its supporting papers on the NYLB Internet web page at <https://www.nylb.org/home.htm>, under Legal and Estate Notices, within five (5) days following the ^{business} ~~Liquidator's receipt of a signed copy~~ ^{posting on NYSCEF of} of the Order to Show Cause; and it is further

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ORDERED, that answering papers, either in support of or opposition to the relief sought herein (the "Answering Papers"), shall be served on the Liquidator via email to legal@nylb.org so as to be received 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 the New York State Court Electronic Filing system on or before ^{10:00 o'clock in the forenoon of} the Return Date.

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Oral argument directed

ENTER:

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Debra A. James
J.S.C.

FEB 07 2024

DEBRA A. JAMES

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