MOTION/CASE IS RESPECTFULLY REFERRED TO JUSTICE

SUPREME COURT OF THE STATE OF NEW YORK NEW YORK COUNTY

PRESENT: KERN Justice	PART 55
PHICO ILSURANCE COMPANY	INDEX NO. 401785/02
-v-	MOTION DATE
RE:	MOTION SEQ. NOOY_
The following papers, numbered 1 to, were read on this motion to/for	
Notice of Motion/Order to Show Cause — Affidavits — Exhibits	
Answering Affidavits — Exhibits	
Replying Affidavits	No(s).
Upon the foregoing papers, it is ordered that this motion is granted a	15 ber the attacked out
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Dated: 12 1 15	, J.s
	CYNTHIA S. KERN
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CASE DISPOSED	NON-FINAL DISPOSITI
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At IAS Part 55 of the Supreme Court of the State of New York, County of New York, at the courthouse at 60 Centre Street, in the County, City and State of New York, on the 1st day of 12015.

PRESENT:

HON. CYNTHIA S. KERN	, J.S.C	

In the Matter of	DEC 03 2015	
the Ancillary Receivership of	t Nexa	Index No.: 401785/02
the Allemary Receivership C	THE REPORT OF THE PARTY OF THE	7
	THE STATE OF THE S	<u>ØRDER</u>

PHICO INSURANCE COMPANY.

Upon the October 6, 2015, affirmation of Melissa A. Pisapia, an attorney with the New York Liquidation Bureau, the organization that carries out the duties of Anthony J. Albanese, Acting Superintendent of Financial Services of the State of New York as ancillary receiver (the "Ancillary Receiver") of PHICO Insurance Company ("PHICO"), and its attachments and upon all other papers previously submitted and all proceedings heretofore had herein;

NOW, on motion of the Ancillary Receiver and after due deliberation having been had thereon, it is

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

ORDERED, that the Ancillary Receiver's report on the status of and request to close the PHICO ancillary receivership proceeding and the financial transactions delineated in such report are approved; and it is further

ORDERED, that the Ancillary Receiver is authorized to pay administrative expenses, including such expenses for the closing of the PHICO ancillary receivership proceeding; and it is further

ORDERED, that the PHICO ancillary receivership proceeding is terminated and closed; and it is further

ORDERED, that the Ancillary Receiver, and his successors in office and their agents and employees, are entitled to judicial immunity for any cause of action of any nature against them, individually or jointly, for any acts or omissions when acting in good faith, in accordance with the orders of this Court and/or in the performance of their duties pursuant to New York Insurance Law Article 74; and it is further

ORDERED, that the Ancillary Receiver, his 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 PHICO ancillary receivership proceeding.

ENTER

J.S.C.

CYNTHIA S. KERN

J.S.G.

FILED

DEC 03 2015

NEW YORK COUNTY CLERKS OFFICE

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

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the Ancillary Receivership of

PHICO INSURANCE COMPANY. **ORDER** (Closing Report)

JOHN PEARSON KELLY

Attorney for Acting Superintendent of Financial Services of the State of New York as Ancillary Receiver

Office and Post Office Address, Telephone

New York Liquidation Bureau 110 William Street New York, NY 10038 (212) 341-6755 Fax (212) 233-0461

DEC 03 2015

The undersigned, an attorney admitted to practice in the courts of New York South that, upon information, belief and reasonable inquiry, the contentions in the above referenced document(s) are not frivolous.

Dated: December 1, 2015

New York, New York

day of

NOTICE OF ENTRY

that the within is a (certified) true copy of a

duly entered in the office of the clerk of the within named court on the

, on

20

[] NOTICE OF SETTLEMENT that an order

settlement to the HON.

of which the within is a true copy will be presented for

one of the judges of the within named court, at 20 at

Dated:

Yours, etc.

JOHN PEARSON KELLY

Attorney for Acting Superintendent of Financial Services of the State of New York as Ancillary Receiver

Office and Post Office Address, Telephone New York Liquidation Bureau 110 William Street New York, NY 10038 (212) 341-6755 Fax (212) 233-0461