

OTHER  
MS # 7

EX PARTE MOTION OFFICE

APPROVED  
FOR THE PAYMENT  
OF MOTION FEE  
ONLY

At IAS Part 21 of the Supreme Court  
of the State of New York, County of  
New York, at the Courthouse, 80  
Centre Street, in the County, City  
and State of New York, on the 22  
day of July, 2013.

PRESENT:

HON. MICHAEL D. STALLMAN, J.S.C.

In the Matter of

the Liquidation of

REALM NATIONAL INSURANCE COMPANY

RECEIVED  
JUL 17 2013 X

NEW YORK  
COUNTY CLERK'S OFFICE

13M17558

Index No.: 401876/05

Order To Show Cause

Based on the attached affirmation (the "Affirmation") of Lauren M. Reber, an attorney with the New York Liquidation Bureau (the "Bureau"), the entity that carries out the duties of Benjamin M. Lawsky, Superintendent of Financial Services of the State of New York as liquidator (the "Liquidator") of Realm National Insurance Company ("Realm"), dated July 17, 2013, and upon all the papers previously submitted and all proceedings heretofore had herein;

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

*Notional Insurance Company*  
~~Notional Insurance Company~~

LET all claimants and parties interested in the affairs of Realm show cause before this Court at IAS Part 21 thereof, at the Courthouse located at 80 Centre Street, New York, New York, on the 22<sup>nd</sup> day of October, 2013 ("Return Date") at 9:30 clock a.m., or as soon thereafter as counsel can be heard, why an order should not be made, pursuant to Article 74 of the New York Insurance Law ("Insurance Law"), *inter alia*: (i) establishing January 31, 2014 ~~August 31, 2013~~; as the bar date ("Bar Date") for the presentment to the Liquidator of all claims against Realm or its

NO FEE

insureds other than the Liquidator's claims for administrative costs and expenses; and (ii) providing for such other and further relief as this Court may deem just and proper;

AND, sufficient cause having been alleged therefor, and this Court having found the form and methods of notice specified herein to be the best notice practicable, it is hereby

ORDERED, that notice of the Affirmation and this Order to Show Cause shall be substantially in the form attached hereto and service shall be made by: (i) posting on the Internet web page maintained by the New York Liquidation Bureau at <http://www.nylb.org> <sup>within</sup> ~~at least~~ <sup>of the date of this Order to Show Cause</sup> fifteen days ~~before the Return Date~~; and (ii) publication in the *New York Post*, or a newspaper of similar circulation in New York State, once a week for two consecutive weeks commencing <sup>the date</sup> within thirty days following issuance of this Order to Show Cause; and it is further

ORDERED, that the form and methods of service of notice specified herein are hereby approved as in accordance with the law and as the best notice practicable and shall therefore constitute due and sufficient notice of this Order to Show Cause and scheduled Return Date herein and the Affirmation and the relief sought therein to all persons and entities entitled to receive such notice; and it is further

ORDERED, that the approved form of notice shall direct that all answering papers and supporting documentation ("Answering Papers") be served on the Liquidator so as to be received

at least seven days prior to the Return Date and that service on the Liquidator shall be made by first class mail at the following address:

Superintendent of Financial Services of the State of New York as  
Liquidator of Realm National Insurance Company  
110 William Street  
New York, New York 10038  
Attention: John Pearson Kelly  
General Counsel

and by submitting copies of the Answering Papers, with affidavit of service on the Liquidator as above, to this Court at ~~IAS Part 21~~ <sup>Motion, Submission Part, Reorganized</sup> at the Courthouse located at ~~60~~ Centre Street, New York, New York, <sup>on or before</sup> ~~seven days~~ prior to the Return Date; and it is further

ORDERED, that in the absence of Answering Papers filed pursuant to the previous paragraph on or prior to the date specified, the Court may enter relief without hearing and no party shall be entitled to be heard thereon; and it is further

ORDERED, that any person or entity that fails to serve Answering Papers as provided herein shall be deemed to have waived any objections to the relief sought in the Affirmation and shall be barred from raising objections in this or any other proceeding concerning the matters set forth herein; and it is further

ORDERED, that any person or entity that has served Answering Papers as provided herein shall be deemed to have waived any objections that are not set forth in the Answering Papers.

ENTER:

  
\_\_\_\_\_  
J.S.C.

IN THE MATTER OF THE LIQUIDATION OF  
REALM NATIONAL INSURANCE COMPANY

Supreme Court County of New York

Index No.: 401876/05

NOTICE

Pursuant to an order of the Supreme Court of the State of New York, County of New York ("Court"), entered on March 15, 2005 ("Liquidation Order"), the Superintendent of Insurance of the State of New York and his successors in office were appointed as liquidator ("Liquidator") of Realm National Insurance Company ("Realm") and, as such, has been directed to take possession of Realm's property, liquidate its business and affairs, and dissolve its corporate charter pursuant to Article 74 of the New York Insurance Law ("Insurance Law"). The Superintendent of Financial Services of the State of New York has now succeeded the Superintendent of Insurance as Liquidator of Realm. The Liquidator has, pursuant to Insurance Law Article 74, appointed Michael J. Casey, Acting Special Deputy Superintendent ("Acting Special Deputy"), as his agent to liquidate the business of Realm. The Acting Special Deputy carries out his duties through the New York Liquidation Bureau, 110 William Street, New York, New York 10038. The Liquidator has submitted to the Court an affirmation ("Affirmation") seeking an order: (i) establishing ~~January~~ <sup>February</sup> 31, 2014, as the bar date ("Bar Date") for the presentment to the Liquidator of all claims against Realm or its insureds other than the Liquidator's claims for administrative costs and expenses; and (ii) providing for such other and further relief as this Court may deem just and proper.

*The submission of liquidator's motion* <sup>18th</sup> ~~15th~~ *October, 2013*  
A hearing is scheduled on the Affirmation on the ~~15th~~ day of ~~January~~ *February* at 9:30 a.m., before the Honorable Michael D. Stallman, JSC, New York Supreme Court at the Courthouse ~~IAS Part 21~~, 60 Centre Street, in the County City and State of New York, 10007. If you wish to object to the Affirmation, you must serve a written statement setting forth your objections and all supporting documentation upon the Liquidator and Clerk of the Court, at least seven business days prior to the hearing. Service on the Liquidator shall be made by first class mail at the following address: *submission date*

Superintendent of Financial Services of the State of New York as  
Liquidator of Realm National Insurance Company  
110 William Street  
New York, New York 10038  
Attention: John Pearson Kelly  
General Counsel

*Motion  
Submission  
Part*

*Complete copies of such submission with complete doc-  
ment shall be presented to the Clerk of the Court submission part (all  
with  
an  
affida  
of  
true  
copy  
by the  
Liquidator  
at least seven days  
before) on the submission  
date.*

In order to participate in Realm's liquidation proceeding, all claims must be presented to the Liquidator on or before the Bar Date, which is the last date set by the Court to present claims in Realm's liquidation proceeding.

The Affirmation is available for inspection at the above address. In the event of any discrepancy between this notice and the documents submitted to Court, the documents control.

*Complete copies of such submission with complete doc-  
ment shall be presented to the Clerk of the Court submission part (all  
with  
an  
affida  
of  
true  
copy  
by the  
Liquidator  
at least seven days  
before) on the submission  
date.*

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Requests for further information should be directed to the New York Liquidation Bureau,  
Creditor and Ancillary Operations Division, at (212) 341-6665.

Dated:                   , 2013

Benjamin M. Lawskey  
Superintendent of Financial Services of the  
State of New York as Liquidator of  
Realm National Insurance Company