

At the Supreme Court of the State of New York, County of Westchester, at the courthouse located at 111 Martin Luther King Boulevard, White Plains, New York, on the day of February 4, 2025.

P R E S E N T :

HON. WILLIAM J. GIACOMO, J. S. C.

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In the Matter of

Index No.: 54964/2018

the Liquidation of

**ORDER TO SHOW CAUSE**

TOUCHSTONE HEALTH HMO INC.  
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Upon the January 29, 2025 affirmation of Manasi Dharia (“Dharia Aff.”), an attorney with the New York Liquidation Bureau (“NYLB”), which serves as the staff for Adrienne A. Harris, Superintendent of Financial Services of the State of New York, in her capacity as liquidator (“Liquidator”) of Touchstone HMO, Inc. (“Touchstone”), for an order, inter alia, approving the Liquidator’s report on the status of, and request to close, Touchstone’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 Manasi Dharia, attorney for the Liquidator, and after due deliberation having been had thereon;

LET all policyholders, creditors, claimants and others interested in the affairs of Touchstone or counsel appear and show cause before the Hon. William J. Giacomo J.S.C, either via Microsoft Teams video conferencing or at this Court at the Courthouse located at 111 Martin Luther King Boulevard, White Plains, New York, on the 5th day of March, 2025  
On Submission Only. No appearances on the return date.  
 (“Return Date”) or as soon thereafter as counsel can be heard, why an order substantially in the form of the proposed order attached as Exhibit 1 to the Dharia 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, annexed as Exhibit 2 to the Dharia Aff.; (ii) authorizing the continued payment of actual and necessary administrative expenses incurred by the Liquidator in the administration of the Touchstone liquidation proceeding, including such expenses pertaining to the closing of the liquidation proceeding; (iii) authorizing the Liquidator to distribute Touchstone’s assets, consistent with the priorities set forth in Insurance Law § 7434, to those former policyholders and creditors of Touchstone with allowed claims; (iv) terminating and closing the liquidation proceeding; (v) authorizing the Liquidator to receive and disburse, without further application to this Court, any receipts that are received after the termination of the liquidation proceeding; (vi) authorizing the Liquidator, 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 and electronic) and other property of the Touchstone estate; (vii) releasing and discharging the Liquidator, her predecessors and successors in office, and their agents, attorneys and employees, including the NYLB, from any and all liability arising from their acts or omissions in connection with the 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 proper service if served by posting the Order to Show Cause and its supporting papers on the NYLB Internet webpage at <https://www.nylb.org/home.htm> under Legal and Estate Notices, within five (5) days following the Liquidator’s receipt of a signed copy of the Order to

and also service by publication in the New York Post, or a publication of similar circulation, commencing within fifteen (15) days following entry of this Order to Show Cause

Show Cause and it is further

ORDERED, that answering papers, either in support of or opposition to the relief sought herein ("Answering Papers"), shall be served on the Liquidator via email to [legal@nylb.org](mailto: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 Courts Electronic Filing system on or before the Return Date.

No reply papers are to be submitted.

ENTER:

A handwritten signature in black ink, appearing to read "William J. Gracino", is written over a horizontal line. The signature is enclosed within a large, hand-drawn oval. A long horizontal line extends from the right side of the oval across the page.

Hon. William J. Gracino, J.S.C.