

At IAS Part 35 of the Supreme Court of the State of New York, County of New York, at the Courthouse, 60 Centre Street, in the County, City and State of New York, on the 2nd day of March, 2022.

P R E S E N T:

HON. CAROL R. EDMEAD, J.S.C.

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

MS #9: other - approve release agreement

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In the Matter of

Index No.: 450500/2016

the Liquidation of

ORDER TO SHOW CAUSE

HEALTH REPUBLIC INSURANCE
OF NEW YORK, CORP.

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Upon the affirmation of David Axinn, dated March 1, 2022 ("Axinn Aff."), Special Deputy Superintendent of the New York Liquidation Bureau, which serves as the staff for the Superintendent of Financial Services of the State of New York in her capacity as liquidator ("Liquidator") of Health Republic Insurance of New York, Corp. ("Health Republic"), and upon all other papers previously submitted and all proceedings heretofore had herein;

NOW, on motion of the Liquidator, and after due deliberation having been had thereon,

LET all claimants and all interested in the affairs of Health Republic, ^{OR THEIR COUNSEL,} show cause before **via Microsoft Teams** the Court at IAS Part 35, ~~Room 438~~, 60 Centre Street, New York, NY 10007 on the 12th day of April, 2022 at 10 o'clock a.m. ("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 A to the Axinn Aff, should not be made (1) approving the Release Agreement between the Liquidator and the United States; and (2) for such other and further relief the Court deems just and proper;

AND, sufficient cause having been alleged therefor it is hereby

ORDERED, that the Liquidator shall give notice of this application by: (i) posting this Order to Show Cause and its supporting papers on the Health Republic Internet web page at <http://www.healthrepublicny.org/> and on the Legal Estates and Notices Section of the Internet web page maintained by the New York Liquidation Bureau at <http://www.nylb.org/> within five (5) days of the entered Order to Show Cause being posted to the New York State Courts Electronic Filing (NYSCEF) system; and (ii) publishing the notice substantially in the form attached as Exhibit D to the Axinn Aff in the *New York Post* or a publication of similar circulation, at least ten (10) before the Return Date; and it is further

ORDERED, that answering papers, either in support of or opposition to the relief sought herein ("Answering Papers"), be served on the Liquidator by electronic mail or overnight carrier at the following address:

Superintendent of Financial Services of the State of New York
as Liquidator of Health Republic Insurance of New York, Corp.
180 Maiden Lane, 15th Floor
New York, New York 10038
Attention: General Counsel
legal@nylb.org

at least seven (7) days before the Return Date, and that no reply is allowed.

ENTER :


HON. CAROL R. EDM EAD
J.S.C.
J.S.C.