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At IAS Part 35 of the Supreme Court of the State of New York, County of New York, at the courthouse located at 60 Centre Street, New York City, New York, on the 15 day of September, 2016.

**HON. CAROL R. EDMead**  
J.S.C.

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

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| In the Matter of the Liquidation of | : | Index No. 450500/2016 |
| HEALTH REPUBLIC INSURANCE OF        | : |                       |
| NEW YORK, CORP.                     | : | ORDER TO SHOW CAUSE   |
| -----x                              |   |                       |

Upon the Verified Petition of Scott D. Fischer, Special Deputy Superintendent and agent of Maria T. Vullo, Superintendent of Financial Services of the State of New York, as Liquidator (the "Liquidator") of Health Republic Insurance of New York, Corp. ("HRINY"), duly verified on the 9th day of September, 2016, for an order (the "Order") approving a proposal designed to facilitate the eventual distribution of any assets to HRINY's creditors with allowed claims for payment under insurance policies ("Policy Claims") pursuant to Article 74 of the New York Insurance Law (the "Claims Adjudication Procedure"), which authorizes: (i) the establishment of 60 days after mailing of an EOB as the deadline for any Provider or Member to file an appeal of the determination contained in the EOB; (ii) the establishment of 60 days after receipt by the Liquidator as the deadline for the Liquidator to accept or deny any such appeal; (iii) the establishment of 30 days after mailing of a notice denying an appeal as the deadline for any Provider or Member to file an objection to the denial of any appeal; (iv) the establishment of further deadlines for the Liquidator to determine whether to resolve objections to the denial of any appeal through mandatory mediation or referral to a referee or healthcare qualified claims examiner, as applicable; (v) the direction of objections to the denial of any appeal to mandatory

mediation, in the Liquidator's sole discretion; and (vi) the appointment of one or more referees and healthcare qualified claims examiners, pursuant to a future order of this Court, to hear and report on the validity of any unresolved dispute regarding the determinations set forth in any EOB following the denial of an appeal.

LET all of HRINY's creditors holding Policy Claims and all other interested parties or their attorneys <sup>appear and</sup> show cause before this Court at IAS Part 35, Room 438, 60 Centre Street, New York, New York, 10007, on the 11<sup>th</sup> day of October 2016 at 10:00 am ~~a.p.~~ m. or as soon thereafter as counsel may be heard (the "Return Date"), why an Order approving the Claims Adjudication Procedure and granting the relief sought in the Verified Petition should not be granted;

AND, sufficient cause having been alleged therefore, let service of notice of this Order to Show Cause and Verified Petition in substantially the form annexed to the Verified Petition as Exhibit B (the "Notice") be mailed by email, where email addresses are known and, otherwise, by first class mail to HRINY's creditors holding Policy Claims; and let all other interested parties be notified by publication of the Notice on the website of HRINY, [www.healthrepublicny.org](http://www.healthrepublicny.org) with such mailing and publication to be made as soon as is practicable after issuance of this Order; and it is further

ORDERED, that the form and method specified herein are the best notice practicable, are hereby approved as in accordance with the law, and shall constitute due and sufficient notice of this Order to Show Cause to all parties entitled to receive such notice; 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 Superintendent at the following addresses:

New York Liquidation Bureau  
110 William Street, 15th Floor  
New York, New York 10038  
Attention: John Pearson Kelly, Esq.  
General Counsel

and

Weil, Gotshal & Manges LLP  
767 Fifth Avenue  
New York, New York 10153  
Attention: Gary T. Holtzer, Esq.  
Joseph T. Verdesca, Esq.

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 or before the Return Date; and it is further

ORDERED, unless the Court otherwise directs, no person or entity will be entitled to object to the Verified Petition or otherwise be heard, except by serving and filing Answering Papers as described above. Any person or entity that fails to object in the manner provided herein shall be deemed to have waived any objections to the relief sought in the Verified Petition and shall be barred from raising objections in this or any other proceeding.

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HON. CAROL EDMEAD

ORAL ARGUMENT REQUIRED.

ENTER

*[Signature]*  
J.S.C.  
HON. CAROL EDMEAD

*[Signature]*  
J.S.C.  
HON. CAROL R. EDMEAD  
J.S.C.