

**THE STATE OF NEW HAMPSHIRE  
JUDICIAL BRANCH  
SUPERIOR COURT**

Merrimack Superior Court  
163 North Main St./PO Box 2880  
Concord NH 03302-2880

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**NOTICE OF DECISION**

**J. Christopher Marshall, ESQ  
NH Attorney Generals Office  
33 Capitol Street  
Concord NH 03301-6397**

Case Name: **In the Matter of the Rehabilitation of ACA Assurance**  
Case Number: **217-2006-EQ-00380**

Enclosed please find a copy of the court's order of July 10, 2014 relative to:

[Proposed] Order Approving Notice and Objection Procedures

July 10, 2014

William S. McGraw  
Clerk of Court

(629)

C: ACA;; ACA Assurance; Peter A. Bengelsdorf

**EXHIBIT B**

THE STATE OF NEW HAMPSHIRE

MERRIMACK, SS.

SUPERIOR COURT

In the Matter of the Liquidation of ACA Assurance  
Docket No. 06-E-380

**[PROPOSED]  
ORDER APPROVING  
NOTICE AND OBJECTION PROCEDURES**

After having considered the Verified Motion to Approve Notice and Objection Procedures (“Notice Motion”) filed by the Commissioner of Insurance as Liquidator of ACA Assurance, the Court hereby finds and orders as follows:

WHEREFORE, the Verified Motion to Approve Notice and Objection Procedures is GRANTED and the Court finds and orders as follows:

(i) the proposed notice procedures, the form of the notice set forth in Exhibit A, and the manner of its publication provides adequate and sufficient notice to all interested persons of the relief sought by the Liquidator in the Claims Motion which was filed contemporaneously with the Notice Motion and the deadline for filing objections thereto;

(ii) the proposed notice procedures, the form of the notice set forth in Exhibit A, and the manner of its publication are reasonable as a matter of law;

(iii) the proposed notice procedures, the form of the notice set forth in Exhibit A, and the manner of its publication are in the best interests of the ACA estate, the former policyholders and creditors of ACA;

(iv) the provision of notice to policyholders who formerly had an ACA policy and who hold an Assessment Claim by mailing by first class mail Exhibit A to Royal Arcanum and Union Vie and by publication as described in this Notice Motion, except for retiree policies and policies held by ACA directors which were not assumed by either carrier and who shall receive Exhibit A by first class mail is hereby approved;

(v) the proposed notice as set forth in Exhibit A to the Notice Motion is hereby approved;

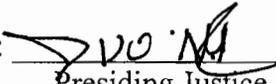
(vi) the Liquidator is hereby authorized and directed to implement the notice procedures approved herein, including publication of the proposed notice set forth in Exhibit A within ten (10) days of the date of this Order;

(vii) a deadline is hereby set for the filing and service of any objections to this Notice Motion and the Verified Motion to Approve All Remaining Claims Determinations, Settlement Agreements, The Mandated RSA 402-C:35 Report, The Proposed Plan of Liquidation and The Distribution of Assets forty (40) days from the date of this Order;

(viii) if any objection is timely filed with the Court within such 40-day period, the Court shall schedule a hearing to consider such objection.

SO ORDERED,

Date: 7/10/14  
Time: 11:40 AM

By:   
Presiding Justice