

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

Merrimack Superior Court
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NOTICE OF DECISION

**ERIC A. SMITH, ESQ
RACKEMANN SAWYER & BREWSTER PC
160 FEDERAL STREET
BOSTON MA 02110-1700**

**In the Matter of the Winding Down of: The New Hampshire Medical
Malpractice Joint Underwriting Association**
Case Name: **Malpractice Joint Underwriting Association**
Case Number: **217-2015-CV-00347**

Please be advised that on November 18, 2015 Judge McNamara made the following order relative to:

Receiver's Motion for Approval of Offering Process for NHMMJUA Coverage-Related Obligations
"Granted".

Order Approving Offering Process for NHMMJUA Coverage- Related Obligations "So Ordered" -
Copy Attached.

November 23, 2015

Tracy A. Uhrin
Clerk of Court

(484)

C: J. Christopher Marshall, ESQ; Daniel John Mullen, ESQ; W. Scott J. O'Connell, ESQ; Gordon J.
MacDonald, ESQ; Kevin M. Fitzgerald, ESQ; J. David Leslie, ESQ

THE STATE OF NEW HAMPSHIRE

MERRIMACK, SS.

SUPERIOR COURT

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)
IN THE MATTER OF THE WINDING DOWN OF:)
)
THE NEW HAMPSHIRE MEDICAL MALPRACTICE)
JOINT UNDERWRITING ASSOCIATION)
)
_____)

No. 217-2015-CV-00347

~~[PROPOSED]~~

**ORDER APPROVING OFFERING PROCESS FOR
NHMMJUA COVERAGE-RELATED OBLIGATIONS**

On consideration of the motion of Roger A. Sevigny, Insurance Commissioner of the State of New Hampshire, as Receiver (“Receiver”) of the New Hampshire Medical Malpractice Joint Underwriting Association (“NHMMJUA”), for approval of a process for offering the coverage-related obligations of the NHMMJUA pursuant to RSA 404-C:16, II, as set forth on the offering process summary attached as Exhibit A to the motion, together with a related request for proposals (including a form confidentiality agreement) (“RFP”) and retention agreement with Milliman, Inc., attached as Exhibits B and C to the motion, it is hereby found and ORDERED as follows:

1. The proposed offering process and RFP are consistent with RSA 404-C:16, II, and are reasonably calculated to facilitate the effective marketing of the NHMMJUA coverage-related obligations;
2. The proposed retention agreement is fair and reasonable and engaging Milliman will assist in having an effective offering process; and

3. The Receiver's Motion for Approval of Offering Process for NHMMJUA Coverage-Related Obligations is granted, and the offering process summary, RFP and retention agreement are approved.

So Ordered

Dated: 11/18/15

Richard B. McNamara
Presiding Justice