

Commissioner's Order  
Rehabilitation of ACA Assurance  
September 9, 2008  
Moratorium on Policy Surrenders and Loans

On September 8, 2008, the Merrimack County Superior Court (Judge Mangones presiding) granted the Commissioner's Petition to Reopen Rehabilitation with respect to ACA Assurance ("ACA") (06-E-380) and on that date issued an Order Appointing Rehabilitator (the "Order"). The Order authorized the Commissioner, as Rehabilitator of ACA, to impose a moratorium upon loan and cash surrender rights under ACA policies, as follows:

"(k) The Commissioner is authorized to impose a moratorium upon loan and cash surrender rights under ACA policies, for such period and to such an extent as the Commissioner deems are necessary."

Pursuant to the authority granted by the Order, the Commissioner hereby orders that a moratorium shall be imposed upon all loan and cash surrender rights under ACA policies effective as of 9 a.m. EDT today. This moratorium will apply to loan or cash surrender transactions involving all ACA policies, including policies issued in the United States and Canada. It will extend to life insurance and annuities. This moratorium shall remain in place for an indefinite period until further order of the Commissioner or the Merrimack Superior Court.

The Special Deputy Commissioner for the Rehabilitation of ACA, Peter A. Bengelsdorf, and any other representatives of the New Hampshire Insurance Department are hereby severally authorized and instructed to take all steps necessary or advisable to implement the moratorium.

So Ordered,



Roger A. Sevigny  
Commissioner  
Rehabilitator of ACA Assurance  
September 9, 2008