

**IN THE CIRCUIT COURT OF COOK COUNTY, ILLINOIS
COUNTY DEPARTMENT, CHANCERY DIVISION**

**IN THE MATTER OF THE LIQUIDATION)
OF DELTA CASUALTY COMPANY) NO. 01 CH 20445**

**ORDER SETTING A NEW CLAIM FILING DEADLINE
AND PROVIDING FOR THE FILING OF CLAIMS**

THIS CAUSE COMING TO BE HEARD upon the petition of Michael I. McRaith, Director of Insurance of the State of Illinois, in his capacity as statutory and court-affirmed liquidator (the "Liquidator") of Delta Casualty Company ("Delta"), by and through one of his attorneys, for the entry of an order setting a new claim filing deadline and providing for the filing of claims; the Court having jurisdiction over the parties and the subject matter; the Court having reviewed the petition and having heard from counsel; and the Court being otherwise fully advised in the premises;

IT IS ORDERED THAT:

A. Pursuant to 215 ILCS 5/210(3), December 22, 2008 is hereby set as the new claim filing deadline, the last day by which claims may be filed with the Liquidator for purposes of participating in any distribution of assets that may be made on timely-filed claims allowed in these proceedings.

B. Pursuant to 215 ILCS 5/208(1), the Liquidator shall notify all persons, companies and entities that Delta's books and records reveal may have claims against Delta, its property or assets, or against a Delta insured, that all such claims must be filed with the Liquidator, in the form of a proper proof of claim as hereinafter set forth, on or before December 22, 2008. Those claimants who previously filed claims that have already been determined by the Liquidator and approved by the supervisory court, cannot re-file their claims unless they have evidence of additional losses that were not previously submitted to the Liquidator for consideration. Those claimants who previously filed claims after the original claim filing deadline (late claims) that were not evaluated and determined, need not re-file their claims unless they have evidence of additional losses that were not previously submitted to the Liquidator for consideration.

C. The Liquidator's notice shall specify December 22, 2008 to be the last day by which all such proofs of claim may be filed with the Liquidator for purposes of participating in any distribution of Delta's assets that may be made on claims allowed in these proceedings. For purposes of these claim filing procedures, a proof of claim shall be treated as timely filed if it is actually received by the Liquidator on or before December 22, 2008, or if it is actually received by the Liquidator subsequent to December 22, 2008 a proof of claim shall be deemed to have been filed as of the United States Postal Service's postmark date if it is mailed, or the date of delivery to a private mail courier for delivery to the Liquidator, as evidenced by a validly issued receipt from that courier.

D. The notice of the claim filing deadline and procedures shall be served upon those persons, companies and entities that Delta's books and records reveal may have claims against Delta, its property or assets, or against a Delta insured, by the Liquidator depositing a copy of the notice in the United States mail, enclosed in an envelope, with first class postage prepaid, addressed to each

such person, company or entity at his, her or its last known address as disclosed by Delta's books and records.

E. Pursuant to 215 ILCS 5/208(1), the Liquidator shall also provide notice by publication to all persons, companies or entities who may have claims against Delta, its property or assets, or against a Delta insured, by causing a notice to be published once each week for three consecutive weeks in a newspaper published in the County of Cook, State of Illinois. The notice shall advise all such persons, companies and entities: (a) of their right to file their claims with the Liquidator; (b) of the procedure by which they shall file their claims; (c) that, if they previously filed claims with the Liquidator that have already been determined by the Liquidator and approved by the supervisory court, they cannot re-file their claims unless they have evidence of additional losses that were not previously submitted to the Liquidator for consideration; (d) that if they previously filed a claim after the original claim filing deadline (late claims) that were not evaluated and determined, they need not re-file their claims unless they have evidence of additional losses that were not previously submitted to the Liquidator for consideration; (e) of the location of the Liquidator's office where they may file their claims; and (f) that December 22, 2008 is the claim filing deadline, the last day by which proofs of claim may be filed for purposes of participating in any distribution of assets that may be made on timely-filed claims allowed in these proceedings.

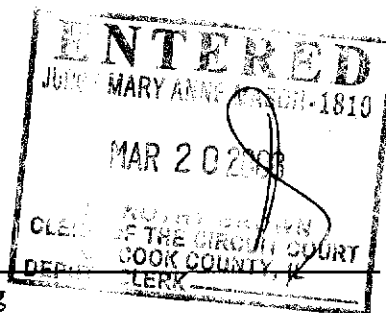
F. All persons, companies or entities who may have claims against Delta, its property or assets, or against a Delta insured, shall file their claims with the Liquidator, as set forth above, on or before the December 22, 2008 claim filing deadline, by way of a properly completed proof of claim. Pursuant to 215 ILCS 5/209(1), a proper proof of claim shall consist of a notarized statement, by letter or otherwise, signed under oath, setting forth the specific claim. Pursuant to 215 ILCS 5/209(1),

whenever a claim is based on a document, the document, unless lost or destroyed, shall be filed with the proof of claim and, if the document has been lost or destroyed, a statement of that fact and of the circumstances of the loss or destruction shall be included in the proof of claim.

G. Subject to the provisions for the late filing of claims contained in 215 ILCS 5/208, no person having or claiming to have any claim against Delta, its property or assets, or against a Illinois Delta insured, shall participate in any distribution of Delta's assets unless proofs of claim are filed by the Delta claim filing deadline.

H. Pursuant to 215 ILCS 5/209, the Liquidator shall examine and investigate properly filed proofs of claim and submit his recommendations as to the allowance, in whole or in part, or the disallowance of each such claim to the Court.

ENTERED:



Judge Presiding

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