FMC Insurance Company, Inc. in Liquidation; AND Federal Motor Carriers Risk Retention Group, Inc. in Liquidation <u>REVISED INSTRUCTIONS FOR</u> <u>COMPLETING PROOF OF CLAIM</u>

TO: POLICYHOLDERS AND OTHER POTENTIAL CREDITORS OF FMC INSURANCE COMPANY, INC. IN LIQUIDATION; AND FEDERAL MOTOR CARRIERS RISK RETENTION GROUP, INC. IN LIQUIDATION

DATE: September 21, 2012

FMC Insurance Company, Inc. ("FMC-CAPTIVE") and Federal Motor Carriers Risk Retention Group, Inc. ("FMC-RRG") were ordered liquidated by the Court of Chancery of the State of Delaware ("Court") in the matter now captioned as "In the Matter of the Liquidation of FMC Insurance Company, Inc. and Federal Motor Carriers Risk Retention Group, Inc., C.A. No. 6721-VCP." The Court appointed The Honorable Karen Weldin Stewart, CIR-ML, Insurance Commissioner of the State of Delaware, as the Receiver (the "Receiver") of FMC-CAPTIVE and FMC-RRG. In the August 17, 2011, Liquidation and Injunction Order with Bar Date, the Court also ordered that the Bar Date for filing all claims against FMC-CAPTIVE and/or FMC-RRG with the Receiver shall be September 28, 2012 ("Original Bar Date").

By Amended Bar Date Order dated September 21, 2012, the Court extended the Bar Date to **December 31, 2012 ("Amended Bar Date")** and ordered that claims against FMC-CAPTIVE, FMC-RRG, or both must be filed with the Receiver on or before the Amended Bar Date of December 31, 2012, but that the claims are not required to be liquidated and absolute on or before the Amended Bar Date of December 31, 2012.

In order to share in distributions of the assets of FMC-CAPTIVE and/or FMC-RRG available for distribution, any and all claims must be filed with the Receiver on or before December 31, 2012. The proof of claim form with all documentation supporting the claim(s) must be received by the Receiver at the address on the Proof of Claim form by the Bar Date. Original signed and notarized Proofs of Claim must be submitted. Proofs of Claim may not be submitted by email or facsimile. Any claimant who fails to file a proof of claim as required shall be forever barred from sharing in the assets of the FMC-CAPTIVE and FMC-RRG estates unless assets become available for distribution to the Class VI late-filed claims. All interested parties are encouraged to complete and send in their proof of claim forms as soon as possible. Each section of the proof of claim form should be completed. If a section is not applicable, please so state. A separate proof of claim form should be completed for each claim against the estate. (If you believe you have more than one claim, you should photocopy the proof of claim form for the additional claims.)

YOU MUST SPECIFY WHETHER YOUR CLAIM IS BEING FILED AGAINST FMC-CAPTIVE, FMC-RRG, OR BOTH. YOUR SUPPORTING DOCUMENTATION MUST PROVIDE PROOF OF YOUR CLAIM AGAINST THE ENTITY OR ENTITIES SELECTED.

<u>The proof of claim form must be completed in accordance with the instructions, must</u> be signed under oath, and must be returned to the address indicated on the proof of claim form on or before the Bar Date of December 31, 2012, so that the proof of claim and supporting documentation are RECEIVED by the FMC-CAPTIVE and/or FMC-RRG estates by that date, or your claim will be barred from sharing in any distributions of assets from the FMC-CAPTIVE and/or FMC-RRG estates unless assets become available to pay Class VI (late-filed) claims.

If you have more than one claim against FMC-CAPTIVE and/or FMC-RRG, submit a separate proof of claim form with supporting documentation for each claim.

You may use photocopies of this form, but the claimant's signature and the notarization submitted to the Receiver must be the original signature and notarization.

If you have already filed a proof of claim with the Receiver of FMC-CAPTIVE and/or FMC-RRG on the form with the Original Bar Date, you do not need to file an additional proof of claim form for your claim(s) by the Amended Bar Date of December 31, 2012, although you may file an Amended Proof of Claim form by the Amended Bar Date of December 31, 2012, if the extension of the Bar Date changes the nature of your claim. Please note on your Amended Proof of Claim that it is an Amended Proof of Claim and the date the original proof of claim was filed. However, you must have filed a proof of claim on or before the Amended Bar Date for your claim to be considered a timely-filed claim. Late-filed claims are relegated to a lower priority class.

Assets are distributed in accordance with the priority classes established in the Delaware Insurance Code. See the Verified Petition for Entry of Liquidation and Injunction Order and for Establishment of Bar Date (the "Petition") for more details. No priority class will share in any distribution of assets unless and until all higher priority classes have been satisfied in full. The Petition, the Liquidation and Injunction Order with Bar Date, and other relevant documents can be found on the web page for FMC-CAPTIVE in Liquidation and FMC-RRG in Liquidation on the Delaware Insurance Department website at:

http://www.delawareinsurance.gov/departments/berg/rehab_bureau.shtml.