



GRANTED

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Transaction ID 75308806
Case No. 2023-1126-LWW



IN THE COURT OF CHANCERY OF THE STATE OF DELAWARE

IN THE MATTER OF THE LIQUIDATION :
OF ARROWOOD INDEMNITY COMPANY : C.A. 2023-1126-LWW

:

**ORDER SETTING EXTENDED BAR DATE OF MAY 15, 2025
FOR THE FILING OF ANY AND ALL CLAIMS AGAINST
ARROWOOD INDEMNITY COMPANY, IN LIQUIDATION**

WHEREAS, the Honorable Trinidad Navarro, Insurance Commissioner of the State of Delaware, in his capacity as Receiver (the “Receiver”) of Arrowood Indemnity Company, in Liquidation, a Delaware domiciled captive insurance company (“Arrowood”), has filed a motion (“Motion), pursuant to 18 *Del. C.* § 5901, et seq., and in particular § 5929(b), seeking the extension of the January 15, 2025 Bar Date (“Original Bar Date”) in the above captioned matter to May 15, 2025 (“Extended Bar Date”), by which any and all claims against Arrowood must be filed with the Receiver or forever be barred from participating in distribution in Classes III through VI in the estate of Arrowood; and

WHEREAS, it appears that sufficient grounds exist for the issuance of this Extended Bar Date pursuant to 18 *Del. C.* § 5929(b);

NOW, THEREFORE, THE COURT FINDS AND ORDERS AS FOLLOWS:

1. The Receiver’s Motion is hereby GRANTED.
2. The Original Bar Date referenced in the Liquidation and Injunction

Order with Bar Date (D.I. 9, ¶ 24) is hereby rescinded and replaced as follows:

24. ANY AND ALL CLAIMS NOT FILED WITH THE RECEIVER ON OR BEFORE THE CLOSE OF BUSINESS ON **MAY 15, 2025** (THE "EXTENDED BAR DATE") SHALL BE BARRED FROM CLASSES II THROUGH VI AS THOSE CLASSES ARE DEFINED IN 18 *DEL. C.* §§ 5918(e)(2) THROUGH (e)(6) AND SHALL NOT RECEIVE ANY DISTRIBUTIONS FROM THE GENERAL ASSETS OF THE ESTATE OF ARROWOOD UNLESS AND UNTIL ASSETS BECOME AVAILABLE FOR A DISTRIBUTION TO CLASS VII CLAIMANTS AS DEFINED IN 18 *DEL. C.* § 5918(e)(7). THIS BAR DATE SHALL SUPERSEDE ANY APPLICABLE STATUTES OF LIMITATIONS OR OTHER STATUTORY OR CONTRACTUAL TIME LIMITS WHICH HAVE NOT YET EXPIRED WHETHER ARISING UNDER DELAWARE LAW, UNDER THE APPLICABLE LAWS OF ANY OTHER JURISDICTION, OR UNDER A CONTRACT WITH ARROWOOD BUT SHALL ONLY APPLY TO CLAIMS AGAINST ARROWOOD IN THE LIQUIDATION PROCEEDINGS AND DOES NOT APPLY TO, AND EXCLUDES, CLAIMS BROUGHT BY ARROWOOD. ALL CLAIMANTS SHALL ATTACH TO SUCH PROOF OF CLAIM DOCUMENTATION SUFFICIENT TO SUPPORT SUCH CLAIM. FOR NON-CONTINGENT CLAIMS, THE FILED CLAIMS SHALL NOT BE REQUIRED TO BE LIQUIDATED AND ABSOLUTE ON OR BEFORE THE BAR DATE SET FORTH HEREIN.

3. Within five (5) business days after the docketing of this Order, or as soon as possible after a policyholder or potential creditor subsequently becomes known to the Receiver, the Receiver shall serve notice in the form of a postcard, substantially in the form of Exhibit 1 to the Receiver's Motion, of the Extended Bar

Date and the proof of claim filing requirements on all known potential creditors, on all stockholders of Arrowood, all Board members/former Board members of the company, the company's reinsurers and reinsurance intermediaries, all other known vendors, all State Insurance Commissioners and all state insurance Guaranty Associations. The postcard shall be mailed by United States first class mail, postage prepaid, provided that in the Receiver's discretion such notice may be mailed instead by United States first class certified mail, return receipt requested, or by bulk certified mail with proof of mailing, to such potential creditor's last known address in the company's files.

4. Within five (5) business days after docketing of this Order, the Receiver shall also publish the Motion, this Order, the revised proof of claim form, and the revised instructions to the proof of claim form on the website at the link referenced in the sample postcard on Exhibit 1 to the Motion.

5. This Order shall be effective until further Order of this Court.

6. This Court shall retain jurisdiction in this cause for the purpose of granting such other and further relief as this cause, the interests of the policyholders, creditors, stockholder of Arrowood, and the public may require. The Receiver, or any interested party upon notice to the Receiver, may at any time make application for such other and further relief as either sees fit.

SO ORDERED this ____ day of _____, 2024.

LORI W. WILL, Vice Chancellor

This document constitutes a ruling of the court and should be treated as such.

Court: DE Court of Chancery Civil Action

Judge: Lori W. Will

File & Serve

Transaction ID: 75244127

Current Date: Dec 26, 2024

Case Number: 2023-1126-LWW

Case Name: State of Delaware ex rel. The Honorable Trinidad Navarro v. Arrowood Indemnity Company

/s/ Judge Lori W. Will