

**ONTARIO
SUPERIOR COURT OF JUSTICE
- COMMERCIAL LIST -**

**IN THE MATTER OF
RELIANCE INSURANCE COMPANY**

**AND IN THE MATTER OF THE
INSURANCE COMPANIES ACT, S.C. 1991, C.47, AS AMENDED**

**AND IN THE MATTER OF THE
WINDING-UP AND RESTRUCTURING ACT, R.S.C. 1985, C.W-11, AS AMENDED**

B E T W E E N:

THE ATTORNEY GENERAL OF CANADA

Applicant

- and -

RELIANCE INSURANCE COMPANY

Respondent

**NOTICE OF MOTION
(returnable January 14, 2009)**

KPMG Inc., liquidator (the "Liquidator") of the insurance business of Reliance Insurance Company in Canada ("Reliance Canada") will make a motion to this Court on January 14, 2009 at 10:00 a.m., or as soon after that time as the motion can be heard, at 330 University Avenue, Toronto.

PROPOSED METHOD OF HEARING: The motion is to be heard orally.

THE MOTION IS FOR:

1. An Order substantially in the form attached hereto as Schedule "A", providing for the appointment of representative counsel and directions for service in respect of a motion by the Liquidator for advice and directions (the "Post-liquidation Interest Motion") with respect to the payment of post-liquidation interest in the winding-up of Reliance Canada.
2. Such further and other relief as this Honourable Court may deem just.

THE GROUNDS FOR THE MOTION ARE:

1. The Liquidator will be seeking this Court's advice and directions by way of the Post-liquidation Interest Motion.
2. The Liquidator seeks directions with respect to notice and service for the Post-liquidation Interest Motion, and the appointment of representative counsel for the claimants of Reliance Canada in respect of the Liquidator's recommendations to this Court in respect of the Post-liquidation Interest Motion.
3. Rules 1.04, 2.03 and 3.02, 37 of the *Rules of Civil Procedure*.
4. Sections 33, 35, 125 and 133 of the *Winding-up and Restructuring Act*.
5. Such further and other grounds as counsel may advise and this Honourable Court permit.

THE FOLLOWING DOCUMENTARY EVIDENCE will be used at the hearing of the motion:

1. The Report of the Liquidator dated January 5, 2009.

January 5, 2009.

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THE ATTORNEY GENERAL OF CANADA
Applicant

RELIANCE INSURANCE COMPANY
and
Respondent

Court File No: 01-CL-4313

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Proceeding commenced at TORONTO

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(Motion Returnable January 14, 2009)

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Our File No. 01.6699

Schedule "A"