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UNITED STATES BANKRUPTCY COURT SOUTHERN DISTRICT OF NEW YORK

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In re	:
	: Chapter 15
Petition of David McGuigan, as foreign	:
representative of	: Case No. 10-14990 ()
	:
Allianz Global Corporate & Specialty (France),	: (Joint Administration Requested)
Allianz IARD,	:
Delvag Luftfahrtversicherungs-AG, and	:
Nürnberger Allgemeine Versicherungs-AG	:
	:
Debtors in a Foreign Proceeding.	:
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STATEMENT OF FOREIGN REPRESENTATIVE IDENTIFYING ALL FOREIGN PROCEEDINGS WITH RESPECT TO DEBTORS PURSUANT TO 11 U.S.C. § 1515(c)

I, David McGuigan, pursuant to 28 U.S.C. § 1746, hereby declare as follows:

1. By letters dated December 10, 2009, Allianz IARD, Delvag and

Nürnberger each appointed me as their foreign representative for the purpose of Chapter 15.

Allianz Global appointed me as its foreign representative for that purpose on December 11,

2009. On December 17, 2009, the High Court of Justice of England and Wales (the "English

Court"), made an Order which declared, affirmed and certified that I had been duly appointed as

the foreign representative of the Schemes Companies. I hereby file this statement in accordance

with section 1515(c) of title 11 of the United States Code (the "<u>Bankruptcy Code</u>"). I am also

the Scheme Manager of the Schemes defined in paragraph 4 below.

2. Except as otherwise indicated, all facts set forth in this statement are based upon my personal knowledge, my review of relevant documents or my opinion based upon experience, knowledge and information concerning the Scheme Companies. If I were called upon to testify, I would testify competently to the facts set forth in this statement.

3. Allianz Global Corporate & Specialty (France) and Allianz IARD are both incorporated under the laws of France and maintain their registered offices in France. Delvag Luftfahrtversicherungs-AG and Nürnberger Allgemeine Versicherungs-AG are both incorporated under the laws of Germany and maintain their registered offices in Germany.

4. The Scheme Companies have each formulated a scheme of arrangement pursuant to Part 26 of the Companies Act 2006 (England) (the "<u>Companies Act</u>") concerning business underwritten by Camomile Underwriting Agencies Limited ("<u>CUAL</u>") on behalf of the Scheme Companies (the "<u>Schemes</u>").

5. Under the Companies Act, a scheme of arrangement of the type the Scheme Companies have entered into is an arrangement between a company and its creditors or any class of creditors to restructure their contractual rights and liabilities. For such a scheme to be approved, the English Court must permit a meeting or meetings of creditors to be called and, at such meeting(s), votes in favor of the scheme must be cast by creditors constituting, of those present and voting whether in person or by proxy, a majority in number representing at least three-fourths in value. If a scheme of arrangement is approved by the requisite majorities of creditors, it must then be sanctioned by the English Court. Once a scheme of arrangement is sanctioned by the English Court and a copy of the order sanctioning it is delivered to the Registrar of Companies for England and Wales, as a matter of English law the scheme of

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arrangement becomes legally binding on all creditors that are affected by the scheme, wherever located and regardless of their vote on it.

6. At meetings of Scheme Creditors held on June 10, 2010, the requisite majorities of Scheme Creditors voted in favor of the Schemes. Indeed, Scheme Creditors unanimously voted in favor of the Schemes. On July 9, 2010, the English Court, upon notice and hearing, sanctioned the Schemes. True and correct copies of the Sanction Orders are attached to the Petition and Motion as <u>Exhibit A</u>.

7. The Effective Date of each of the Schemes is July 26, 2010, the date on which copies of the Sanction Order for each Scheme Company were delivered to the Registrar of Companies in England and Wales. <u>See Exhibit B</u> attached to the Petition and Motion.

8. The Schemes sanctioned by the English Court are the only "foreign proceedings" known to me with respect to the Scheme Companies, as I have been advised that term is defined in 11 U.S.C. § 101(23). Allianz Global Corporate & Specialty (France) is also subject to another scheme of arrangement (the "<u>WFUM Pools Scheme</u>") which was sanctioned by the English Court on September 17, 2007 and was granted chapter 15 recognition on October 23, 2007.

9. I believe that the English Proceedings in respect of the Schemes are "foreign main proceedings", as I have been advised that term is defined in sections 101(23) and 1502(4) of the Bankruptcy Code, because the center of main interests of the Scheme Companies in respect of the business which is the subject of the Schemes and the CUAL Pool, is in England. In addition, I believe that the English Proceedings are also "foreign nonmain proceedings", as I have been advised that term is defined in section 1502(5) of the Bankruptcy

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Code, because each of the Scheme Companies maintains an establishment (i.e., carries on nontransitory economic activity) in England.

10. If the Court determines that England is not the center of main interests and, therefore, that the case commenced by its Chapter 15 Petition may not be treated as a foreign main proceeding, it is respectfully requested that the Court entertain the Petition as one seeking recognition of, and relief respecting, a foreign nonmain proceeding, as defined in section 1502(5) of the Bankruptcy Code, as the Scheme Companies each have an establishment, as defined by section 1502(2) of the Bankruptcy Code, in England. I declare under penalty of perjury under the laws of the United States of America that the information set forth above is, based on my current knowledge, information and belief after reasonable inquiry, and in contemplation of and subject to supplementation, true and correct.

Executed on this 22 day of September 2010 , n London David McGuigan

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