

Exhibit

7

SUPREME COURT OF THE STATE OF NEW YORK
COUNTY OF ALBANY

-----X
NEW YORK INSURANCE ASSOCIATION, INC.,
AMERICAN TRANSIT INSURANCE COMPANY,
EVEREADY INSURANCE COMPANY, GREATER NEW
YORK MUTUAL INSURANCE COMPANY, KINGSTONE
INSURANCE COMPANY, MERCHANTS INSURANCE
GROUP and UTICA MUTUAL INSURANCE COMPANY,

Plaintiffs,

-against-

STATE OF NEW YORK, DAVID A. PATERSON,
Governor of the State of New York, JAMES J.
WRYNN, Superintendent of the New York State
Insurance Department, and ROBERT L. MEGNA,
as Director of Budget,

Defendants.

THE NEW YORK HEALTH PLAN ASSOCIATION, INC.;
AETNA HEALTH INC.; AETNA HEALTH INSURANCE
COMPANY OF NEW YORK; CDPHP UNIVERSAL BENEFITS,
INC.; CAPITAL DISTRICT PHYSICIANS' HEALTH
PLAN, INC.; HEALTH NET OF NEW YORK, INC.;
HEALTH NET INSURANCE OF NEW YORK, INC.;
HEALTHNOW NEW YORK INC.; INDEPENDENT HEALTH
ASSOCIATION, INC.; INDEPENDENT HEALTH
BENEFITS CORPORATION; MVP HEALTH PLAN, INC.;
MVP HEALTH INSURANCE COMPANY; MVP HEALTH
SERVICES CORP.; PREFERRED ASSURANCE COMPANY;
OXFORD HEALTH INSURANCE, INC.; OXFORD
HEALTH PLANS (NY), INC.; UNITEDHEALTHCARE
INSURANCE COMPANY OF NEW YORK; and
UNITEDHEALTHCARE OF NEW YORK, INC.,

Intervenor-Plaintiffs,

-against-

STATE OF NEW YORK, DAVID A. PATERSON,
Governor of the State of New York, JAMES J.
WRYNN, Superintendent of the New York State
Insurance Department, and ROBERT L. MEGNA,
as Director of Budget,

Defendants.
-----X

STIPULATION & ORDER

Index No. 264-10

Albany County Clerk

Document Number 10872548
Rcvd 04/21/2011 11:21:11 AM



NYS DEPARTMENT OF LAW
RECEIVED BY PERSONAL SERVICE
AT 1:55 O'CLOCK P.M. 21 April 2011
SIGNED: *[Signature]*
OFFICE OF LEGAL RECORDS

WHEREAS, On January 13, 2010, plaintiffs commenced this declaratory judgment action against the State of New York; Governor David Paterson; James Wynn, the Superintendent of Insurance; and Robert Megna, the Director of the Budget to challenge assessments issued against the plaintiff insurance companies, pursuant to Insurance Law §332, for fiscal years 2008-09 and 2009-10; and

WHEREAS, On January 26, 2010, plaintiff-intervenor filed a motion to intervene, which was granted without opposition by order dated March 10, 2010; and

WHEREAS, On May 4, 2010, defendants filed their answers to the complaint and the intervenor complaint; and

WHEREAS, on June 9, 2010, defendants filed a motion for summary judgment dismissing the complaint and the intervenor complaint; and

WHEREAS, on January 1, 2011, Andrew Cuomo became Governor of the State of New York; and

WHEREAS, by order dated March 10, 2011, the court stayed defendants' motion for summary judgment pending the completion of discovery; and

WHEREAS, counsel for plaintiffs and plaintiff-intervenors have advised counsel for defendants that plaintiffs and plaintiff-intervenors wish to file an amended complaint and an amended intervenor complaint which add challenges to assessments issued against the plaintiff and plaintiff-intervenor insurance companies, pursuant to Insurance Law §332, for fiscal year 2010-11; and

WHEREAS, defendants have no objection to plaintiffs and plaintiff-intervenors filing an amended complaint and an amended intervenor complaint which add challenges to assessments issued against the plaintiff and plaintiff-intervenor insurance companies, pursuant to Insurance Law §332, for fiscal year 2010-11,

IT IS HEREBY STIPULATED AND AGREED by and among the parties to this action that:

1. The caption be and hereby is amended to substitute Governor Andrew Cuomo for former Governor David Paterson.
2. Plaintiffs and plaintiff-intervenors are granted leave to file an amended complaint and an amended intervenor complaint which add challenges to assessments issued against the plaintiff and plaintiff-intervenor insurance companies, pursuant to Insurance Law §332, for fiscal year 2010-11.

3. Plaintiffs and/or plaintiff-intervenors will file this so ordered stipulation and order, the amended complaint, and the amended intervenor complaint with the Albany County Clerk and personally deliver time-stamped copies of this so ordered stipulation and order, the amended complaint, and the amended intervenor complaint to the Office of the Attorney General, Justice Building, Second Floor, Albany, New York.

4. Within 45 days of the date on which service of time-stamped copies of this so ordered stipulation and order, the amended complaint, and the amended intervenor complaint has been completed, in the manner described in paragraph "3", defendants will serve their answers to the amended complaint and the amended intervenor complaint.

5. The time in which defendants are required to answer the amended complaint and the amended intervenor complaint, set forth in paragraph "4", may be extended by agreement of the parties and court approval of any such extension will not be required.

6. Defendants' motion for summary judgment is hereby withdrawn without prejudice to the filing of a motion for summary judgment dismissing the amended complaint and the amended intervenor complaint upon the completion of discovery.

7. Facsimile copies of counsels' signatures on this stipulation shall be deemed to be original signatures.

Dated: April 15, 2011

O'CONNELL AND ARONOWITZ
Attorneys for Plaintiffs
By:



JEFFREY J. SHERRIN, ESQ.
54 State Street
Albany, New York 12207
(518) 462-5601

Dated: April 15, 2011

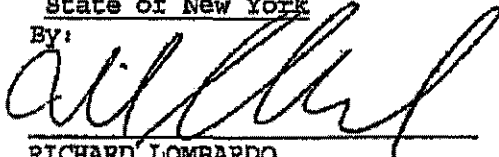
GREENBURG TRAUIG, LLP
Attorneys for Plaintiff-
Intervenors
By:



STEPHEN M. BUHR, ESQ.
54 State Street, 6th Floor
Albany, New York 12207
(518) 689-1400

Dated: April 15, 2011

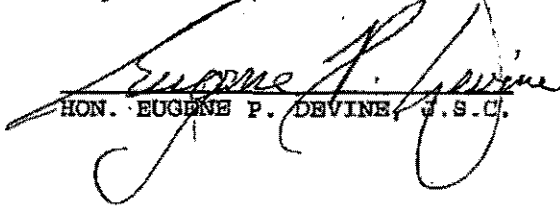
ERIC T. SCHNEIDERMAN
Attorney General of the
State of New York
By:



RICHARD LOMBARDO
Assistant Attorney General
The Capitol
Albany, New York 12224
(518) 474-9980

SO ORDERED this 15th day of

April, 2011



HON. EUGENE P. DEVINE, J.S.C.