

IN THE UNITED STATES DISTRICT COURT  
DISTRICT OF SOUTH CAROLINA  
COLUMBIA DIVISION

COMPANION PROPERTY &	)	
CASUALTY INSURANCE	)	Civil Action No.: 3:15-CV-1300-JMC
COMPANY(n/k/a/ SUSSEX	)	
INSURANCE COMPANY),	)	
	)	
Plaintiff,	)	
	)	
v.	)	
	)	
U.S. BANK NATIONAL	)	
ASSOCIATION,	)	
	)	
Defendant and	)	
Third-Party Plaintiff,	)	
	)	
v.	)	
	)	
REDWOOD REINSURANCE SPC, LTD.,	)	
SOUTHPORT LANE ADVISORS,	)	
SOUTHPORT SPECIALTY FINANCE,	)	
ADMINISTRATIVE AGENCY	)	
SERVICES, and ALEXANDER	)	
CHATFIELD BURNS, and	)	
AON INSURANCE MANAGERS	)	
(CAYMAN) LTD.,	)	
	)	
Third-Party Defendants.	)	

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**REQUEST FOR SERVICE ABROAD OF JUDICIAL OR EXTRAJUDICIAL DOCUMENTS PURSUANT TO THE CONVENTION ON THE SERVICE ABROAD OF JUDICIAL AND EXTRAJUDICIAL DOCUMENTS IN CIVIL OR COMMERCIAL MATTERS, SIGNED AT THE HAGUE, THE 15TH NOVEMBER 1965**

The United States District Court for the District of South Carolina presents its compliments to the appropriate judicial authority of the Cayman Islands, and respectfully

requests international judicial assistance to effect service of a Summons and a First Amended Third Party Complaint in a civil proceeding before this Court in the above-captioned matter. This Court requests that assistance described herein as necessary in the interests of justice. The assistance requested is that the appropriate judicial authority of the Cayman Islands effect service of the Summons and Third-Party Complaint on:

Aon Insurance Managers (Cayman) Ltd.  
Post Office Box 69  
94 Solaris Avenue, 2<sup>nd</sup> Floor  
Camana Bay, KY1 1106  
Grand Cayman  
Cayman Islands

### **Facts**

1. On March 20, 2015, Companion Property and Casualty Company (n/k/a Sussex Insurance Company) (“Companion”) filed a Complaint against U.S. Bank National Association (“U.S. Bank”) in the United States District Court for the District of South Carolina, asserting claims of breach of contract, breach of fiduciary duty, negligence/gross negligence, negligent misrepresentation, equitable estoppel, and violation of the South Carolina Unfair Trade Practices Act. On May 18, 2015, U.S. Bank moved to dismiss the Complaint for failure to state a claim. On November 24, 2015, this Court granted U.S. Bank’s motion in part and denied it in part. This Court dismissed the claims of equitable estoppel and violation of the South Carolina Unfair Trade Practices Act, but denied U.S. Bank’s motion as to the remainder. On January 15, 2016, U.S. Bank filed an answer to the four remaining counts and asserted counterclaims against Companion for breach of contract and negligent misrepresentation.

2. On January 29, 2016, U.S. Bank, as the Third-Party Plaintiff, filed a Third-Party Complaint and named Redwood Reinsurance SPC, Ltd (“Redwood”) as a Third-Party Defendant, among other named Third-Party Defendants.

3. On June 10, 2016, U.S. Bank, as Third Party Plaintiff, filed a First Amended Third Party Complaint and named Aon Insurance Managers (Cayman) Ltd., as a Third-Party Defendant, among other named Third-Party Defendants.

4. Aon was Redwood's Officer, Company Secretary, and authorized signer. Aon was incorporated in the Cayman Islands, maintains its principal place of business in the Cayman Islands, and is regulated by the Cayman Islands Monetary Authority.

5. Two copies of each of the Summons and the First Amended Third Party Complaint are enclosed for the purposes of service upon Aon.

6. After service of the Summons and the First Amended Third-Party Complaint has been accomplished on Aon, a certificate must be completed stating that the documents have been served and the method, the place and the date of service and the person to whom the documents were delivered. Fed. R. Civ. P. 4(1).

#### **Fees and Costs**

The fees and costs incurred by the judicial authority of the Cayman Islands that are reimbursable pursuant to the Convention will be borne by U.S. Bank. The payment of any such fees and costs is without prejudice to U.S. Bank making a subsequent request to be reimbursed for these costs.

WITNESS, the signature and seal of The Honorable J. Michelle Childs, United States District Judge, United States District Court for the District of South Carolina, this 16th day of June 16, 2016.



s/J. Michelle Childs  
J. Michelle Childs  
U.S. District Judge