

15 CV 00167

The JS-44 civil cover sheet and the information contained herein neither replace nor supplement the filing and filing of pleadings or other papers as required by law, except as provided by local rules of court. This form, approved by the Judicial Conference of the United States in September 1974, is required for use of the Clerk of Court for the purpose of initiating the civil docket sheet.

PLAINTIFFS
CLEARWATER INSURANCE COMPANY

DEFENDANTS
GRANITE STATE INSURANCE COMPANY AND NEW HAMPSHIRE INSURANCE COMPANY

ATTORNEYS (FIRM NAME, ADDRESS, AND TELEPHONE NUMBER)
Harry P. Cohen & Brian O'Sullivan,
CROWELL & MORING LLP, 590 Madison Ave., New York, NY 10022
Tel: 212-223-4000

ATTORNEYS (IF KNOWN)
Alan J. Sorkowitz
SIDLEY AUSTIN LLP, 787 Seventh Avenue, New York, NY 10019
Tel: 212-839-5300

CAUSE OF ACTION (CITE THE U.S. CIVIL STATUTE UNDER WHICH YOU ARE FILING AND WRITE A BRIEF STATEMENT OF CAUSE)
(DO NOT CITE JURISDICTIONAL STATUTES UNLESS DIVERSITY)

Section 9 of the Federal Arbitration Act (9 U.S.C. Section 1 et seq.), Petition to Confirm a Final Arbitration Award

Has this action, case, or proceeding, or one essentially the same been previously filed in SDNY at any time? No Yes Judge Previously Assigned

If yes, was this case Vol. Invol. Dismissed. No Yes If yes, give date _____ & Case No. _____

IS THIS AN INTERNATIONAL ARBITRATION CASE? No Yes

(PLACE AN [x] IN ONE BOX ONLY)

NATURE OF SUIT

- | TORTS | | ACTIONS UNDER STATUTES | |
|-----------------------|-------------------------------|---------------------------|----------------------------------|
| CONTRACT | PERSONAL INJURY | PERSONAL INJURY | FORFEITURE/PENALTY |
| [] 110 INSURANCE | [] 310 AIRPLANE | [] 367 HEALTHCARE/ | [] 625 DRUG RELATED |
| [] 120 MARINE | [] 315 AIRPLANE PRODUCT | PHARMACEUTICAL PERSONAL | 28 USC 158 |
| [] 130 MILLER ACT | LIABILITY | INJURY/PRODUCT LIABILITY | SEIZURE OF PROPERTY |
| [] 140 NEGOTIABLE | [] 320 ASSAULT, LIBEL & | [] 365 PERSONAL INJURY | 21 USC 881 |
| INSTRUMENT | SLANDER | PRODUCT LIABILITY | [] 690 OTHER |
| [] 150 RECOVERY OF | [] 330 FEDERAL | [] 368 ASBESTOS PERSONAL | |
| OVERPAYMENT & | EMPLOYERS' | INJURY PRODUCT | |
| ENFORCEMENT | LIABILITY | LIABILITY | |
| OF JUDGMENT | [] 340 MARINE | PERSONAL PROPERTY | BANKRUPTCY |
| [] 151 MEDICARE ACT | [] 345 MARINE PRODUCT | [] 370 OTHER FRAUD | [] 422 APPEAL |
| [] 152 RECOVERY OF | LIABILITY | [] 371 TRUTH IN LENDING | 28 USC 158 |
| DEFAULTED | [] 350 MOTOR VEHICLE | | [] 423 WITHDRAWAL |
| STUDENT LOANS | [] 355 MOTOR VEHICLE | | 28 USC 157 |
| (EXCL VETERANS) | PRODUCT LIABILITY | | |
| [] 153 RECOVERY OF | [] 360 OTHER PERSONAL | [] 380 OTHER PERSONAL | PROPERTY RIGHTS |
| OVERPAYMENT | INJURY | PROPERTY DAMAGE | [] 820 COPYRIGHTS |
| OF VETERAN'S | [] 362 PERSONAL INJURY - | PRODUCT LIABILITY | [] 830 PATENT |
| BENEFITS | MED MALPRACTICE | | [] 840 TRADEMARK |
| [] 160 STOCKHOLDERS | | PRISONER PETITIONS | |
| SUITS | | [] 463 ALIEN DETAINEE | SOCIAL SECURITY |
| [] 190 OTHER | ACTIONS UNDER STATUTES | [] 510 MOTIONS TO | [] 861 HIA (1395ff) |
| CONTRACT | CIVIL RIGHTS | VACATE SENTENCE | [] 862 BLACK LUNG (923) |
| CONTRACT | [] 440 OTHER CIVIL RIGHTS | 28 USC 2255 | [] 863 DIWC/DIWW (405(g)) |
| [] 195 PRODUCT | (Non-Prisoner) | [] 530 HABEAS CORPUS | [] 864 SSID TITLE XVI |
| LIABILITY | [] 441 VOTING | [] 535 DEATH PENALTY | [] 865 RSI (405(g)) |
| [] 196 FRANCHISE | [] 442 EMPLOYMENT | [] 540 MANDAMUS & OTHER | |
| | [] 443 HOUSING/ | | FEDERAL TAX SUITS |
| REAL PROPERTY | ACCOMMODATIONS | IMMIGRATION | [] 870 TAXES (U.S. Plaintiff or |
| [] 210 LAND | [] 445 AMERICANS WITH | [] 462 NATURALIZATION | Defendant) |
| CONDEMNATION | DISABILITIES - | APPLICATION | [] 871 IRS-THIRD PARTY |
| [] 220 FORECLOSURE | EMPLOYMENT | [] 465 OTHER IMMIGRATION | 26 USC 7609 |
| [] 230 RENT LEASE & | DISABILITIES -OTHER | ACTIONS | [] 893 ENVIRONMENTAL |
| EJECTMENT | [] 446 AMERICANS WITH | | MATTERS |
| [] 240 TORTS TO LAND | DISABILITIES -OTHER | | [] 895 FREEDOM OF |
| [] 245 TORT PRODUCT | [] 448 EDUCATION | | INFORMATION ACT |
| LIABILITY | | | [x] 896 ARBITRATION |
| [] 290 ALL OTHER | | | [] 899 ADMINISTRATIVE |
| REAL PROPERTY | | | PROCEDURE ACT/REVIEW OF |
| | | | APPEAL OF AGENCY DECISIO |
| | | | [] 950 CONSTITUTIONALITY C |
| | | | STATE STATUTES |

Check if demanded in complaint:

CHECK IF THIS IS A CLASS ACTION UNDER F.R.C.P. 23

DO YOU CLAIM THIS CASE IS RELATED TO A CIVIL CASE NOW PENDING IN S.D.N.Y. ? IF SO, STATE:

DEMAND \$ _____ OTHER _____ JUDGE _____ DOCKET NUMBER _____

Check YES only if demanded in complaint

JURY DEMAND: YES NO

NOTE: You must also submit at the time of filing the Statement of Relatedness form (Form IH-32

(PLACE AN x IN ONE BOX ONLY)

ORIGIN

- 1 Original Proceeding
- 2 Removed from State Court
 - a. all parties represented
 - b. At least one party is pro se.
- 3 Remanded from Appellate Court
- 4 Reinstated or Reopened
- 5 Transferred from (Specify District)
- 6 Multidistrict Litigation
- 7 Appeal to District Judge from Magistrate Judge Judgment

(PLACE AN x IN ONE BOX ONLY)

BASIS OF JURISDICTION

IF DIVERSITY, INDICATE CITIZENSHIP BELOW.

- 1 U.S. PLAINTIFF
- 2 U.S. DEFENDANT
- 3 FEDERAL QUESTION (U.S. NOT A PARTY)
- 4 DIVERSITY

CITIZENSHIP OF PRINCIPAL PARTIES (FOR DIVERSITY CASES ONLY)

(Place an [X] in one box for Plaintiff and one box for Defendant)

CITIZEN OF THIS STATE	PTF []	DEF []	CITIZEN OR SUBJECT OF A FOREIGN COUNTRY	PTF []	DEF []	INCORPORATED and PRINCIPAL PLACE OF BUSINESS IN ANOTHER STATE	PTF []	DEF []
CITIZEN OF ANOTHER STATE	PTF []	DEF []	INCORPORATED or PRINCIPAL PLACE OF BUSINESS IN THIS STATE	PTF []	DEF []	FOREIGN NATION	PTF []	DEF []

PLAINTIFF(S) ADDRESS(ES) AND COUNTY(IES)

CLEARWATER INSURANCE COMPANY, 250 COMMERCIAL STREET, MANCHESTER, NH 03101 (Hillsborough County)

DEFENDANT(S) ADDRESS(ES) AND COUNTY(IES)

GRANITE STATE INSURANCE COMPANY, 175 WATER STREET, NEW YORK, NY 10038 (New York County)

NEW HAMPSHIRE INSURANCE COMPANY, 175 WATER STREET, NEW YORK, NY 10038 (New York County)

DEFENDANT(S) ADDRESS UNKNOWN

REPRESENTATION IS HEREBY MADE THAT, AT THIS TIME, I HAVE BEEN UNABLE, WITH REASONABLE DILIGENCE, TO ASCERTAIN RESIDENCE ADDRESSES OF THE FOLLOWING DEFENDANTS:

Check one: THIS ACTION SHOULD BE ASSIGNED TO: WHITE PLAINS MANHATTAN
 (DO NOT check either box if this a PRISONER PETITION/PRISONER CIVIL RIGHTS COMPLAINT.)

DATE 1/8/15 SIGNATURE OF ATTORNEY OF RECORD



ADMITTED TO PRACTICE IN THIS DISTRICT

[] NO
 YES (DATE ADMITTED Mo. _____ Yr. 1982)
 Attorney Bar Code # ~~4831480~~ HC1299

RECEIPT #

Magistrate Judge is to be designated by the Clerk of the Court.

Magistrate Judge MAG. JUDGE COTT is so Designated.

Ruby J. Krajick, Clerk of Court by _____ Deputy Clerk, DATED _____

UNITED STATES DISTRICT COURT (NEW YORK SOUTHERN)