B 10 (Official Form 10) (12/11)

UNITED STATES BANKRUPTCY COURT FOR THE DISTRICT OF DELAWARE		PROOF OF CLAIM
Name of Debtor Coach America Holdings, Inc.	Case Number 12-10018-KG	
NOTE: *Do not use this form to make a claim for an administrative expense that arises after the bankruptcy filing. You may file a request for payment of an administrative expense according to 11 U.S.C. § 503.*		COURT USE ONLY
Name of Creditor (the person or other entity to whom the debtor owes money or property): ACE-USA/ Westchester Fire Insurance Company RECEIVED		☐ Check this box if this claim amends a previously filed claim. **Court Claim Number:** _____ *(If known)* Filed on: _____
Name and address where notices should be sent. c/o Ballard Spahr LLP Attention: Tobey M. Daluz, Esquire 919 North Market Street, 11th Floor Wilmington, Delaware 19801 MAR 30 2012 BMC GROUP Telephone number: (302) 252-4465 email: daluzt@ballardspahr.com		
Name and address where payment should be sent (if different from above): Telephone number: email:		☐ Check box if you are aware that anyone else has filed a proof of claim relating to your claim. Attach copy of statement giving particulars.

1. Amount of Claim as of Date Case Filed: $8,665,162.92

If all or part of your claim is secured, complete item 4.

If all or part of your claim is entitled to priority, complete item 5.

☒ Check this box if claim includes interest or other charges in addition to the principal amount of the claim. Attach a statement of all interest or charges.

See Schedule A attached.

2. Basis for Claim: Indemnity Agreement
(See instruction #2)

3. Last four digits of any number by which creditor identifies debtor:	3a. Debtor may have scheduled account as: (See instruction #3a)	3b. Uniform Claim Identifier (optional): (See instruction #3b)

4. Secured Claim (See instruction #4)
Check the appropriate box if your claim is secured by a lien on property or a right of setoff, attach required redacted documents, and provide the requested information.

Nature of property or right of setoff:
☐ Real Estate ☐ Motor Vehicle ☒ Other
Describe: Letter of Credit

Value of Property: $4,122,245.00

Annual Interest Rate: _____% ☐ Fixed or ☐ Variable
(when case was filed)

Amount of arrearage and other charges, as of the time case was filed, included in secured claim, if any:
$_____

Basis for perfection: _____

Amount of Secured Claim: $4,122,245.00

Amount Unsecured: $4,542,917.92

Coach America
01433

5. Amount of Claim Entitled to Priority under 11 U.S.C. § 507(a). If any part of your claim falls in one of the following cat the priority and state the amount.

☐ Domestic support obligations under 11 U.S.C. § 507(a)(1)(A) or (a)(1)(B).

☐ Wages, salaries, or commission (up to $11,725*) earned within 180 days before the case was filed or the debtor's business ceased, whichever is earlier – 11 U.S.C. § 507(a)(4).

☐ Contributions to an employee benefit plan -- 11 U.S.C. §507(a)(5).

Amount entitled to priority:
$_____

☐ Up to $2,600* of deposits toward purchase,

☐ Taxes or penalties owned to governmental units

☐ Other – Specify applicable paragraph of 11

lease, or rental of property or services for personal, family, or household use – 11 U.S.C. §507(a)(7).	– 11 U.S.C. §507(a)(8).	U.S.C. §507(a).

**Amounts are subject to adjustment on 4/1/13 and every 3 years thereafter with respect to cases commenced on or after the date of adjustment.*

6. Credits: The amount of all payments on this claim has been credited for the purpose of making this proof of claim. (See instruction #6)

7. Documents: Attached are **redacted** copies of any documents that support the claim, such as promissory notes, purchase orders, invoices, itemized statements of running accounts, contracts, judgments, mortgages, and security agreements. If the claim is secured, box 4 has been completed, and **redacted** copies of documents providing evidence of perfection of a security interest are attached. (*See instruction #7, and the definition of "**redacted**".*)

DO NOT SEND ORIGINAL DOCUMENTS. ATTACHED DOCUMENTS MAY BE DESTROYED AFTER SCANNING.

If the documents are not available, please explain:

8. Signature: (See instruction #8)

Check the appropriate box.

☐ I am the creditor. ☒ I am the creditor's authorized agent. (Attach copy of power of attorney, if any.) ☐ I am the trustee, or the debtor, or their authorized agent. (See Bankruptcy Rule 3004.) ☐ I am a guarantor, surety, indorser, or other codebtor. (See Bankruptcy Rule 3005.)

I declare under penalty of perjury that the information provided in this claim is true and correct to the best of my knowledge, information, and reasonable belief.

Print Name: Joshua E. Zugerman (counsel for ACE USA/Westchester Fire Insurance Company)
Title:
Company: Ballard Spahr LLP
Address and telephone number (if different from notice address above):

(Signature) (Date) 3/22/20

Telephone number: (302) 252-4450 email: zugermanj@ballardspahr.com

Penalty for presenting fraudulent claim: Fine of up to $500,000 or imprisonment for up to 5 years, or both. 18 U.S.C. §§ 152 and 3571.

SCHEDULE A TO PROOF OF CLAIM OF ACE-USA/ WESTCHESTER FIRE INSURANCE COMPANY ASSERTED IN THE CASE OF COACH AMERICA HOLDINGS, INC.

ACE-USA/ Westchester Fire Insurance Company ("Westchester Fire") is the Surety on bonds for Coach America Holdings, Inc. ("Debtor") and various Debtor affiliates and subsidiaries.

Pursuant to, among other things, an Agreement of Indemnity dated August 28, 2009, the Debtor agreed to indemnify Westchester Fire for any sums it might be required to pay by reason of executing the surety bonds identified on the Bond Liability Chart attached hereto.[1]

Pursuant to the Agreement of Indemnity, the Debtor agreed to provide Westchester Fire with collateral security in the form of irrevocable letters of credit issued by The Royal Bank of Scotland, which has issued Letter of Credit No. LCA2011NY in the amount of $4,122,245.00. The letter of credit secures the Debtor's obligations under the Agreement of Indemnity regarding the bonds.

Westchester Fire reserves the right to amend the Proof of Claim and this Schedule A to include any and all additional bonds or other amounts or claims against the Debtor, including but not limited to interest, attorneys' fees, and costs connected with this matter, that may become due and owing to Westchester Fire.

[1] The bonds, Agreement of Indemnity and letter of credit are not attached hereto. A copy of these documents may be obtained at the expense of an interested party by submitting a written request to Tobey M. Daluz, Esq., Ballard Spahr LLP, 919 North Market Street, 11th Floor, Wilmington, Delaware 19801.

Coach AM Bond Liability

Coach American Holdings, Inc. and Dillon's Bus Services, Inc. are indemnitors for all of the bonds.

Case No.	12-10018	12-10029	12-10021	12-10051	12-10052
Debtor Entity	Coach America Holdings, Inc.	Dillon's Bus Services, Inc.	America Charters, Ltd.	CUSA CC, LLC	CUSA CSS, LLC
K08328298	$3,538,268.00				
K08328304	$353,494.29				
K08328316	$3,088,776.37				
K08328432		$1,344,590.00			
K08328341			$25,000.00		
K08374107				$85,000.00	
K08429832				$79,864.26	
K08429844				$133,170.00	
K08328821					$17,000.00
Total	$6,980,538.66	$1,344,590.00	$25,000.00	$298,034.26	$17,000.00
Grand Total	$8,665,162.92				

Ballard Spahr LLP

1735 Market Street, 51st Floor
Philadelphia, PA 19103-7599
TEL 215.665.8500
FAX 215.864.8999
www.ballardspahr.com

March 29, 2012

By Federal Express

BMC Group, Inc.
Attn: Coach America Claims Processing
18675 Lake Drive East
Chanhassen, Minnesota 55317

Re: Coach AM Group Holdings, Inc. Case No. 12-10010-KG
Proofs of Claim for Illinois Union Insurance Company and Westchester Fire Insurance Company

Dear Sir or Madam:

Enclosed for filing please find the original and one copy of the eight (8) proofs of claim being filed on behalf of Illinois Union Insurance Company and Westchester Fire Insurance Company. We ask that you provide us with a time stamped copy of the above documents and have enclosed a self-addressed, stamped envelope for your use. Please contact me if you have any questions.

Sincerely,

Joshua Zugerman

JZ/jz
Enclosures

DMEAST #14820171 v1

From: (215) 665-8500
Joshua Zugerman
Ballard Spahr LLP
1735 Market Street
51st Floor
Philadelphia, PA 19103

Origin ID: REDA

FedEx Express

J12101112190225

Ship Date: 29MAR12
ActWgt: 1.5 LB
CAD: 7231278/WBUS0200

Delivery Address Bar Code

SHIP TO: (215) 864-8691 BILL SENDER

Attn: Coach America Claims Processing

BMC Group, Inc.
18675 Lake Dr E

Chanhassen, MN 55317

Ref # 013056.01.00131949
Invoice #
PO #
Dept #

REC[illegible]

MAR 30 2012

BMC GROUP

FRI - 30 MAR A1
PRIORITY OVERNIGHT
ASR
55317
MN-US
MSP

TRK# 0201 7933 9767 0423

XH FBLA

512G1/C44D/A278

FOLD on this line and place in shipping pouch with **bar code and delivery address** visible

1. Fold the first printed page in half and use as the shipping label.
2. Place the label in a waybill pouch and affix it to your shipment so that the barcode portion of the label can be read and scanned.
3. Keep the second page as a receipt for your records. The receipt contains the terms and conditions of shipping and information useful for tracking your package.