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CONFORMED COPY
OF ORIGINAL FILED
Los Angeles Superior Court

AUG 29 2008

John A. Clarke, Executive Officer/Clerk
By Jalon Taylor, Deputy
Jalon Taylor

15 **SUPERIOR COURT OF THE STATE OF CALIFORNIA**

16 **FOR THE COUNTY OF LOS ANGELES**

17 STEVE POIZNER, Insurance Commissioner) CASE NO. C 572 724
18 of the State of California,)
19 Plaintiff,)
20 vs.)
21) DATE: October 3, 2008
22) Time: 8:30 a.m.
23 MISSION INSURANCE COMPANY, a)
24 California corporation,)
25) Dept: 50
26)
27) Filed: October 31, 1985
28)
29)
30)
31)
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50)

Consolidated with Case Numbers:

C 576 324, C 576 416, C 576 323
C 576 325, C 629709

I, C. Guerry Collins, do hereby declare:

1. I am an attorney at law licensed to practice before all of the courts of the State of California and am a partner in the law firm of Locke Lord Bissell & Liddell LLP, insurance

COPY

DECLARATION OF C. GUERRY COLLINS

1 insolvency counsel for Covanta Holding Corporation. I have personal knowledge of the facts
2 stated herein, except as to those facts stated herein upon information and belief and as to those, I
3 believe them to be true. I make this Declaration in support of the Joint Motion to Approve Final
4 Valuation of Latent Deficiency Claims And Interest Payable on Deficiency Claims Against
5 Mission National Insurance Company Trust and Allocation of Shares of Covanta Stock Pursuant
6 to the Rehabilitation Plan Implementation Agreement.

7 2. I have been involved in the joint efforts of the California Insurance Commissioner
8 (“Commissioner”) in his capacity as liquidator of Mission Insurance Company Trust (“MICT”),
9 Mission National Insurance Company Trust (“MNICT”), and Enterprise Insurance Company
10 Trust (“EICT” and together with MICT and MNICT, the “Trusts”) and Covanta Holding
11 Corporation (“Covanta”) to implement certain provisions of the Agreement of Reorganization,
12 Rehabilitation, and Restructuring dated as of December 3, 1989 (the “RRR Agreement”) and the
13 Agreement Regarding Closing dated August 9, 1990 (the “Closing Agreement”), as
14 supplemental by the Rehabilitation Plan Implementation Agreement dated January 11, 2006 (the
15 “Implementation Agreement”), the Amendment to Agreement Regarding Closing dated January
16 10, 2006 (the “Amended Closing Agreement”), and the Latent Deficiency Claims Administration
17 Procedures Agreement (the “Procedures Agreement” and together with the Implementation
18 Agreement and the Amended Closing Agreement, collectively, the “Implementation
19 Agreements”). These various agreements had been entered into between the Commissioner and
20 Covanta (or its predecessors) with respect to the rehabilitation of the Mission Insurance Group
21 under the Federal Bankruptcy Code and the creation of the three California domiciled liquidating
22 trusts and two Missouri domiciled liquidating trusts. The RRR Agreement provided that shares
23 of the Mission Insurance Group (f/k/a Danielson Holding Corporation and now known as
24 Covanta Holding Corporation) (the “Allocated Shares”) were transferred to the Commissioner to
25 be held on behalf of those claimants who held deficiency claims (defined in the RRR Agreement
26 as those claimants whose claims were not fully satisfied by distributions from the Trusts.) The
27 RRR Agreement further provided that such distributions must be made “in a manner that does
28

1 not violate the disproportionality requirements” of former section 108(e)(8)(B) of the Internal
2 Revenue Code.

3 3. The Implementation Agreements provide for the distribution of the Allocated
4 Shares not only among the holders of Deficiency Claims against the Trusts but also among
5 holders of Latent Deficiency Claims as defined and described in para. 30 of the Implementation
6 Agreement (the “LDCs”). The LDCs are defined as: “a Deficiency Claim, as defined in Section
7 1.8 of the RRR Agreement, pursuant to applicable law, that would qualify the claimant as a
8 creditor pursuant to California Insurance Code sections 1021 to 1024 and 1032, except that one
9 of more of the following factors applies:

10 a. the claimant(s) did not meet the August 18, 1995 deadline for filing
11 amendments to proofs of claims, pursuant to the amended final liquidation dividend plan;

12 b. the claimant(s)’ claims were otherwise valid policyholder priority claims
13 within the meaning of Section 1033 of the California Insurance Code, but did not become
14 liquidated (in whole or in part) and certain with the meaning of California Insurance Code
15 Section 1025 by the court-ordered deadline of December 31, 2003 (for the purposes of clarity
16 and definition of Latent Deficiency Claims, but not for the purpose of any revaluation of proofs
17 of claims for the purposes of distributions under Section 1033 of the California Insurance Code,
18 and without limiting the generality of the foregoing, this category includes claims of claimants
19 under direct insurance contracts issued by Mission Insurance Company, Mission National
20 Insurance Company, and Enterprise Insurance Company that were settled for less than the stated
21 amount of such claims); or

22 c. the claimant(s)’ claims were otherwise valid non-policyholder priority
23 claims within the meaning of Section 1033 of the California Insurance Code, but did not become
24 liquidated (in whole or in part) and certain within the meaning of California Insurance Code
25 Section 1025 by the court-ordered deadline of August 2, 2004 (for purposes of clarity and
26 definition of Latent Deficiency Claims, but not for the purpose of any revaluation of proofs of
27 claims for the purpose of distributions under Section 1033 of the California Insurance Code, and
28

1 without limiting the generality of the foregoing, this category includes claims of claimants under
2 reinsurance contracts issued by Mission Insurance Company, Mission National Insurance
3 Company and Enterprise Insurance Company that were settled for less than the stated amount of
4 such claims.)”

5 4. The Implementation Agreements provide that Covanta is to identify the holders of
6 the LDCs and to quantify the amount of those claims. Consistent with the Implementation
7 Agreements, the Commissioner’s Conservation and Liquidation Office provided access to the
8 Mission Liquidation Accounting System (“LAS”) for Covanta’s claims professionals and claims
9 counsel. The LAS contains information with regards to the 164,690 Proofs of Claims (“POCs”)
10 filed in each of the MICT, MNICT, and EICT liquidation proceedings. These POCs were filed
11 by insureds and claimants under the Mission Insurance Companies direct insurance and
12 reinsurance policies and by general creditors of the Trusts.

13 5. Under my direction, a protocol was developed under which the information
14 contained in the LAS was reviewed in order to identify and initially quantify the LDCs
15 consistent with the definition of such claims contained in the Implementation Agreement and the
16 Procedures Agreement. The protocol excluded all POCs which had a zero dollar value stated; all
17 workers’ compensation claims POCs because they were paid in full by the state insurance
18 guaranty associations; claims listed at \$100 or less; and, commuted reinsurance claims because
19 such claims would not meet the threshold definition of an LDC. Pursuant to the above protocol
20 Covanta’s claims professionals and claims counsel identified 17,314 direct insured POCs and
21 8,820 reinsurance POCs. Each reinsurance company’s claim and 9,617 of the direct insured’s
22 claims (those with losses most likely to meet the definition of LDCs) were initially reviewed and
23 the following information considered and analyzed (where applicable):

- 24 a. Was there an initial timely POC filed?
- 25 b. Are the losses covered by and within the policy limits?
- 26 c. The latest reserve information was utilized for review and adjustments
27 made for development in paid losses.

1 d. The Conservation and Liquidation Office personnel assisted in identifying
2 and confirming the appropriate information.

3 e. The LDCs were evaluated based only upon case reserves and incurred but
4 not reported reserves, as appropriate.

5 Upon completion of the review of the above information and the other information
6 contained in the POC files, an initial value for the each of the LDCs was determined.

7 6. After the initial evaluation of the LDCs was completed, under my direction, a
8 mass mailing was made to all potential LDC claimants. As part of this mailing, 102,772 POCs
9 for LDCs were identified for direct insureds. Some policy holders filed multiple POCs and, as a
10 result, the total number of individual policyholder and claimant addresses was approximately
11 38,000. For those direct insured claimants with an initial LDC evaluation of -0-, notice was sent
12 out advising them of these determinations, advising them of the opportunity to submit any
13 updated information they believed relevant to their claims, providing an updated proof of claim
14 form, and providing a website URL and toll-free number to contact for additional information.
15 A process to review undeliverable mail returned to Covanta by the US Postal Service was put in
16 place. This involved follow up review of any additional information available from the US
17 Postal Service for possible new addresses; review of online databases to locate new address
18 information; and, re-mailing of the notice information packages to new addresses as they were
19 located. Attached as Exhibit A is an exemplar of the notice and attachments that was sent to
20 each direct insured claimant.

21 7. In addition to the mass mailing described in paragraph 6 above, my office was
22 responsible for an initial mailing in November of 2006 of similar notices and information to 540
23 reinsurance companies which had filed approximately 10,000 POCs. A supplemental mailing
24 containing the same information to approximately 330 large-loss direct insureds and insurance
25 guaranty associations was completed in or around mid-January 2007. Attached as Exhibit B is
26 an exemplar of the notices and attachments sent out by my office to these claimants.

1 8. Covanta received 117 updated Proofs of Claims with supporting documentation in
2 response to the LDC mailings. All of these Updated Proofs of Claim and the supporting
3 documentation were forwarded to my office. The majority of these consisted of complicated
4 asbestos, pollution, and mass toxic tort claims involving multiple years of Mission Insurance
5 Companies insurance coverage and covering over twenty years of continuous loss exposures.
6 Each of these Updated Proofs of Claims was reviewed by me or other attorneys in my office and,
7 as necessary, Covanta's claims professionals. Upon completion of the review of each Updated
8 Proof of Claim, a final Notice of Determination was sent to each LDC claimant containing the
9 valuation for each of the Updated Proofs of Claim.

10 9. The specific information concerning the amount of the final allowed LDC for
11 each individual claimant against MNICT was compiled and is attached hereto as Exhibit C. This
12 information was then provided to Richard McNamee.

13 10. In addition to the LDC claims administration process described above, Covanta in
14 conjunction with the CLO undertook a determination of whether interest would be owed to the
15 MNICT claimants and, if so, the calculation of interest due to each individual claimant against
16 MNICT. Because of the successful efforts of the CLO's staff, sufficient recoveries had been
17 made to enable the Trustee to pay the full principal amount of all approved claims against
18 MNICT and to still have cash remaining in the estate. Under California law interest will be paid
19 to money obligations owed by an insolvent insurer if there are sufficient assets to pay every
20 creditor the principal amount of its claim. Interest will be calculated from that date on which the
21 claim became fixed and determinable and the claimant provided sufficient information so that
22 the amount of the claim can be made certain by calculation.

23 11. Under my direction, a protocol was developed which identified the date on which
24 each of the claimant's claims became fixed and determined and sufficient information was
25 available so that the fixed and determined amount of such claims could be calculated.

26 12. The protocol was consistently applied to each class of claims. Covanta's claims
27 personnel with the assistance of the CLO's staff (a) identified each claim against MNICT which
28

1 was entitled to interest, (b) established the appropriate time frame during which such interest
2 accrued, and (c) applied the statutory 7% per annum rate of simple interest then authorized by
3 law to determine the amount of interest each claimant was due. Based upon the underlying
4 substantive nature of each claim or class of claims and the information contained in the CLO's
5 files, Covanta's claims personnel determined the amount of, and the date upon which, each
6 individual claimant's proof of claim became fixed, determined and calculable for the purposes of
7 computing interest. This process was conducted for all (i) direct policyholder claims, (ii)
8 insurance guaranty association ("IGA") claims, and (iii) general creditor claims, which included
9 general claims and an intercompany account payable from MNICT to MICT.

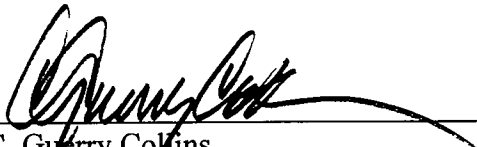
10 13. In order to take into account the interim payments and early access distributions
11 of MNICT assets that were made from time to time to various claimants, individual calculations
12 were made for each claimant which reflected the accrual of interest due on the varying principal
13 amounts for each claimant for those periods of time from the date the claim became fixed and
14 determined to each interim payment or early access distribution received by such claimant. After
15 each distribution, each claimant's principal amount was reduced by the amount of the interim
16 payment or early access distribution received by each such claimant. This reduced principal
17 amount was then used to calculate the amount of interest accruing for each claimant during the
18 period of time until the next interim payment or early access distribution. This process was
19 repeated for each claimant and each interim payment or early access distribution received by that
20 claimant until the claim was paid in full.¹

21 14. There were three additional considerations taken into account for determining the
22 interest accruing to claims of IGAs that related to the specific facts applicable to such claims.

23 _____
24 ¹ The principal amounts owed to IGAs on which interest was calculated were reduced by the following early access
25 distributions (i) authorized on December 31, 1992; paid on July 1, 1993; (ii) authorized on December 31, 1993; paid
26 on July 1, 1994; (iii) authorized on September 30, 1998; paid on October 1, 1998; (iv) authorized on August 11, 2000;
27 paid on August 12, 2000; (v) authorized on January 10, 2002; paid on January 11, 2002; (vi) authorized on April 30,
28 2005; paid on May 1, 2005; and (vii) authorized on March 31, 2006; paid on April 1, 2006. The principal amounts
owed to claimants other than IGAs on which interest was calculated were reduced by the following interim payments,
applicable as the case may be with respect to individual claimants: (i) February 1, 1998; (ii) September 18, 1998; (iii)
February 16, 1999; (iv) August 4, 2000; (v) January 4, 2002; (vi) September 5, 2003; (vii) July 20, 2005; (viii) July
29, 2005; (ix) September 12, 2005; (x) March 24, 2006; (xi) March 28, 2006; (xii) April 14, 2006; (xiii) June 16,
2006; (xiv) June 28, 2006; (xv) July 10, 2006; and (xvi) August 17, 2006.

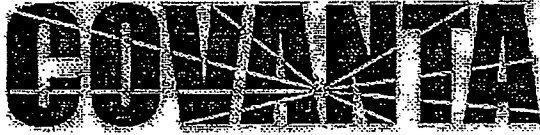
1 First, under the laws of various states, Mission National Insurance Company deposited funds in
2 that state to secure its insurance policy liabilities in that state. Upon the liquidation of Mission
3 National Insurance Company, those deposits were provided to the state's IGA to be used to pay
4 claims under Mission National Insurance Company's insurance policies. The principal amount
5 of the claims of each IGA which received such deposits was then reduced by the amount of the
6 deposit prior to the calculating interest on each such IGA's claims. Second, in 2005 pursuant to
7 the request of the CLO, the IGA's returned to MNICT a portion of the payments previously
8 received from MNICT (the "Clawback"). Therefore, in order to calculate the final portion of the
9 IGA's interest, the amount of each IGA's Clawback amount was added back to the remaining
10 principal amount of its claim as of the date of the Clawback payment. Interest was then
11 calculated on the outstanding principal amount of such claim, as adjusted, until each such IGA
12 claim was paid in full. Third, the claims of the IGAs became fixed and determined in allowed
13 amounts between the date of the liquidation of Mission National Insurance Company until the
14 calculation of the first early access distribution to the IGAs as of the IGAs claims data on
15 December 31, 1991. For purposes of calculating interest owed to the IGAs, such allowed claims
16 were determined to be allowed on a pro rata basis for each calendar year period (or portion
17 thereof) from February 24, 1987 through December 31, 1991. Attached hereto as Exhibit D is a
18 true and correct copy of the spreadsheet prepared under my direction which shows the amount of
19 interest due to each claimant, in accordance with the procedures described above. This
20 information was then provided to Richard McNamee.

21 I declare under the penalty of perjury under the laws of the State of California that the
22 foregoing is true and correct. Executed this 24th day of August, 2008 at Los Angeles, California.

23
24 
25 C. Guerry Collins

26
27 LA 606761v.4

EXHIBIT “A”



Re: Mission Companies Latent Deficiency Claims
Your User ID : 17601213
Your Password : 18624715
Response Due Date : January 10, 2007

As you are aware, Mission Insurance Company, Mission National Insurance Company and Enterprise Insurance Company (collectively the "Mission Companies") were placed in liquidation in 1987. During the course of the liquidation proceedings, a plan was approved which provided for the rehabilitation of the Mission Companies. As part of that rehabilitation plan, all of the liabilities and most of the assets of the Mission Companies were transferred to three liquidating trusts. As provided in the Agreement of Reorganization, Rehabilitation and Restructuring of the Mission Companies and as supplemented by a Rehabilitation Plan Implementation Agreement (orders approving both of these agreements were issued by the Los Angeles County Superior Court on April 25, 1990 and March 2, 2006, respectively) (hereafter the "Agreements") shares of common stock of Covanta Holding Corporation's (f/k/a Danielson Holding Corporation and referred to as "Covanta") were transferred to the Insurance Commissioner of the State of California (the "Commissioner") to be held for and on behalf of holders of certain claims against the Mission Companies.

Pursuant to the orders issued by the Los Angeles County Superior Court, dated January 24, 2006, the Mission Companies liquidating trusts are closed. Further, these same orders and other orders entered in the liquidation proceedings bar the submission of additional claims for distribution under California Insurance Code section 1033. However, one source of potential recovery for certain claimants exists as provided under the Agreements to the holders of Latent Deficiency Claims.

The Agreements and the court orders approving them provide that those claimants against the Mission Companies who timely filed their claims in September 1987 against the Mission Companies but whose claims were disallowed in whole or in part in the liquidation proceedings because the claims were contingent, undetermined and/or unliquidated (and as further defined in paragraphs 30 and 31 of the Rehabilitation Plan Implementation Agreement) will receive a proportional amount of the shares of Covanta common stock, as allocated to holders of unliquidated, contingent and/or undetermined claims disallowed in the liquidation trusts proceedings (the "Latent Deficiency Claims"). A total of 498,692 shares of Covanta common stock are available for distribution to holders of Latent Deficiency Claims relating to the Mission Companies.

You have previously submitted information describing the nature and amount of your Latent Deficiency Claim (the unliquidated, contingent, and/or undetermined portion(s) of your previously submitted claim). We have determined that the value of your Latent Deficiency Claim is zero (\$0.00). If you believe that the information you previously submitted in the liquidation proceedings was incomplete, insufficient or now outdated, you may submit any additional information that you believe will change our determination of the value of your previously submitted claim. Enclosed is an Updated Proof of Claim form and instructions for your use in submitting any additional information you wish to have considered. Please visit the following website to obtain a list of all Proofs of Claim you have submitted:

www.missionproof.com

At the site you will be prompted to enter your User ID and password from the first page of this letter. The site also contains additional forms and documents for your review and use. All Updated Proofs of Claim and supporting material must be completed in accordance with the instructions.

All Updated Proofs of Claim must be received no later than January 10, 2007 in order for that information to be considered in our analysis of the value of your Latent Deficiency Claim. If you do not file an Updated Proof of Claim, you cannot object further to the determination of the value of your Latent Deficiency Claim.

If you provide an Updated Proof of Claim form with supplemental information concerning your claim, it will be considered in our analysis of your Latent Deficiency Claim. We will provide you with notice of our final determination of the amount of your Latent Deficiency Claim. You may appeal any final determination within thirty (30) days of receipt of the final determination. The appeal shall be determined by a retired judge sitting as claims arbitrator. The determination of the arbitrator will be final and binding on Covanta and you. Covanta and you will equally share the cost of the claims arbitrator and arbitration proceedings.

Copies of the Agreements and other documents referenced herein can be reviewed at the Latent Deficiency Claims website at www.missionproof.com.

You should consult with your own professional advisors with respect to what further steps you should take.

Any questions, and your updated Proof of Claim, should be directed in writing to:

Covanta Latent Deficiency Claims Administrator
P. O. Box 32009
Long Beach, CA 90832

You may also call the Covanta Latent Deficiency Claims Proof team at 866-579-1375.

EXHIBIT “B”

November 1, 2006

C. Guerry Collins

213.687.6719

Fax: 213.341.6719

gcollins@lordbissell.com

Re: Proof of Claim No.: See Attached Schedule

As you are aware, Mission Insurance Company, Mission National Insurance Company and Enterprise Insurance Company (collectively the "Mission Companies") were placed in liquidation in 1987. During the course of the liquidation proceedings, a plan was approved which provided for the rehabilitation of the Mission Companies. As part of that rehabilitation plan, all of the liabilities and most of the assets of the Mission Companies were transferred to three liquidating trusts. As provided in the Agreement of Reorganization, Rehabilitation and Restructuring of the Mission Companies and as supplemented by a Rehabilitation Plan Implementation Agreement (orders approving both of these agreements were issued by Los Angeles County Superior Court on April 25, 1990 and March 2, 2006, respectively) (hereafter the "Agreements") shares of common stock of Covanta Holding Corporation's (f/k/a Danielson Holding Corporation and referred to as "Covanta") were transferred to the Insurance Commissioner of the State of California (the "Commissioner") to be held for and on behalf of holders of certain claims against the Mission Companies.

Pursuant to the orders issued by the Los Angeles County Superior Court, dated January 24, 2006, the Mission Companies liquidating trusts are closed. Further, these same orders and other orders entered in the liquidation proceedings bar the submission of additional claims for distribution under California Insurance Code section 1033. However, one source of potential recovery for certain claimants exists as provided under the Agreements to the holders of Latent Deficiency Claims.

The Agreements and the court orders approving them provide that those claimants against the Mission Companies who timely filed their claims in September 1987 against the Mission Companies but whose claims were disallowed in whole or in part in the liquidation proceedings because the claims were contingent, undetermined and/or unliquidated (and as further defined in paragraphs 30 and 31 of the Rehabilitation Plan Implementation Agreement) will receive a proportional amount of the shares of Covanta common stock, as allocated to holders of unliquidated, contingent and/or undetermined claims disallowed in the liquidation trusts proceedings (the "Latent Deficiency Claims.") A total of 498,692 shares of Covanta common stock are available for distribution to holders of Latent Deficiency Claims relating to the Mission Companies.

November 1, 2006

Page 2

You have previously submitted information describing the nature and amount of your Latent Deficiency Claim (the unliquidated, contingent, and/or undetermined portion(s) of your previously submitted claim.) If you believe that the information you previously submitted in the liquidation proceedings was incomplete, insufficient or now outdated, you may submit any additional information that you believe will change our determination of the value of your previously submitted claim. Enclosed is an Updated Proof of Claim form and instructions for your use in submitting any additional information you wish to have considered. All Updated Proofs of Claim and supporting material must be completed in accordance with the instructions. All Updated Proofs of Claim must be received no later than December 30, 2006 in order for that information to be considered in our analysis of the value of your Latent Deficiency Claim. If you do not file an Updated Proof of Claim, you cannot object further to the determination of the value of your Latent Deficiency Claim.

If you provide an Updated Proof of Claim form with supplemental information concerning your claim, it will be considered in our analysis of your Latent Deficiency Claim. We will provide you with notice of our final determination of the amount of your Latent Deficiency Claim. You may appeal any final determination within thirty (30) days of receipt of the final determination. The appeal shall be determined by a retired judge sitting as claims arbitrator. The determination of the arbitrator will be final and binding on Covanta and you. Covanta and you will equally share the cost of the claims arbitrator and arbitration proceedings. Attached hereto are provisions of the Latent Deficiency Claims Administration Procedure Agreement approved by the Court which describes this process.

Copies of the Agreements and other documents referenced herein can be reviewed at the Latent Deficiency Claims website at www.missionproof.com.

You should consult with your own professional advisors with respect to what further steps you should take.

Any questions concerning the above procedures should be directed to:

C. Guerry Collins, Esq.
Conrad V. Sison, Esq.
Lord, Bissell & Brook LLP
300 S. Grand Avenue, 8th Floor
Los Angeles, CA 90071
Phone: (213) 485-1500
Fax: (213) 485-1200
gcollins@lordbissell.com
csison@lordbissell.com

EXHIBIT “C”

EXHIBIT C
Determination of Latent Deficiency Claims

<u>Claimant Name</u>	<u>Amount of LDC</u>
Admiral Insurance Company	\$ 31,108
ALASKA INS. GUARANTY ASSOC.	\$ 227
Buffalo Re	\$ 218,750
CALIFORNIA INS. GUARANTEE ASSN.	\$ 8,241,110
Crum & Forster (Industrial Indem)	\$ 734,890
Dow Corning Group	\$ 29,150,000
FLORIDA W.C. INS. GUARANTY ASSOC.	\$ 1,039,620
Franciscan Friars of CA	\$ 1,923,228
G.D. Searle	\$ 729,887
George V. Hamilton	\$ 3,433,149
Harbor Insurance Company	\$ 4,809,079
Harley Davidson	\$ 324,324
J.T. Thorpe, Inc.	\$ 3,000,000
Kaiser Aluminum & Chemical	\$ 11,500,000
Maryland Casualty	\$ 664
Minnesota Mining & Manufacturing	\$ 38,064
Pacific Insurance	\$ 862,500
PENNSYLVANIA W/C SECURITY FUND	\$ 240,935
Pittsburgh Plate Glass (PPG)	\$ 10,000,000
Rapid - American Corp	\$ 1,734,752
Total	\$ 78,012,287

EXHIBIT “D”

EXHIBIT D
Determination of Deficiency Claims and Protocol for Interest Payable

POC Claimant Name	Approved POC Amount	Interest Start Date	Total Interest Simple at 7%
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Class 5

ACO INC.	\$ 3,750	2/24/87	\$ 3,517
ADOLPH COORS CO.	\$ 300,000	2/24/87	\$ 390,141
AFCO	\$ 1,554	2/24/87	\$ 2,369
ALDAZ, JESUS	\$ 5,000	2/24/87	\$ 4,919
ALVA ALLEN INDUSTRIES, INC.	\$ 3,500	2/24/87	\$ 3,283
AMERICAN GRAIN & RELATED IND.	\$ 5,840	2/24/87	\$ 5,478
AMERICAN STAIR GLIDE CORP.	\$ 36,124	2/24/87	\$ 33,883
ARIZ. RISK MGMT REVOLVING FUND	\$ 282,250	2/24/87	\$ 264,739
ARIZONA DEPARTMENT OF INSUR	\$ 2,282	2/24/87	\$ 3,071
ARKANSAS STOCK POOL FOR ASSIGNED RISK	\$ 11	2/24/87	\$ 15
ARTHRITIS & ORTHO. SUR. ASSOC.	\$ 211	2/24/87	\$ 322
AVIS LICENSEE	\$ 4,899	2/24/87	\$ 4,595
AXTON CROSS CO - THE RECOVERY GRP	\$ 49,302	2/24/87	\$ 53,810
BASIN MEDICAL SUPPLY, INC.	\$ 574	2/24/87	\$ 876
BASS TRANSPORTATION CO., INC.	\$ 443,912	2/24/87	\$ 416,372
BERKS PRODUCTS CORP.	\$ 1,450,000	2/24/87	\$ 1,360,042
BEUS, GILBERT & DEVITT, P.L.L.C.	\$ 1,900,000	2/24/87	\$ 1,789,562
BIG THREE MANAGEMENT SERVICES	\$ 412,883	2/24/87	\$ 387,268
BOLEY-FEATHERSTON-HUFFMAN&DEAL	\$ 974	2/24/87	\$ 1,109
BOTTINI, BOTTINI & LEHNER	\$ 948	2/24/87	\$ 984
BOY SCOUTS OF AMERICA	\$ 3,083,057	various	\$ 1,250,539
BRENTWOOD LANES	\$ 27,279	2/24/87	\$ 25,693
BRIAN D. RANELLE D.O. P.A.	\$ 95	2/24/87	\$ 95
BUILDERS TRANSPORTATION CO.	\$ 62,500	2/24/87	\$ 58,623
C.W. MATTHEWS CONTRACTING CO.	\$ 15,844	2/24/87	\$ 14,861
CAHILL & MARING, P.A.	\$ 577	2/24/87	\$ 541
CALIFORNIA, STATE OF - CONTROLLER	\$ 49,165	2/24/87	\$ 63,937
CENTEX CORPORATION	\$ 750,000	various	\$ 568,237
CHANNEL LUMBER	\$ 2,065	2/24/87	\$ 1,937
CHEMTECH INDUSTRIES, INC.	\$ 165,440	2/24/87	\$ 162,747
CHICAGO TRANSIT AUTHORITY	\$ 792,087	2/24/87	\$ 746,268
CLARK ASSOCIATES INC	\$ 5,159	2/24/87	\$ 5,352
COCKERELL, CAUWELS WARD INC.	\$ 100	2/24/87	\$ 94
CORRIGAN, KELLY	\$ 150,000	2/24/87	\$ 155,633
CORRIGAN, MARY ANNA	\$ 133,000	2/24/87	\$ 137,994
CURLEY ADJ CO	\$ 130	2/24/87	\$ 170
DG INSURANCE AGENCY, INC.	\$ 1,405	2/24/87	\$ 1,457
DOMINICK'S FINER FOODS, INC.	\$ 5,292	2/24/87	\$ 8,069
DOW CORNING CORP	\$ 10,448,593	various	\$ 6,617,554
DRESSER INDUSTRIES, INC.	\$ 3,493,809	7/31/92	\$ 1,958,818
DRISCOLL ORTHOPEDIC CLINIC	\$ 1,551	2/24/87	\$ 1,526
ERROL BERK	\$ 276	2/24/87	\$ 369
EV JEN MEDICAL	\$ 31,000	2/24/87	\$ 31,175
FIRST STATE FREEZER	\$ 100	2/24/87	\$ 152
FIRST TEXAS MEDICAL CENTER	\$ 778	2/24/87	\$ 1,187
FIVE S AUTO, DBA DOLLAR RENT-A-CAR L.V.	\$ 106,159	2/24/87	\$ 106,785
FLEETWOOD ENTERPRISES, INC.	\$ 755,110	2/24/87	\$ 708,263

EXHIBIT D

Determination of Deficiency Claims and Protocol for Interest Payable

FRANCISCAN FRIARS OF CALIFORNIA	\$	1,200,000	2/24/87	\$	1,562,132
FREE LANCE INVESTIGATIONS	\$	1,055	2/24/87	\$	1,609
FT WORTH OSTEOPATHIC MED. CTR.	\$	86	2/24/87	\$	80
GALLEGOS, LYDIA	\$	100	2/24/87	\$	94
GELMAN SCIENCES INC	\$	825,000	2/24/87	\$	773,817
GEORGE V. HAMILTON, INC.	\$	5,000,000	3/13/03	\$	888,745
GERBER PRODUCTS COMPANY	\$	1,814,458	1/29/89	\$	1,459,696
GLASS PROFESSIONAL PHARMACY	\$	198	2/24/87	\$	195
HARLEY-DAVIDSON INC.	\$	4,338,372	2/24/87	\$	4,958,459
HAROLD AND ERETTE BARTAY	\$	308,410	2/24/87	\$	289,276
HI-TEMP, INC.	\$	521,545	2/24/87	\$	502,955
HOWARD, JESSIE	\$	3,937,249	2/24/87	\$	3,692,983
INDUSTRIAL TRUCKING	\$	1,812,214	12/31/94	\$	1,425,294
INNSBRUCK LIQUIDATION CORP.	\$	7,350	2/24/87	\$	11,206
INSURANCE ASSOCIATES OF	\$	58	2/24/87	\$	61
INTRACORP	\$	888	2/24/87	\$	873
IRVING COMMUNITY HOSPITAL	\$	2,325	2/24/87	\$	2,181
IRVING RADIOLOGICAL ASSOCIATES	\$	346	2/24/87	\$	340
J.J. WHITE, INC	\$	300,000	2/24/87	\$	281,388
J.T. THORPE, INC.	\$	2,000,000	10/15/01	\$	552,649
JACQUELYN ALSTON	\$	33,418	2/24/87	\$	50,950
JAMES C. GREENE COMPANY	\$	311	2/24/87	\$	323
JAMES C. JENKINS, ESQ.	\$	42,322	2/24/87	\$	39,697
JAMES D. HARTSON	\$	711,394	2/24/87	\$	667,260
JO CHRISTISON	\$	25,000	2/24/87	\$	23,449
JOE W. FAVOR	\$	413	2/24/87	\$	428
JOHN DAVID RHODES, ESQ.	\$	2,054	2/24/87	\$	1,926
JOHNSON CONTROLS, INC.	\$	7,798,405	2/24/87	\$	7,316,046
JOHNSTON MOTOR COMPANY	\$	315	2/24/87	\$	327
JOSTENS, INC.	\$	5,500	2/24/87	\$	5,707
JULIAN A. POLLOK	\$	12,789	2/24/87	\$	11,995
KALINER, NADIA	\$	12,851	2/24/87	\$	12,308
KAREN BARTAY MERRITT	\$	2,876,061	2/24/87	\$	2,698,167
KAREN LAWHORNE	\$	4,350,000	2/24/87	\$	4,080,126
KELLER INDUSTRIES, INC.	\$	838,209	2/24/87	\$	786,206
KNPZ INSURANCE SERVICES	\$	15	2/24/87	\$	22
LEASEWAY TRANSPORTATION CORP.	\$	202,003	2/24/87	\$	198,715
LIAISON, INC.	\$	196	2/24/87	\$	193
LINCOLN CITY PHYSICAL THERAPY	\$	70	2/24/87	\$	72
LITTLE, PALMER & WILLIAMS	\$	925	2/24/87	\$	868
LORGE CIRCLE, LTD.	\$	100	2/24/87	\$	104
LOS ANGELES PHYSICAL THERAPY	\$	200	2/24/87	\$	305
MACBEE CORPORATION	\$	900,000	2/24/87	\$	844,164
MANCHESTER INSURANCE AGENCY	\$	146	2/24/87	\$	158
MANCHESTER TANK AND EQUIPMENT	\$	8,185	2/24/87	\$	8,052
MARK MALUEGGE	\$	135,724	2/24/87	\$	127,304
MARKS, KENT & O'NEILL, P.C.	\$	442	2/24/87	\$	600
MCCOLLUM, MILLER & LOVELACE, INC.	\$	305	2/24/87	\$	331
MCGRIFF, SEIBELS & WILLIAMS	\$	13,125	2/24/87	\$	17,069
MCKINSTRY CO	\$	250,000	2/24/87	\$	234,490
MI JACKSON PRODUCTS, INC.	\$	25,469	2/24/87	\$	25,054
MICHELETTI INC.	\$	12	2/24/87	\$	12

EXHIBIT D

Determination of Deficiency Claims and Protocol for Interest Payable

MID-CITIES CLINIC ASSOCIATES,	\$	448	2/24/87	\$	420
MID-WILSHIRE MEDICAL GROUP	\$	600	2/24/87	\$	915
MIKE LEONARD & ASSOC. INS.	\$	4,136	2/24/87	\$	4,291
MILLVILLE THRIFTY	\$	800	2/24/87	\$	1,220
MINNESOTA MINING & MANUFACTURING	\$	20,803,610	8/18/95	\$	14,729,322
NIBBI BROS. INC.	\$	136,501	3/30/93	\$	70,371
NICHOLSON INSURANCE, INC.	\$	1,648	2/24/87	\$	2,107
NORTH STAR ICE EQUIPMENT CO.	\$	122,120	2/24/87	\$	114,544
O.F. MOSSBERG & SONS, INC.	\$	130,908	2/24/87	\$	122,787
O.H. MATERIALS CORP	\$	300,000	2/24/87	\$	281,388
OAKPARK MOTEL	\$	127	2/24/87	\$	132
OMARK INDUSTRIES, INC. / BLOUNT, INC.	\$	650,024	1/23/92	\$	386,053
OREFICE, JOYCE	\$	138	2/24/87	\$	143
OREGON DEPT. OF ENVIRONMENTAL QUALITY	\$	250,000	8/14/00	\$	91,187
ORTHOPEDIC INDUSTRIAL MED GRP	\$	600	2/24/87	\$	915
P. H. GLATFELTER COMPANY	\$	200,000	6/30/04	\$	19,944
PASSEY-BOND CO., INC.	\$	963	2/24/87	\$	999
PATERSON FIDELCO ASSOCIATES	\$	7,901	2/24/87	\$	7,772
PENNINGTON & THOMPSON	\$	1,174	2/24/87	\$	1,789
PETE CRANDALL	\$	233	2/24/87	\$	355
PLAYTEX PRODUCTS, INC.	\$	3,119,458	12/31/94	\$	1,514,367
POULSON, M.D., DON E.	\$	98	2/24/87	\$	102
PRO-PAK ENTERPRISES, INC.	\$	5,978	2/24/87	\$	9,115
PROSSER, WIEDABACH & QUALE, S.C.	\$	695	2/24/87	\$	655
PURDUM INSURANCE SERVICES	\$	1,455	2/24/87	\$	1,509
RAPID-AMERICAN CORP.	\$	8,629,863	5/20/99	\$	2,972,795
RED GARTER LOUNGE, INC.	\$	10,866	2/24/87	\$	10,192
RICHARD HENLEY & WALTER BARNES HIS ATT'	\$	499,000	2/24/87	\$	468,042
RICHARD SCOTT LONG	\$	585,668	2/24/87	\$	785,004
ROBERT M. SNYDER	\$	92	2/24/87	\$	140
RODNEY G. BOURG	\$	22,500	2/24/87	\$	21,104
ROPER PUMP COMPANY	\$	90,000	2/8/89	\$	72,428
S MATHEWS & D J DUPLESSIS	\$	1,034	2/24/87	\$	1,073
S.C. JOHNSON & SON, INC ETAL	\$	700,200	2/24/87	\$	656,760
SANTA FE EQUIPMENT CO.	\$	400,000	2/24/87	\$	402,258
SHAH, SYED A.A., M.D., P.A.	\$	125	2/24/87	\$	117
SHEETS AND ASSOC EYE CENTERS	\$	75	2/24/87	\$	74
SIGNODE CORP. & PASLODE CORP.	\$	950,000	5/17/89	\$	837,553
SIKA CORPORATION	\$	425,000	2/24/87	\$	398,633
SNOWCREEK II HOA	\$	20,000	2/24/87	\$	18,759
SOLTEX POLYMER CORPORATION	\$	389,482	7/28/89	\$	317,038
SOUTHEASTERN EXPLO. & PROD. CO	\$	732	2/24/87	\$	793
SPIDER STAGING, INC.	\$	2,450	2/24/87	\$	2,298
ST. REGIS INSURANCE CO., LTD.	\$	500,000	2/24/87	\$	491,862
STAMFORD, CITY OF	\$	100,000	2/24/87	\$	95,988
STEPHEN J. ZAYLER	\$	100,000	2/24/87	\$	93,796
STEPHENSON & LAWYER, INC	\$	6,222	2/24/87	\$	5,836
STEVEN M. MARZEC	\$	225,416	2/24/87	\$	211,431
STRASBURGER & PRICE, L.L.P.	\$	26,976	2/24/87	\$	26,537
STREET & ASSOCS. INS. AGENCY	\$	489	2/24/87	\$	507
T.P.I. CORPORATION	\$	10,000	2/24/87	\$	9,837
TANNER COMPANIES	\$	371,463	various	\$	26,631

