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8 *Attorneys for Applicant*
9 *Dave Jones, Insurance Commissioner of the State of*
10 *California, in his Capacity as Conservator of*
11 *Majestic Insurance Company*

12 SUPERIOR COURT OF THE STATE OF CALIFORNIA
13 COUNTY OF SAN FRANCISCO

14
15 **DAVE JONES, INSURANCE**
16 **COMMISSIONER OF THE STATE OF**
17 **CALIFORNIA,**

18 Applicant,

19 v.

20 **MAJESTIC INSURANCE COMPANY, and**
21 **DOES 1-50-, inclusive,**

22 Respondents.

Case No. CPF-11-511261

NOTICE OF HEARING ON
APPLICATION AND APPLICATION FOR
ORDER APPROVING CONSERVATOR'S
PROPOSAL TO DISBURSE ASSETS TO
ALL APPROVED CREDITOR CLAIMS

Date: December 20, 2013
Time: 9:30 a.m.
Dept: 302
Judge: Hon. Marla Miller

23 TO ALL INTERESTED PARTIES AND THEIR ATTORNEYS OF RECORD:

24 PLEASE TAKE NOTICE that on December 20, 2013 at 9:30 a.m. or as soon thereafter as
25 the matter may be heard in Department 302 of the Superior Court of California in and for the City
26 and County of San Francisco, California, Insurance Commissioner Dave Jones ("Conservator"),
27 in his capacity as Conservator of the Majestic Insurance Company in Conservation ("Majestic"),
28 will and hereby does apply to the Court for an Order approving the Conservator's Application to

ENDORSED
FILED
San Francisco County Superior Court

NOV 21 2013

CLERK OF THE COURT

By: KEITH D. TOM
Deputy Clerk

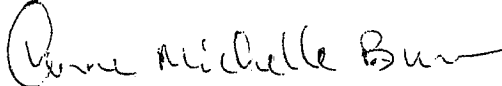
1 disburse the assets of Majestic to all of its approved Insurance Code section 1033(a)7 creditors,
2 and to approved Insurance Code section 1033(a)(9) shareholders and other owners, in accordance
3 with the Insurance Code section 1037 powers of the Insurance Commissioner as Conservator.

4 This application is based on this notice, the provisions of the California Insurance Code, the
5 attached points and authorities, the Declaration of David Wilson in support thereof, and the
6 complete files and records of this case.

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Dated: November 21, 2013

Respectfully Submitted,

KAMALA D. HARRIS
Attorney General of California
JOYCE E. HEE
Supervising Deputy Attorney General

ANNE MICHELLE BURR
Deputy Attorney General
Attorneys for Applicant
Dave Jones, Insurance Commissioner
of the State of California, in his Capacity
as Conservator of Majestic Insurance Company

1 **MEMORANDUM OF POINTS AND AUTHORITIES**

2 **I. INTRODUCTION**

3 Pursuant to Insurance Code sections 1033 and 1037, the Conservator seeks court approval
4 for his proposal to disburse Majestic's assets to pay all approved creditor claims and distribute
5 assets to Majestic's shareholders or other owners authorized under Insurance Code section
6 1033(a)(7) and (9).¹ The Conservator seeks court approval to disburse approximately \$4.3
7 million from the Majestic estate. The specific amounts to be disbursed to creditors and
8 shareholders or other owners are set forth in Section "III" below.

9 The Conservator has determined that, in furtherance of the administration of the estate and
10 the interests of its creditors and shareholders and other owners, and pursuant to section 1037, that
11 it is appropriate to disburse assets in full satisfaction of all approved creditor claims and to the
12 shareholders and owners of record, and respectfully requests that this Court approve this
13 application.

14 **II. ARGUMENT**

15 The Conservator, in administering the estate for the benefit of its policyholders and
16 creditors, is specifically granted the authority necessary to accomplish the purposes of the
17 conservation proceeding. Section 1037 authorizes the Commissioner to collect assets and
18 conduct business (subd. (a)), to collect all debts and claims and to resolve such debts (subd.
19 (b)), and to settle claims (subd. (c)). Section 1037 further authorizes the Commissioner "to
20 perform and to do such other acts not herein specifically enumerated, or otherwise provided
21 for, which the commissioner may deem necessary or expedient for the accomplishment or
22 in aid of the purpose of such proceedings." (Ins. Code, § 1037.)

23 Up to this point there has been no distribution made by the Majestic estate to its
24 section 1033(a)(7) creditors and its section 1033(a)(9) shareholder creditors/owners of the
25

26 _____
27 ¹ All further statutory references to the California Insurance Code will be by section
28 number only.

1 residual value of the estate.² With the successful rehabilitation of Majestic and the sale of
2 its insurance operations to AmTrust and its licensed subsidiary, Technology Insurance
3 Company, there are no policyholder claims. The Conservator has reserved sufficient assets
4 to pay all future expenses of administration. There are no unpaid claims of Majestic
5 creditors that have a higher priority than the section 1033(a)(7) creditors, and all of these
6 claimants will be paid in full together with interest thereon per section 1033(f).³ There are
7 also no section 1033(a)(8) creditor claims with priority over the section 1033(a)(9) creditor
8 interest of shareholders which would preclude a distribution to the former shareholders of
9 Majestic. (See, Declaration of David Wilson ("Wilson Decl.") at ¶ 4.)

10 _____
11 ² Section 1033 provides, in pertinent part:

12 (a) Claims allowed in a proceeding under this article shall be given preference
13 in the following order:

14 (1) Expense of administration.

15 (2) All claims of the California Insurance Guarantee Association . . . , and
16 associations or entities performing a similar function in other states, together
17 with claims for refund of unearned premium and all claims under insurance
18 and annuity policies or contracts, including funding agreements, of an
19 insolvent insurer that are not covered claims.

20 . . .

21 (3) Claims having preference by the laws of the United States.

22 (4) Unpaid charges due under the provisions of Section 736.

23 (5) Taxes due to the State of California.

24 (6) Claims having preference by the laws of this state.

25 (7) Claims of creditors not included in paragraphs (1) to (6), inclusive.

26 (8) Certificates of contribution, surplus notes, or similar obligations, and
27 premium refunds on assessable policies.

28 (9) The interests of shareholders or other owners in any residual value in the
estate.

³ Section 1033(f) provides in part that "[n]o payment shall be made to any creditor in
paragraph (8) or (9) of subdivision (a), unless all claims in paragraphs (3) to (7), inclusive, have
been paid in full, together with interest at the legal rate from the date of the order commencing the
proceeding or the date on which the claim became liquidated, whichever is later."

1 Accordingly, the Conservator has determined that, in the furtherance of the
2 administration of the estate and to reduce future administrative expenses, all section
3 1033(a)(7) creditors should be paid in full, together with interest at the legal rate from the
4 date of approval of the Proofs of Claim, and a partial distribution to the section 1033(a)(9)
5 creditor claims of the owners of any residual value of the estate should also be made.

6 III. PROPOSED DISTRIBUTIONS

7 Pursuant to the authority granted to him under sections 1033 and 1037, the Conservator
8 proposes to make the following specific disbursements of Majestic assets to the following
9 creditors and owners in the residual value of the estate.

10 As of September 30, 2013, the Conservator of Majestic has total cash assets and
11 receivables of approximately \$14,290,793.21. This amount consists of the CLO Investment Pool
12 of \$13,038,025.93, Cash & Cash Equivalents of \$1,222,168.37, and accrued interest receivable of
13 \$30,598.91. (Wilson Decl., ¶ 5, Exhibit "A," entitled "Majestic Insurance Company in
14 Conservation Balance Sheet as of September 30, 2013.")

15 The Conservator proposes to distribute and pay 100% of all approved section 1033(a)(7)
16 creditor claims comprised of thirty-eight employee severance claims and seven commercial
17 claims for a total principal amount of \$2,028,839.41, together with interest at the legal rate from
18 the date of each claim's approval.⁴

19 The seven commercial claims for which the Conservator seeks approval to pay totals
20 \$1,399,353.64, together with interest at the legal rate, are as follows:

<u>Claimant</u>	<u>Liquidated Date</u>	<u>Amount Approved</u>
Llorente Investigation, Inc.	08/01/12	\$ 60,681.25
Stone River, Inc.	09/28/12	320,318.14
AIPSO	11/06/12	160.00
New York Workers Comp. Board	03/15/13	633,633.30

26 _____
27 ⁴ Pursuant to section 1033(f), in addition to the principal amount, each of the section
28 1033(a)(7) claimants will receive interest at the legal rate through the date of entry of the Court's
Order approving this Application.

1	CRM Liquidating Trust	10/01/13	67,124.25
2	CRM Liquidating Trust	10/01/13	117,436.70
3	Contractors Access Program of Calif	10/01/13	<u>200,000.00</u>
4		Total	\$1,399,353.64

5 In satisfaction of the thirty-eight employee severance claims, the Conservator further
6 proposes to distribute \$629,485.77, together with interest at the legal rate through the date of the
7 Court's Order. (See, Wilson Decl., ¶ 6, Exhibit "B," entitled "Majestic Insurance Company,
8 Interim Distribution to Employees and Commercial Claimants" listing the employee claimants,
9 date approved and amounts approved by Proof of Claim Number. Exhibit "B" also lists the seven
10 commercial claims, the amount of the claims and the approval dates.)

11 Each of the section 1033(a)(7) approved claims were closely analyzed prior to accepting
12 the claim for the amount presented, settled for a compromised amount or rejected for the amount
13 claimed and approved for a lesser amount. As to the approved claims that were either
14 compromised or settled for amount less than claimed, the Conservator gave written notice
15 pursuant to section 1032 that the claim was rejected for the amount asserted, but that it was
16 approved for a lesser amount. None of the claimants whose claims were compromised applied to
17 this Court for an order to show cause why the claim should not be allowed.

18 In addition to the proposed distribution to section 1033(a)(7) claimants, the Conservator
19 proposes to distribute \$2,000,000.00 to Embarcadero Liquidating Trust as a partial distribution of
20 its section 1033(a)(9) claim.

21 All of the employees who have a severance claim who will receive a distribution upon
22 entry of the Court's order will be notified by mail that the Conservator has filed his Application
23 for Order Approving Conservator's Proposal to Disburse Assets to All Approved Claims of
24 Creditors, that the Application will be available on line for review at the California Conservation
25 Office's website, www.caclo.org, and if they wish to receive a copy of the Application and
26 proposed Order they can contact the Conservation and Liquidation Office and a copy will be
27 provided. (Wilson Declaration at ¶ 8.)

28 The Conservator has retained sufficient assets from the total cash assets of Majestic for

1 the payment of projected future administrative expenses. (Wilson Decl., ¶ 3.)

2 WHEREFORE, the Conservator prays that the Court issue an Order as follows:

3 1. Authorizing the Conservator of Majestic Insurance Company to distribute and pay
4 to the section 1033(a)(7) claimants as set forth in this Application a total of \$2,028,839.41,
5 together with interest at the legal rate from the date of each claim's approval to the date of entry
6 of this Court's order, from the assets of Majestic Insurance Company; and

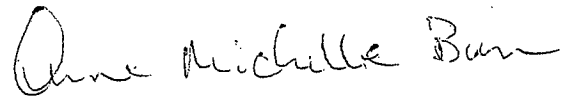
7 2. Authorizing the Conservator of Majestic Insurance Company to distribute and pay
8 a total of \$2,000,000.00 to Embarcadero Liquidating Trust as a section 1033(a)(9) claimant, and

9 3. Authorizing the Conservator of Majestic Insurance Company to take any and all
10 actions necessary to accomplish the purposes of this Order.

11
12 Dated: November 21, 2013

Respectfully Submitted,

13 KAMALA D. HARRIS
14 Attorney General of California
15 JOYCE E. HEE
16 Supervising Deputy Attorney General

17 

18 ANNE MICHELLE BURR
19 Deputy Attorney General
20 *Attorneys for Applicant*
21 *Dave Jones, Insurance Commissioner of*
22 *the State of California, in his Capacity as*
23 *Conservator of Majestic Insurance*
24 *Company*

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E-mail: AnneMichelle.Burr@doj.ca.gov
7 *Attorneys for Applicant Dave Jones,*
Insurance Commissioner of the State of California

REC'D NOV 21 2013

8
9 SUPERIOR COURT OF THE STATE OF CALIFORNIA
10 COUNTY OF SAN FRANCISCO
11
12

13 **DAVE JONES, INSURANCE**
14 **COMMISSIONER OF THE STATE OF**
15 **CALIFORNIA,**

Applicant,

16
17 v.

18 **MAJESTIC INSURANCE COMPANY, and**
19 **DOES 1-50, inclusive,**

20 Respondents.

Case No. CPF-11-511261

**[PROPOSED] ORDER APPROVING
CONSERVATOR'S PROPOSAL TO
DISBURSE ASSETS TO ALL APPROVED
CREDITOR CLAIMS**

Date: December 20, 2013
Time: 9:30 a.m.
Dept: 302
Judge: Hon. Marla Miller

21 California Insurance Commissioner Dave Jones ("Conservator"), as Conservator of
22 Majestic Insurance Company ("Majestic") has applied for an Order approving the Conservator's
23 Application to disburse the assets of Majestic to all of its approved Insurance Code section
24 1033(a)7 creditors, and to approved Insurance Code section 1033(a)(9) shareholders and other
25 owners, in accordance with the Insurance Code section 1037 powers of the Insurance
26 Commissioner as Conservator. The Court having considered the Conservator's Application and
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the Declaration of David Wilson in support of the Conservator's Application, and good cause appearing therefore:

IT IS ORDERED that:

1. The Conservator of Majestic Insurance Company is authorized to distribute and pay to the section 1033(a)(7) claimants as set forth in his Application a total of \$2,028,839.41, together with interest at the legal rate from the date of each claim's approval to the date of entry of this Court's order, from the assets of Majestic Insurance Company; and

2. The Conservator of Majestic Insurance Company is authorized to distribute and pay a total of \$2,000,000.00 to Embarcadero Liquidating Trust as a section 1033(a)(9) claimant, and

3. The Conservator of Majestic Insurance Company is authorized to take any and all actions necessary to accomplish the purposes of this Order.

Dated: _____, 2013.

Judge of the Superior Court

1 KAMALA D. HARRIS
Attorney General of California
2 JOYCE E. HEE
Supervising Deputy Attorney General
3 ANNE MICHELLE BURR
Deputy Attorney General
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Attorneys for Applicant
8 *Dave Jones, Insurance Commissioner of the State of*
California, in his Capacity as Conservator of
9 *Majestic Insurance Company*

10 SUPERIOR COURT OF THE STATE OF CALIFORNIA
11 COUNTY OF SAN FRANCISCO

14 **DAVE JONES, INSURANCE**
15 **COMMISSIONER OF THE STATE OF**
16 **CALIFORNIA,**

Applicant,

v.

19 **MAJESTIC INSURANCE COMPANY, and**
20 **DOES 1-50-, inclusive,**

Respondents.

Case No. CPF-11-511261

**DECLARATION OF DAVID WILSON IN
SUPPORT OF APPLICATION FOR
ORDER APPROVING CONSERVATOR'S
PROPOSAL TO DISBURSE ASSETS TO
ALL APPROVED CREDITOR CLAIMS**

Date: December , 2013
Time: 9:30 a.m.
Dept: 302
Judge: Hon. Marla Miller

22 **DECLARATION OF DAVID WILSON**

23 I, David Wilson, hereby declare under penalty of perjury of the laws of the State of
24 California as follows:

25 1. I am the Chief Executive Officer ("CEO") and Special Deputy Insurance
26 Commissioner of the Conservation & Liquidation Office ("CLO") of the California Department
27 of Insurance ("CDI"), and have held this position since 2005, when I was appointed as CEO of
28 the CLO by the California Insurance Commissioner and confirmed by the California State Senate.

ENDORSED
FILED
San Francisco County Superior Court

NOV 21 2013

CLERK OF THE COURT

By: KEITH D. TOM
Deputy Clerk

1 I am the Court-appointed Deputy Conservator of Majestic Insurance Company in Conservation
2 (“Majestic”). In the foregoing capacities I am knowledgeable about the financial affairs of
3 Majestic. I make this declaration in support of the Insurance Commissioner Dave Jones’
4 Application for Order Approving Conservator’s Proposal to Disburse Assets to All Approved
5 Creditor Claims. The following facts are known by me to be true and correct and of my own
6 personal knowledge, except to those which I have expressed as being based upon my information
7 and belief, and if called upon to testify thereto I would and could competently do so.

8 2. Pursuant to Insurance Code section 1011, on April 21, 2011 the Insurance
9 Commissioner obtained an Order of Conservation placing Majestic Insurance Company in
10 conservation. After entry of the Order of Conservation, the CLO, through its claims department,
11 mailed a total of 1,308 Proof of Claims to all of its potential creditors, of which 1,218 were
12 unreturned. Based on the mailing, the CLO’s claim department received a total of ninety Proofs
13 of Claim claiming a total amount of \$205,291,880.55. Twenty-nine of the claims were rejected,
14 and fifteen were closed without further activity as these claims were resolved through settlement
15 with entities other than the conserved companies. The Conservator approved 46 Proof of Claims,
16 resulting in a payout total of \$2,028,839.41 in approved claims. All of the approved claims are
17 Insurance Code section 1033(a)(7) claims.¹ To the extent that a Proof of Claim was rejected,
18 compromised or approved for a lesser amount, pursuant to section 1032, notices were mailed by
19 the CLO to the claimants at the address set forth in their claims. No claimant has applied to this
20 Court for an order to show cause why the claim should not be allowed, and the time for doing so
21 has expired.

22 3. In determining the proposed distribution amount, the Conservator has retained
23 sufficient assets to provide for the payment of all future expenses of administration after taking
24 into account the amounts the Conservator seeks to distribute upon entry of this Court’s order.

25 4. The proposed distribution by the Conservator will satisfy and pay in full all
26 outstanding claims with priorities established in paragraphs (2) to (7), inclusive, of subdivision (a)

27 ¹ All further statutory references to the California Insurance Code will be by section
28 number only.

1 of section 1033. There are no section 1033(a)(8) claims. Consequently, the proposed distribution
2 also seeks to distribute \$2,000,000.00 in partial distribution to the creditor claims of the owners of
3 any residual value of the estate.

4 5. Attached and incorporated herein as Exhibit "A" is a true and correct copy of a
5 spreadsheet entitled "Majestic Insurance Company in Conservation, Statement of Assets as of
6 September 30, 2103." This spreadsheet accurately details total cash and other assets in
7 possession of the Conservator as of September 30, 2013.

8 6. Attached and incorporated herein as Exhibit "B" is a true and correct copy of a
9 spreadsheet entitled "Majestic Insurance Company, Interim Distribution to Employees and
10 Commercial Claims" listing each claim, the date of its approval and the approved claim amount.
11 There are a total of 38 employee severance claims and the seven commercial claims.² In addition
12 to paying the principal amount of each Proof of Claim, the Conservator will, pursuant to section
13 1033(f), also pay to the claimants interest at the legal rate from the date that the claim was
14 approved.

15 7. In order to protect the privacy of both the identity of the Majestic's former
16 employees who have an approved section 1033(a)(7) claim for severance, and the approved
17 amount of their claim, their names have been removed and are only identified by their approved
18 POC No. The commercial claimants are listed along with date of the claim's approval and
19 principal amount.

20 8. Upon filing of this application, employees with a severance claim will be advised
21 by mail that the Conservator has filed his Application for Order Approving Conservator's
22 Proposal to Disburse Assets to All Approved Claims of Creditors, that the Application will be
23 available on-line for review at the California Conservation Office's website, www.caclo.org, and
24 that if the employees wish to receive a copy of the Application and proposed order, they can
25 contact the Conservation and Liquidation Office and a copy will be provided.

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27 ² One of the 46 approved claims was collateralized and thus no further distribution will be
28 made on it.

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I declare under penalty of perjury under the laws of the State of California that the foregoing is true and correct.

Executed this 20th day of November, 2013, at San Francisco, California.

David E Wilson
DAVID WILSON

EXHIBIT A

Majestic Insurance Company in Conservation
Balance Sheet as of:

ASSETS	September 30, 2013
Cash & Cash Equivalents	
Investment Pool	13,038,025.93
Cash & Cash Equivalents	1,222,168.37
Cash and Invested Assets	<u>14,260,194.30</u>
Accrued Interest Receivable	30,598.91
Total Assets	<u><u>14,290,793.21</u></u>
LIABILITIES & SURPLUS	
Liability for Final Adjusted Claims	2,028,839.41
Escheatable Funds	443,147.92
Other Liabilities	79,804.72
Total Liabilities	<u>2,551,792.05</u>
Surplus	
Common Stock	3,000,000.00
Paid in Surplus	46,950,000.00
Unassigned Surplus (deficit)	<u>(38,210,998.84)</u>
Total Surplus	<u>11,739,001.16</u>
Total Liabilities and Surplus	<u><u>14,290,793.21</u></u>

EXHIBIT B

Majestic Approved Employee Proof of Claims

PocNo	Interest from this date	Approved	Determination
200548	05/06/11	\$6,614.86	Severence
200610	05/27/11	\$3,434.53	Severence
200638	07/01/11	\$2,769.23	Severence
200644	07/01/11	\$3,353.31	Severence
200641	07/01/11	\$8,136.63	Severence
200598	07/01/11	\$10,356.10	Severence
200579	07/01/11	\$11,680.50	Severence
200603	07/01/11	\$15,096.45	Severence
200563	07/01/11	\$18,213.00	Severence
200643	07/01/11	\$22,500.01	Severence
200567	07/01/11	\$37,500.00	Severence
200539	07/01/11	\$45,999.98	Severence
200626	07/05/11	\$12,500.00	Severence
200583	07/29/11	\$1,653.75	Severence
200576	07/29/11	\$2,311.44	Severence
200533	07/29/11	\$2,781.46	Severence
200604	07/29/11	\$2,963.64	Severence
200588	07/29/11	\$3,092.86	Severence
200590	07/29/11	\$3,101.13	Severence
200584	07/29/11	\$3,146.56	Severence
200587	07/29/11	\$3,678.29	Severence
200564	07/29/11	\$5,028.14	Severence
200553	07/29/11	\$6,443.82	Severence
200628	07/29/11	\$7,755.97	Severence
200623	07/29/11	\$12,888.62	Severence
200592	07/29/11	\$19,538.82	Severence
200612	07/29/11	\$24,253.00	Severence
200593	07/29/11	\$30,650.82	Severence
200631	07/29/11	\$58,650.02	Severence
200544	07/29/11	\$70,750.00	Severence
200552	09/02/11	\$4,629.79	Severence
200549	09/02/11	\$46,950.00	Severence
200615	09/30/11	\$8,760.82	Severence
200560	09/30/11	\$13,800.72	Severence
200585	09/30/11	\$25,397.64	Severence
200624	10/01/11	\$20,769.24	Severence
200559	12/15/11	\$5,884.62	Severence
200589	12/31/11	\$46,450.00	Severence
Total		\$629,485.77	

Majestic Approved Commercial Proof of Claims

Est from thi	Claimed	Approved	Determination	payee
08/01/12	\$70,656.25	\$60,681.25	Breach of Contract	Llorente Investigation, Inc
09/28/12	\$1,448,764.91	\$320,318.14	Breach of Contract	STONE RIVER, INC
11/06/12	\$160.00	\$160.00	Assessment	AIPSO
03/15/13	\$52,077,713.00	\$633,633.30	Assessment	NEW YORK WORKERS COMPENSATION BOARD
10/01/13	\$89,499.00	\$67,124.25	Preference	CRM Liquidating Trust
10/01/13	\$156,582.27	\$117,436.70	Preference	CRM CA Liquidating Trust
10/01/13	\$8,772,932.00	\$200,000.00	Lawsuit-Breach of Fiduciary Duty	CONTRACTORS ACCESS PROGRAM OF CALIFORNIA
Total		\$1,399,353.64		

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Attorneys for Applicant
Dave Jones, Insurance Commissioner of the State of
California in his Capacity as Conservator of
Majestic Insurance Company

SUPERIOR COURT OF THE STATE OF CALIFORNIA
COUNTY OF SAN FRANCISCO
CIVIL DIVISION

DAVE JONES, INURANCE
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Applicant,

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Respondents.

Case No. CPF-11-511261
DECLARATION OF SERVICE

**ENDORSED
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CLERK OF THE COURT
By: KEITH D. TOM
Deputy Clerk

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DECLARATION OF SERVICE BY OVERNIGHT COURIER

Case Name: Dave Jones, Insurance Commissioner of the State of California v. Majestic Insurance Company, and Does 1-50-inclusive

No.: CPF-11-511261

I declare:

I am employed in the Office of the Attorney General, which is the office of a member of the California State Bar, at which member's direction this service is made. I am 18 years of age or older and not a party to this matter; my business address is: 455 Golden Gate Avenue, Suite 11000, San Francisco, CA 94102-7004.

On November 21, 2013, I served the attached

NOTICE OF HEARING ON APPLICATION AND APPLICATION FOR ORDER APPROVING CONSERVATOR'S PROPOSAL TO DISBURSE ASSETS TO ALL APPROVED CREDITOR CLAIMS;

DECLARATION OF DAVID WILSON IN SUPPORT OF APPLICATION FOR ORDER APPROVING CONSERVATOR'S PROPOSAL TO DISBURSE ASSETS TO ALL APPROVED CREDITOR CLAIMS;

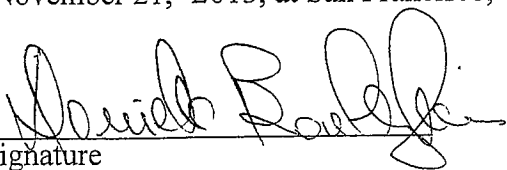
[PROPOSED] ORDER APPROVING CONSERVATOR'S PROPOSAL TO DISBURSE ASSETS TO ALL APPROVED CREDITOR CLAIMS

by placing a true copy thereof enclosed in a sealed envelope with the **FEDERAL EXPRESS** and with the **GOLDEN STATE OVERNIGHT** addressed as follows:

SEE ATTACHED SERVICE LIST

I declare under penalty of perjury under the laws of the State of California the foregoing is true and correct and that this declaration was executed on November 21, 2013, at San Francisco, California.

Danielle Bouilly-Chinn



Signature

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SERVICE LIST

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