

ORIGINAL FILED
JUN 25 2004
LOS ANGELES
SUPERIOR COURT

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7 Superior Court of the State of California

8 County of Los Angeles

9 JOHN GARAMENDI, INSURANCE
10 COMMISSIONER OF THE STATE OF
11 CALIFORNIA,
12 PETITIONER,

13 vs.

14 MISSION INSURANCE COMPANY ET AL,
15 RESPONDENT

) Case No.: C 572 724
)
) ~~PROPOSED~~ ORDER GRANTING MOTION TO
) SET SECTION 1025 LIQUIDATION DATE FOR
) GENERAL CREDITOR AND OTHER NON-
) POLICYHOLDER CLAIMS FOR DISTRIBUTION
)
) Date: June 25, 2004
) Time: 8:30 a.m.
) Department 50
)
)
)
)

16 CONSOLIDATED WITH CASE NUMBERS

17 C 576 324, C 576 416

18 C 576 323, C 576 325, C 629 709

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20 On the 25th day of June, 2004, this Court considered the Motion filed by
21 the Insurance Commissioner as Trustee to set the Section 1025 date by which
22 all general creditor and other non-policyholder claims shall be set pursuant
23 to California Insurance Code Section 1025. The Court considered the
24 opposition filed by Odyssey Reinsurance Company and Protective Insurance
25 Company to the motion. Rulings on any evidentiary objections are as set forth

1 in the record of the hearing. The Court finds that, notice having been given,
2 the Motion is GRANTED. The final date for the liquidation of claims of
3 general creditors and other parties whose claims are not entitled to the
4 priority entitled to policyholders or administrative expenses shall be
5 ~~June 30~~ ^{AUGUST 2}, 2004. This order does not modify the deadline for insureds, third
6 party claimants and guaranty associations whose claims are entitled to
7 policyholder priority, for whom the deadline for liquidation remains December
8 31, 2003 as previously set by this Court's order.

9 The Court finds that all contingent and unliquidated claims of those
10 who are not entitled to policyholder or administrative priority (Class One
11 and Five under the 1987 version of Section 1033 of the California Insurance
12 Code) must be liquidated and made certain within the meaning of California
13 Insurance Code Section 1025 by ~~June 30~~ ^{AUGUST 2}, 2004.

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16 So ordered.

17 Signed this 25 day of June, 2004.

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19 J. STEPHEN CZULEGER

20 Judge of the Superior Court
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