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**FILED**  
San Francisco County Superior Court

NOV 06 2023

CLERK OF THE COURT  
By:  Deputy Clerk

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11 Attorneys for Applicant Ricardo Lara,  
Insurance Commissioner of the State of California  
12 in his Capacity as Liquidator of  
CastlePoint National Insurance Company

**EXEMPT from filing fees per Govt.  
Code § 6103**

14 SUPERIOR COURT OF THE STATE OF CALIFORNIA  
15 CITY AND COUNTY OF SAN FRANCISCO

16 INSURANCE COMMISSIONER OF THE  
17 STATE OF CALIFORNIA,

18 Applicant,

19 v.

20 CASTLEPOINT NATIONAL INSURANCE  
21 COMPANY, and DOES 1-50, inclusive,

22 Respondents.

Case No. CPF-16-515183

Reservation No. [N/A]

**~~PROPOSED~~ ORDER APPROVING  
APPLICATION FOR ORDER  
AUTHORIZING SECOND EARLY  
ACCESS DISTRIBUTION OF ASSETS  
TO STATE INSURANCE GUARANTY  
FUNDS AND APPROVING  
FINANCIAL REPORT, FINANCIAL  
STATEMENT AND EXPENSES OF  
ADMINISTRATION**

**Date: November 6, 2023  
Time: 9:30 a.m.  
Dept: 302  
Judge: Hon. Richard B. Ulmer, Jr.**

1 The Insurance Commissioner’s Application for Order Authorizing Second Early Access  
2 Distribution of Assets to State Insurance Guaranty Funds and Approving Financial Report,  
3 Financial Statement and Expenses of Administration (collectively, “Application”) was scheduled  
4 for hearing on November 6, 2023 in Department 302 before the Honorable Richard B. Ulmer, Jr.  
5 No opposition or other response to the Commissioner’s Application has been filed with the Court.  
6 The Court, having duly considered the Application and supporting documents, including the  
7 accompanying Memorandum of Points and Authorities and Declaration of Joseph Holloway  
8 (“Declaration”) and accompanying exhibits, as well as the absence of any filed opposition or  
9 other response, and having issued its tentative ruling granting the Commissioner’s Application  
10 and

11 GOOD CAUSE appearing therefor,

12 IT IS ORDERED that the tentative ruling is adopted, and the Commissioner’s Application  
13 is granted. Accordingly:

14 1. The Commissioner is hereby authorized to transfer a total of approximately  
15 \$30,075,159 of the net assets of the estate of CastlePoint to the state insurance guaranty funds or  
16 similar entities as set forth in Exhibit A to the Holloway Declaration, provided that prior to any  
17 such distribution, the state insurance guaranty fund in question has executed and delivered to the  
18 Commissioner an agreement, substantially in the form set forth in Exhibit C to the Holloway  
19 Declaration, to return the distributed assets as required to pay claims of secured creditors and  
20 claims falling within the priorities established in Insurance Code section 1033, subdivisions (a)(1)  
21 and (a)(2);

22 2. The Commissioner’s 2021 and 2022 Financial Statements and expenses of  
23 administration of the CastlePoint estate are hereby approved and ratified; and

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3. The Commissioner is hereby authorized to take any and all action necessary to carry out this Order.

IT IS SO ORDERED

Dated: 11/6/23

*Ulmer*  
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THE HONORABLE RICHARD B. ULMER, JR.  
JUDGE OF THE SUPERIOR COURT