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

ELECTRONICALLY
FILED

Superior Court of California,
County of San Francisco

10/21/2022
Clerk of the Court
BY: EDNALEEN ALEGRE
Deputy Clerk

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

12
13
14 **INSURANCE COMMISSIONER OF THE
STATE OF CALIFORNIA,**

15 Applicant,

16 v.

17
18 **HIH AMERICA COMPENSATION &
LIABILITY INSURANCE COMPANY, a
19 California domiciled insurance company,**

20 Respondent.

Case No. CPF-01-320049

**DECLARATION OF SCOTT PEARCE IN
SUPPORT OF MOTION TO REOPEN
PROCEEDINGS FOR LIMITED
PURPOSE AND MOTION FOR ORDER
APPROVING DISTRIBUTION OF
SURPLUS FUNDS TO APPROVED
CLASS 2 CLAIMANTS**

Date: November 21, 2022
Time: 9:30 a.m.
Dept: 302
Judge: Hon. Richard B. Ulmer Jr.

Trial Date: N/A
Action Filed: March 29, 2001

DECLARATION OF SCOTT PEARCE

I, Scott Pearce, declare as follows:

1. I am the Chief Estate Trust Officer with the California Insurance Commissioner's Conservation & Liquidation Office (CLO). I joined the CLO as an Estate Trust Officer in February 2003 and became a Senior Estate Trust Officer in May 2005. I have been the Estate Trust Officer for HIH America Compensation & Liability Insurance Company (HIH America) since July 2007. I make this declaration in my official capacity as the Chief Estate Trust Officer for the CLO.

2. I am responsible for the management of financially impaired or insolvent insurance companies (referred to as "estates") from the time of conservation or liquidation until the court discharges the Insurance Commissioner of his or her duties as Conservator or Liquidator. I serve as a fiduciary, and in this capacity, I lead and direct a support team consisting of individuals who work in the areas of Accounting, Claims, Reinsurance, Legal, Finance, Information Technology, Human Resources, and Administration. Once the California Insurance Commissioner identifies an insurance company as financially impaired or at risk of mismanaging its assets, he files an application with the court for conservation or liquidation of the company.

3. I am responsible for the management and books and records of HIH America, and I have overall custody and control thereof. I have reviewed the CLO files for HIH America, which are maintained in the normal course of business.

4. I am authorized to make this declaration on behalf of applicant Insurance Commissioner of the State of California, in his capacity as Liquidator of HIH America. The following statements are based on my personal knowledge, acquired through my direct involvement in the HIH America liquidation. At the same time, I refer to certain facts and events in this declaration on information and belief and on records prepared by personnel at the CLO and kept in the ordinary course of CLO's business. If called upon to testify, I could and would testify competently to the facts herein, except as to matters stated on information and belief, and as to those matters, I believe them to be true.

1 5. Respondent HIIH America was a corporation duly organized and existing under and
2 by virtue of the laws of the State of California. Under a Certificate of Authority issued by the
3 Insurance Commissioner in his regulatory capacity, HIIH America was authorized to transact the
4 business of liability and workers' compensation insurance.

5 6. On March 30, 2001, upon the Insurance Commissioner's application and pursuant to
6 Insurance Code section 1011, this Court appointed the Insurance Commissioner as Conservator of
7 HIIH America. A true and correct copy of the Court's Order is attached hereto as **Exhibit A**.

8 7. On May 8, 2001, upon the Insurance Commissioner's application and pursuant to
9 Insurance Code section 1016, this Court found HIIH America to be statutorily insolvent and it
10 terminated the Insurance Commissioner's appointment as Conservator and appointed the
11 Insurance Commissioner as Liquidator (Liquidator or Commissioner). A true and correct copy of
12 the Court's Order is attached hereto as **Exhibit B**.

13 8. Over the course of the next 15 years, the Liquidator marshaled and monetized HIIH
14 America's assets as well as adjusted claims and released funds to the approved Class 2 claimants
15 including insurance guaranty associations (IGAs) that made claims payments to HIIH America's
16 policyholders.

17 9. On December 31, 2015, upon the Liquidator's application, this Court entered an
18 Order: (1) Approving Payment of Liquidator's Administrative Expenses; (2) Approving the Final
19 Distribution of Assets; and (3) Closing the Estate by terminating the liquidation proceeding and
20 discharging the Insurance Commissioner as Liquidator of HIIH America. A true and correct copy
21 of the Court's Order is attached hereto as **Exhibit C**.

22 10. On February 2, 2016, the Liquidator filed with this Court the Declaration of Scott
23 Pearce Confirming Distribution of Assets Pursuant to Court Order and Closing the Estate of HIIH
24 America Compensation & Liability Company (Pearce Declaration of Compliance). The amounts
25 distributed to the Class 2 claimants, both IGA and non-IGA, resulted in a distribution percentage
26 of 55.42% of such claims in the liquidation. Pursuant to this Court's Order, the Liquidator
27 distributed a total of \$14,823,407 to approved Class 2 claimants; and reserved \$489,313 to pay
28

1 remaining administrative and closing costs associated with the estate. A true and correct copy the
2 filed declaration is attached hereto as **Exhibit D**.

3 11. After filing the Pearce Declaration of Compliance in February 2016, the Liquidator
4 has taken all actions necessary and in accordance with the terms of this Court's December 15,
5 2015 Order. The Commissioner considers himself discharged as the Conservator and Liquidator
6 of the HIIH America Compensation & Liability Company.

7 12. As part of the HIIH America liquidation proceeding, the Commissioner as Liquidator
8 filed claims in the Reliance Insurance Company liquidation in Pennsylvania (Reliance). The
9 claims were eventually approved as general creditor claims and monitored for years with little
10 indication of any prospect for a material recovery. Ultimately, the Liquidator could not justify
11 keeping the HIIH America estate open and incur additional administrative expenses to await
12 uncertain recoveries from other liquidation estates.

13 13. Approximately five years after the HIIH estate was closed, the Reliance liquidation
14 estate received the Commonwealth Court of Pennsylvania's approval to release a final
15 distribution of assets to Reliance's approved general creditors. As a result, on October 21, 2021
16 the California Conservation and Liquidation Office (the CLO) received payments totaling
17 \$1,470,866.05 for the benefit of the HIIH America estate from the Reliance liquidation. The
18 recovery represented approximately 4.4% of HIIH America's approved claim (\$33,428,774) in the
19 Reliance liquidation.

20 14. As of July 31, 2022, the CLO is currently holding \$1,452,426 in HIIH America assets.
21 The balance is subject to market value fluctuations and administrative expenses associated with
22 essential estate maintenance. The CLO estimates that it will require approximately \$100,000 in a
23 final closing reserve to cover the costs to prepare and release a distribution of the HIIH America
24 assets held by the CLO. The amount of the requested closing reserve reflects the expenses
25 estimated with reopening the proceedings, preparing for and making the distribution, as well as
26 completing all post distribution requirements necessary to properly close the proceeding
27 thereafter. The closing reserves includes estimated costs associated with post-distribution
28 procedures such as re-issuing claim payments and other claimant outreach and completing final

1 closure requirements, including escheating all unclaimed funds and submitting final compliance
2 filings with the court.

3 15. After subtracting the requested closing reserves, the HIIH America estate has
4 approximately \$1,352,000 in assets to distribute to approved, Class 2 claimants and therefore
5 respectfully requests this Court to reopen the HIIH proceedings for the sole purpose of authorizing
6 the Commissioner as Liquidator of HIIH America to make a pro rata distribution of \$1,352,000 to
7 approved, HIIH America Class 2 claimants.

8 16. The list of approved HIIH America Class 2 claimants (identified by their proof of
9 claim number) and the amount each will receive from the distribution of surplus reserves are
10 attached hereto as **Exhibit E**.

11 17. However, the Commissioner further proposes to make a distribution only to approved
12 HIIH America Class 2 claimants whose distribution amounts to \$5.00 or more¹. The
13 Commissioner requests a *de minimis* dollar threshold for the distribution of surplus funds because
14 the administrative expenses associated with preparing, issuing, and tracking checks for less than
15 \$5.00 would be many multiples of the total amount distributed for these checks. While the HIIH
16 America estate would incur expected expenses for the preparation and mailing of these *de*
17 *minimis* checks, there is significant expense involved with every other aspect of the process, such
18 as tracking uncashed checks, answering inquiries, tracking returned mail, reaching out to
19 claimants, and potentially re-issuing checks that may have been lost.

20 18. The amount of administrative expenses the Commissioner would have to reserve in
21 order to distribute the *de minimis* checks would not make economic sense. The sum total
22 distributed to Class 2 claimants whose distribution amounts are less than \$5.00 would be \$146.80.

23 ¹ There are 87 claimants whose distribution amounts to \$5.00 or more. Out of those 87
24 claimants, 23 claimants are on hold due to “bad addresses,” or incomplete and/or inaccurate
25 addresses that resulted in the CLO’s mailing being returned. The CLO relies on the best-known
26 addresses provided by the creditor, and many of these 23 claimants are on hold from the last
27 distribution. Despite substantial effort to locate these individuals, the CLO has not been able to
28 obtain better addresses through its additional outreach, including searching through national
address queries and direct mailers. Rather than incur the expense of mailing the present motion,
its supporting documents, and the surplus distribution amounts to the “bad addresses” of the 23
claimants on hold, the CLO will hold these funds and escheat them to the respective state.

1 The Commissioner would most likely incur expenses far greater than the total amount of *de*
2 *minimis* checks in order to distribute these amounts. There are 111 Class 2 claimants whose
3 distribution amounts are less than \$5.00. Of those 111 claimants, 52 have distribution amounts of
4 less than \$1.00. As is evident, it would be wasteful of estate assets to incur expenses of thousands
5 of dollars to issue and track checks of such *de minimis* amounts. Accordingly, the Commissioner
6 seeks the Court's authorization for the Commissioner to forgo a pro rata distribution to Class 2
7 claimants who would receive *de minimis* checks, or distribution amounts less than \$5.00. The
8 funds that would otherwise be distributed through these *de minimis* checks —\$146.80— will be
9 absorbed as part of the revised closing budget. The list of approved Class 2 claimants and the
10 amount each will receive from this surplus distribution are attached as Exhibit E to the
11 Declaration of Scott Pearce. (Pearce Decl. Ex. E.)
12

13 I declare under the penalty of perjury under the laws of the State of California that the
14 foregoing is true and correct. Executed on this 20th day of October, 2022, in San Francisco,
15 California.
16

17 
18 SCOTT PEARCE
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EXHIBIT A

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9

10 IN THE SUPERIOR COURT OF THE STATE OF CALIFORNIA
11 FOR THE COUNTY OF SAN FRANCISCO - UNLIMITED JURISDICTION
12

13 INSURANCE COMMISSIONER OF THE STATE
14 OF CALIFORNIA,

15 Applicant,

16 v.

17 HIH AMERICA COMPENSATION & LIABILITY
INSURANCE COMPANY,

18 Respondent.
19

Case No. 320049

ORDER APPOINTING
CONSERVATOR [PROPOSED]
[Ins. Code, § 1011]

20 On March 30, 2001, applicant Insurance Commissioner of the State of
21 California's verified Ex Parte Application for Order Appointing Conservator of respondent HIH
22 America Compensation & Liability Insurance Company came on regularly for hearing as an ex
23 parte matter in Department 301 of the San Francisco County Superior Court. Deputy Attorneys
24 General David Lew and Anne Michelle Burr appeared on behalf of Applicant. No appearance
25 was made on behalf of Respondent.

26 GOOD CAUSE APPEARING FROM APPLICANT'S VERIFIED
27 APPLICATION, THIS COURT MAKES THE FOLLOWING FINDINGS:

28 1. Applicant has determined that Respondent (a) is insolvent; (b) is in such

1.

ORDER APPOINTING CONSERVATOR

FILED
San Francisco County Superior Court

MAR 30 2001

ALAN CARLSON, Clerk

BY: Kevin R. Dougherty Deputy Clerk

THE ANNEXED INSTRUMENT IS A
NOT A COPY OF THE ORIGINAL
ON FILE IN MY OFFICE.
ATTEST: CERTIFIED

MAR 30 2001

GORDON PARK-LL Clerk
San Francisco County Superior Court

KEVIN R. DOUGHERTY
DEPUTY CLERK

1 condition that the further transaction of business by respondent will be, and is, hazardous to its
2 policyholders, creditors, and the public; and (c) by reason of its insolvency, Respondent does not
3 meet the requirements for issuance to it of a Certificate of Authority.

4 2. Each of the above-stated conditions constitutes a ground for conservation
5 under Insurance Code section 1011, subdivisions (i), (d) and (h).

6 3. There exist sufficient factual and legal grounds for placing Respondent into
7 conservation under the supervision of Applicant.

8 WHEREFORE, GOOD CAUSE APPEARING, THIS COURT MAKES THE
9 FOLLOWING ORDERS:

10 1. The Insurance Commissioner of the State of California ("Commissioner") is
11 appointed as the Conservator of Respondent and is directed as such to conduct the business of
12 Respondent, or so much thereof as said Conservator may deem appropriate.

13 2. The Commissioner, in his discretion, is authorized to pay or defer payment of
14 all proper claims and all obligations against Respondent accruing prior to or subsequent to his
15 appointment as Conservator.

16 3. The Commissioner is authorized to take possession of all of Respondent's
17 assets, books, records, and property, both real and personal, wheresoever situated.

18 4. The Commissioner is vested with title to all of said property and assets of
19 Respondent, wheresoever situated, in the Commissioner or his successor in office, in his official
20 capacity as Conservator. All persons (individuals and entities alike) are enjoined from
21 interfering with the Commissioner's possession and title to said property and assets.

22 5. Respondent, its officers, directors, governors, agents and employees are
23 enjoined from transacting any of the business of Respondent, whether in the State of California
24 or elsewhere, or from disposing of any or assisting any person in the transfer or alienation of the
25 property or assets of Respondent until further order of this Court.

26 6. All persons are enjoined from instituting, prosecuting or maintaining any
27 action or proceeding in law or suit in equity, including but not limited to actions or proceedings
28 to compel discovery or production of documents or testimony, matters in arbitration against

1 Respondent or the Commissioner as Conservator, except for matters before the Workers
2 Compensation Appeals Board, and from attaching, executing foreclosure upon, redeeming of or
3 taking any other legal proceedings against any of the property of Respondent, and doing any act
4 interfering with the conduct of said business by the Commissioner, except after an order from
5 this Court obtained after reasonable notice to the Commissioner.

6 7. Respondent and all officers, directors, agents and employees of Respondent are
7 directed to forthwith deliver to the Commissioner all assets, books, records, equipment and other
8 property of Respondent, wheresoever situated.

9 8. The Commissioner is authorized to pay all reasonable costs of operating
10 Respondent as Conservator (including direct and allocated direct costs, direct and allocated
11 general and administrative costs and overhead, and other allocated costs) out of the funds and
12 assets of Respondent.

13 9. All funds and assets, including certificates of deposit and bank accounts of
14 Respondent in various financial depository institutions, including banks, savings and loan
15 associations, industrial loan companies, mutual funds or stock brokerages, in the State of
16 California or elsewhere, are vested in the Commissioner and subject to withdrawal upon his
17 order only.

18 10. All persons who maintain records for Respondent, pursuant to written
19 contract or any other agreement, are directed to maintain such records and to deliver such records
20 to the Commissioner upon his request.

21 11. All agents of Respondent and all brokers who have done business with
22 Respondent are directed to make all remittances of funds collected by them or in their hands
23 directly to the Commissioner.

24 12. All persons having possession of any lists of policyholders of Respondent are
25 directed to deliver all such lists to the Commissioner. All persons are enjoined from using any
26 such lists or any information contained therein without the consent of the Commissioner.

27 13. The Commissioner is authorized to initiate such equitable or legal actions or
28 proceedings in this or other states as may appear to him necessary to carry out his functions as

1 Conservator.

2 14. The Commissioner is authorized to appoint and employ special deputies,
3 estate managers, other professionals, clerks and assistants and to give each of them such power
4 and authority as may be deemed necessary by the Commissioner. The Commissioner is also
5 authorized to compensate these persons from the assets of Respondent as he shall deem
6 appropriate.

7 15. The Commissioner is authorized to divert, take possession of and secure all
8 mail of Respondent, in order to screen such mail, and to effect a change in the rights to use any
9 and all post office boxes and other mail collection facilities used by Respondent.

10 16. Respondent and its respective officers, directors, agents, servants, employees,
11 successors, assigns, affiliates, and other persons or entities under their control and all persons or
12 entities in active concert or participation with them, and each of them, shall turn over to the
13 Commissioner all records, documentation, charts and/or descriptive material of all funds, assets,
14 property owned beneficially or otherwise, and all other assets of Respondent wherever situated,
15 and all books and records of accounts, title documents and other documents in their possession or
16 under their control, which relate, directly or indirectly, to assets or property of Respondent
17 belonging to or now held by Respondent or any of them or to the business or operations of
18 Respondent.

19 17. Except by leave of this Court, issued after a hearing in which the
20 Commissioner has received reasonable notice, all persons are enjoined from executing or issuing
21 or causing the execution or issuance of any court attachment, subpoena, replevin, execution or
22 other process for the purpose of impounding or taking possession of or interfering with or
23 creating or enforcing a lien on any property owned or in the possession of Respondent or its
24 affiliates, or the Commissioner as Conservator, wheresoever situated.

25 18. Except by leave of this Court, issued after a hearing in which the
26 Commissioner has received reasonable notice, all persons are enjoined from accelerating the due
27 date of any obligation or claimed obligation; exercising any right of set-off; taking, retaining,
28 retaking or attempting to retake possession of any real or personal property; withholding or

1 diverting any rent or other obligation; doing any act or other thing whatsoever to interfere with
2 the possession of or management by the Commissioner of the property and assets, owned or
3 controlled by Respondent or in the possession of Respondent or in any way to interfere with the
4 Commissioner or to interfere in any manner during the pendency of this proceeding with the
5 exclusive jurisdiction of this Court over Respondent.

6 19. Any and all provisions of any agreement entered into by and between any
7 third party and Respondent, including, by way of illustration, but not limited to, the following
8 types of agreements (as well as any amendments, assignments, or modifications thereto):
9 financial guarantee bonds, promissory notes, loan agreements, security agreements, deeds of
10 trust, mortgages, indemnification agreements, subrogation agreements, subordination
11 agreements, pledge agreements, assignments of rents or other collateral, financial statements,
12 letters of credit, leases, insurance policies, guaranties, escrow agreements, management
13 agreements, real estate brokerage and rental agreements, servicing agreements, consulting
14 agreements, easement agreements, license agreements, franchise agreements, or employment
15 contracts that provide in any manner that selection, appointment or retention of a conservator or
16 trustee by any court, or entry of any order such as hereby made, shall be deemed to be, or
17 otherwise operate as, a breach, violation, event of default, termination, event of dissolution, event
18 of acceleration, insolvency, bankruptcy, or liquidation, shall be stayed, and the assertion of any
19 and all rights and remedies relating thereto shall also be stayed and barred, except as otherwise
20 ordered by this Court and this Court shall retain jurisdiction over any cause of action that has
21 arisen or may otherwise arise under any such provision.

22 20. The Commissioner is authorized to invest Respondent's assets and funds in
23 such a manner as may seem suitable to him for the best interest of Respondent's creditors, which
24 funds are not immediately distributable to Respondent's creditors. However, no investment or
25 reinvestment shall be made which exceeds the sum of \$100,000 without first obtaining
26 permission of this Court.

27 21. The Commissioner is authorized to pay for his costs in bringing and
28 maintaining this action, and such other actions as are necessary to carry out his functions as

1 Conservator, out of the funds and assets of Respondent.

2 22. The Commissioner is authorized, pursuant to Insurance Code section 1037,
3 subdivision (g), to invest and reinvest all assets of Respondent in a manner as he deems to be in
4 the best interest of the creditors of the estate, including investing and reinvesting assets through
5 an investment pool consisting exclusively of assets from conserved estates. To the extent that
6 the Commissioner invests and reinvests through such an investment pool, such investments and
7 reinvestments may exceed \$100,000.

8
9 Dated:

3/30/01

10
11 Judge of the Superior Court

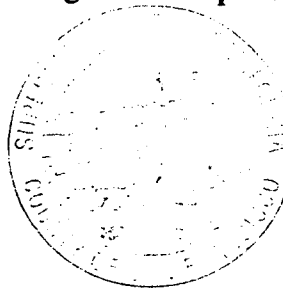


EXHIBIT B



FILED
San Francisco County Superior Court

MAY - 8 2001

GORDON PARKIN, Clerk
BY: M. E. Echeverria
THE CHECKED INSTRUMENT IS A
TRUE COPY OF THE ORIGINAL
FILED IN MY OFFICE.
ATTEST: CERTIFIED
MAY - 8 2001

GORDON PARKIN, Clerk
San Francisco County Superior Court
BY: M. E. Echeverria

Manuelita Echeverria

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Attorneys for Applicant Insurance Commissioner of the State of California

IN THE SUPERIOR COURT OF THE STATE OF CALIFORNIA
FOR THE COUNTY OF SAN FRANCISCO - UNLIMITED JURISDICTION

INSURANCE COMMISSIONER OF THE STATE OF CALIFORNIA,	Applicant,
v.	
HIH AMERICA COMPENSATION & LIABILITY INSURANCE COMPANY, a California domiciled insurance company,	Respondent.

Case No. 320049

ORDER APPOINTING
LIQUIDATOR AND
RESTRAINING ORDERS
~~PROPOSED~~ up

Date: May 8, 2001
Time: 9:30 a.m.
Place: Dept. 301

On May 8, 2001, the Amended Verified Application for Order Appointing Liquidator and Restraining Orders of applicant Insurance Commissioner of the State of California ("Commissioner") over respondent HIH America Compensation & Liability Insurance Company ("Respondent") came on regularly for hearing in Department 301 of the San Francisco County Superior Court. Deputy Attorneys General David Lew and Anne Michelle Burr appeared on behalf of Applicant. No appearance was made on behalf of Respondent.

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1 **GOOD CAUSE APPEARING**
2 **FROM THE COMMISSIONER'S AMENDED VERIFIED APPLICATION,**
3 **THIS COURT MAKES THE FOLLOWING FINDINGS:**

4 1. The Commissioner has determined that Respondent (a) is insolvent; (b) is in
5 such condition that the further transaction of business by Respondent will be, and is, hazardous
6 to its policyholders, creditors, and the public; and (c) by reason of its insolvency, Respondent
7 does not meet the requirements for issuance to it of a Certificate of Authority.

8 2. It would be futile for the Commissioner to continue to proceed as Conservator
9 of Respondent.

10 3. There exists sufficient factual and legal grounds for the Commissioner to
11 liquidate and wind up the business of Respondent in a manner consistent with the provisions of
12 this Order.

13 **WHEREFORE, GOOD CAUSE APPEARING,**
14 **THIS COURT MAKES THE FOLLOWING ORDERS:**

15 **ADMINISTRATION AND OPERATION**

16 1. The Commissioner's status as Conservator is terminated and he is appointed as
17 Liquidator of Respondent, as set forth in Insurance Code section 1016, and directed as Liquidator
18 to liquidate and wind up the business of Respondent and to act in all ways and exercise all
19 powers necessary for the purpose of carrying out such order.

20 2. The Commissioner as Liquidator is vested in and to all of the records, property
21 (real and personal, whether owned, leased, rented or utilized by Respondent under any contract
22 or assignment) and assets (including rights under any license or other arrangement for the use of
23 computer software and/or business information systems) of Respondent then in the possession of
24 the Commissioner as Conservator, as well as any records, property and assets of Respondent
25 discovered or obtained hereafter wheresoever such assets may be situated.

26 3. The Commissioner as Liquidator is directed to honor as expenses of
27 administration all administrative expenses heretofore incurred and approved by the
28 Commissioner as Conservator and presently unpaid.

 4. All funds and accounts in the name of Respondent, or the Commissioner as



1 special deputies, clerks and assistants and to give each of them such power and authority as he
2 deems necessary, and is authorized to compensate them from the assets of Respondent, or from
3 such other non-conservatorship funds as are lawfully available, which as to him shall be
4 determined to be appropriate.

5 6. Applicant, as Liquidator, is authorized to invest Respondent's assets as he
6 deems to be in the best interests of this liquidation estate, and to pay for his costs in bringing and
7 maintaining this and other actions necessary to carry out his functions as Liquidator of
8 Respondent from the assets of Respondent, and if there are insufficient funds, is authorized to
9 pay for his costs out of the Insurance Fund, pursuant to Insurance Code section 1035.

10 7. The Liquidator is authorized to divert, take possession of and secure all mail of
11 Respondent in order to screen such mail, and to effect a change in the rights to use any and all
12 post office boxes and other mail collection facilities used by Respondent.

13 8. The Commissioner as Liquidator is authorized to pay for his costs in bringing
14 and maintaining this action, and such other actions as are necessary to carry out his functions as
15 Liquidator, out of the funds and assets of Respondent.

16 9. The Commissioner as Liquidator is authorized, pursuant to Insurance Code
17 section 1037(g), to invest and reinvest all assets in a manner he deems to be in the best interest of
18 the creditors of the estate, including investing and reinvesting assets through an investment pool
19 consisting exclusively of assets from conserved estate. To the extent that the Commissioner
20 invests and reinvests through such an investment pool, such investments and reinvestments may
21 exceed \$100,000.

22 10. The Liquidator is authorized to assume or reject, or modify, any executory
23 contract, including without limitation, any lease, rental or utilization contract or agreement
24 (including any schedule to any such contract or agreement), and any license or other arrangement
25 for the use of computer software or business information systems, to which Respondent is a party
26 or as to which Respondent agrees to accept an assignment of such contract. Any such
27 assumption or rejection or modification of any executory contract shall be effected by the
28 Liquidator not later than within 120 days after the entry of the requested Order, unless such date



1 arrangement for the use of computer software or business information systems, to which
2 Respondent is a party or as to which Respondent agrees to accept an assignment of such contract.
3 Any such assumption or rejection or modification of any executory contract shall be effected by
4 the Liquidator not later than within 120 days after the entry of this Order, unless such date is
5 extended by application to and further order of this Court. All executory contracts that are not
6 expressly assumed by the Commissioner shall be deemed rejected. Any party to a contract that is
7 rejected by the Commissioner pursuant to this Order shall be permitted to file a proof of claim
8 against the liquidation estate, which claim shall be treated in accordance with Insurance Code
9 section 1010, *et seq.*

10 11. Pursuant to Insurance Code section 1037, subdivision (d), the Liquidator is
11 authorized to dispose of any excess property of Respondent by any commercially reasonable
12 method, including, but not limited to, sales at public auctions, sales in bulk to the high bidder
13 (provided at least three (3) bids are obtained from independent dealers in the kind of property
14 sold).

15 CLAIMANTS, CREDITORS AND POLICYHOLDERS

16 12. The rights and liabilities of claimants, creditors, and all other persons
17 interested in the assets of Respondent, including the State of California, shall be fixed as of the
18 date of entry of the order herein prayed for.

19 13. All insurance policies issued by Respondent shall be terminated and canceled
20 effective thirty (30) days following the entry of this Order. The Commissioner as Liquidator
21 shall promptly notify all policyholders of such policy termination and cancellation by First Class
22 Mail at the last known address of the policyholders. In addition, the Liquidator, in his sole
23 discretion, is authorized to terminate and cancel any policies issued by Respondent that are not
24 covered by the preceding sentence or that were issued by a fronting insurer and reinsured, in
25 whole or in part, to Respondent.

26 14. All insurance agents working on behalf of Respondent, and all insurance
27 brokers who have done or are doing business on behalf of or with Respondent, are directed to
28 make all remittances of funds collected by them or in their hands directly to the Commissioner as



1 Liquidator, forthwith. This obligation to remit collected funds is continuing in nature.

2 INJUNCTIONS AND OTHER ORDERS

3 15. All prior injunctions and other orders of this Court, except to the extent
4 expressly modified herein, are reaffirmed and remain in full force and effect. All powers and
5 authority granted to the Commissioner as Liquidator under this Order are in addition to and not
6 in limitation of the powers of the Liquidator under the California Insurance Code and any other
7 statutory or applicable case law.

8 16. Respondent, its officers, directors, agents and employees and all other persons
9 are enjoined from transacting the business of Respondent and from disposing of any of its
10 California assets or property or any other assets or property of Respondent wheresoever situated.

11 17. All persons are enjoined from interfering with the possession, title and rights
12 of the Commissioner, as Liquidator, in and to the assets of Respondent, and from interfering with
13 the conduct of the liquidation and the winding up of the business of Respondent.

14 18. All persons are enjoined from waste of assets of Respondent.

15 19. All persons are enjoined from instituting or prosecuting or maintaining any
16 action or proceeding at law or suit in equity, including but not limited to matters in arbitration,
17 against Respondent or the Commissioner as Liquidator of Respondent, and from attaching or
18 executing upon, or taking, any legal action against the property held by Respondent without the
19 consent of this Court obtained after reasonable notice to said Liquidator.

20 20. All persons are enjoined from obtaining preferences, judgments, attachments
21 or other licenses, or from making any levy against Respondent or its assets without the consent
22 of this Court obtained after reasonable notice to the Commissioner as Liquidator.

23 21. All former or present officers, directors, agents and employees of
24 Respondent, and all other persons are directed to deliver all books, records, equipment and other
25 assets of Respondent wheresoever situated to the Commissioner as Liquidator.

26 22. Respondent and its respective officers, directors, agents, servants, employees,
27 successors, assigns, affiliates, and other persons or entities under their control and all persons or
28 entities in active concert or participation with them, and each of them, are ordered to turn over to



1 the Commissioner as Liquidator all records, documentation, charts and/or descriptive material of
2 all funds, assets, property owned beneficially or otherwise, and all other assets of Respondent
3 wherever situated, and all books and records of accounts, title documents, leases, rental and
4 utilization agreements and other documents in their possession or under their control, which
5 relate, directly or indirectly, to assets or property of Respondent belonging to or now held by
6 Respondent or any of them or to the business or operations of Respondent.

7 LITIGATION AND LEGAL PROCESS

8 23. The Commissioner as Liquidator is authorized to initiate such equitable or
9 legal actions or proceedings in this or other states as may appear to him necessary to carry out his
10 functions as Liquidator.

11 24. Except with leave of court issued after a hearing in which the Commissioner
12 as Liquidator has received reasonable notice, all persons are enjoined from executing or issuing
13 or causing the execution or issuance of any court attachment, subpoena, replevin, execution or
14 other process for the purpose of impounding or taking possession of or interfering with or
15 creating or enforcing a lien upon any property owned or in the possession of Respondent or its
16 affiliates, or the Liquidator appointed herein, wheresoever situated.

17 25. Except by leave of court obtained after reasonable notice to the
18 Commissioner as Liquidator, all persons are enjoined from accelerating the due date of any
19 obligation or claimed obligation; exercising any right of set-off; taking, retaining, retaking or
20 attempting to retake possession of any real or personal property; withholding or diverting any
21 rent or other obligation; doing any act or other thing whatsoever to interfere with the possession
22 of or management by the Liquidator herein and of the property and assets, owned or controlled
23 by Respondent or in the possession of Respondent or to in any way interfere with said Liquidator
24 or to interfere in any manner during the pendency of this proceeding with the exclusive
25 jurisdiction of this Court over Respondent.

26 26. Any and all provisions of any agreement entered into by and between any
27 third party and Respondent, including, by way of illustration, but not limited to, the following
28 types of agreements (as well as any amendments, assignments, or modifications thereto):



1 financial guarantee bonds, promissory notes, loan agreements, security agreements, deeds of
2 trust, mortgages, indemnification agreements, subrogation agreements, subordination
3 agreements, pledge agreements, assignments of rents or other collateral, financial statements,
4 letters of credit, leases, insurance policies, guaranties, escrow agreements, management
5 agreements, real estate brokerage and rental agreements, servicing agreements, consulting
6 agreements, easement agreements, license agreements, franchise agreements, bonus/incentive
7 plans or agreements or employment contracts that provide in any manner that selection,
8 appointment or retention of a liquidator or trustee by any court, or entry of any order such as
9 hereby made, shall be deemed to be, or otherwise operate as, a breach, violation, event of default,
10 termination, event of dissolution, event of acceleration, insolvency, bankruptcy, or liquidation,
11 shall be stayed, and the assertion of any and all rights relating thereto shall also be stayed and
12 barred, except as otherwise ordered by this Court and this Court shall retain jurisdiction over any
13 cause of action that has arisen or may otherwise arise under any such provision.

14 CLAIMS BAR DATE

15 27. Any and all claims against Respondent (except those policyholder claims
16 already pending against Respondent, which are deemed filed), including those which in any way
17 affect or seek to affect any of the assets of Respondent, wherever or however such assets may be
18 owned or held, must be filed by no later than December 2, 2001 (the "Claims Bar Date"),
19 together with proper proof thereof, in accordance with the provisions of Insurance Code sections
20 1010 *et seq.*, including but not limited to section 1023. Any claims not filed by the Claims Bar
21 Date shall be conclusively deemed forever waived.

22 OTHER PROVISIONS

23 28. Nothing in this Order is intended to affect, modify or otherwise alter the
24 jurisdiction of this Court.

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1 29. Headings contained herein shall not be deemed to govern, limit, modify, or in
2 any manner affect the scope, meaning or intent of the provisions of any part or section of this
3 Order.

4 Dated: 7/8/2001

5 
6 The Honorable ~~David Garcia~~ William
7 Judge of the Superior Court Caball



EXHIBIT C

1 KAMALA D. HARRIS
Attorney General of the State of California
2 JOYCE E. HEE (State Bar No. 88610)
Supervising Deputy Attorney General
3 ANNE MICHELE BURR
State Bar No. 158302
4 Deputy Attorney General
455 Golden Gate, Suite 11000
5 San Francisco, California 94102-7004
Telephone: (415) 703-1403
6 Facsimile: (415) 703-5480
Email: AnneMichele.Burr@doj.ca.gov

7 *Attorney for Applicant*
8 *Insurance Commissioner of the State of California,*
9 *in his Capacity as Liquidator of HIH America*
Compensation & Liability Insurance Company

10 SUPERIOR COURT OF THE STATE OF CALIFORNIA
11 COUNTY OF SAN FRANCISCO
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15 **INSURANCE COMMISSIONER OF THE**
16 **STATE OF CALIFORNIA,**

17 Applicant,

18 v.

19 **HIH AMERICA COMPENSATION &**
20 **LIABILITY INSURANCE COMPANY, a**
California domiciled insurance company,

21 Respondent.
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Case No. CPF-01-320049

~~AMENDED~~ [PROPOSED] ORDER
APPROVING PAYMENT OF
LIQUIDATOR'S ADMINISTRATIVE
EXPENSES, APPROVING THE FINAL
DISTRIBUTION OF ASSETS, AND
CLOSING THE ESTATE

Date: December 31, 2015
Time: 9:30 a.m.
Dept: 302
Reservation No. 10011119-03

ENDORSED
FILED
San Francisco County Superior Court

DEC 31 2015

CLERK OF THE COURT
BY: ERICKA LARNAUTI
Deputy Clerk

1 The Insurance Commissioner as Liquidator of HHH America Compensation & Liability
2 Insurance Company (also "Liquidator"), has applied for an order approving the payment of
3 administrative expenses, the final distribution of assets, and the closing of the liquidated estate of
4 HHH America Compensation & Liability Insurance Company (the HHH America estate").

5 Good cause appearing, IT IS HEREBY ORDERED that:

6 1. The Liquidator's payment of \$306,812 for general operating and administrative
7 expenses for the HHH America estate paid from July 1, 2014 through May 31, 2015 is approved;

8 2. The Liquidator is authorized to distribute approximately \$14,464,052.90
9 to the applicable state insurance guaranty associations ("IGAs") and \$359,355.10 to the Non-
10 IGA claimants under Insurance Code section 1033, subdivision (a)(2). The distributions shall be
11 made within two weeks of receipt of the signed order from the Court;

12 3. The Liquidator is authorized to retain the sum of \$489,313 as its reserve closing
13 budget for payment of administrative expenses incurred but not yet paid by the Liquidator as of
14 May 31, 2015, and for future administrative and closing costs. The Liquidator is authorized to pay
15 any excess closing and administrative costs out of the funds appropriated for the maintenance of
16 the Department of Insurance. A report to the Court of the expenditure of these funds shall not be
17 required;

18 4. As to disbursements that are either undeliverable or as to issued checks that have
19 not been negotiated, the Liquidator is authorized to void such checks and escheat all
20 undeliverable amounts and amounts of non-negotiated checks to the Insurance Fund pursuant to
21 Code of Civil Procedure section 1517.

22 5. In the absence of any IGA objection, the Liquidator is authorized to initiate the
23 destruction of physical records associated with the HHH America estate, while continuing to
24 maintain electronic records for a period of three years following the Court's issuance of this
25 Order, except for electronic records necessary for examination by the Department of Finance or
26 state auditor;

27 6. The Insurance Commissioner is authorized to maintain in the Conservation &
28 Liquidation Office imaged databases of all records of HHH America for a period of three years

1 from the date of this Court's Order, and thereafter the Insurance Commissioner is authorized to
2 destroy all records of HIH America, except for those records necessary for examination by the
3 Department of Finance or the auditor of the Insurance Commissioner's books and records
4 pursuant to section 1061;

5 7. The estate of HIH America shall be closed and the Insurance Commissioner shall
6 be discharged as Conservator and Liquidator upon the filing of a declaration that the Insurance
7 Commissioner has distributed the assets of HIH America in accordance with this Court's order
8 approving final distribution. The Insurance Commissioner, his Special Deputies, the Conservation
9 and Liquidation Office, its employees, the California Department of Insurance, and its personnel
10 and the Commissioner's agents and attorneys shall be upon such filing DISCHARGED from any
11 and all claims, debts, liabilities, or duties to further account for the assets or liabilities of HIH
12 America through the date of the declaration, and shall have no liability of any kind or nature for
13 such claims or debts; and

14 8. The Insurance Commissioner is authorized to take any and all action necessary to
15 accomplish the purposes of the Order prayed for herein.

16
17
18 Dated: DEC 31 2015, 2015.

ERNEST H. GOLDSMITH

Judge of the Superior Court

EXHIBIT D

1 KAMALA D. HARRIS
Attorney General of California
2 JOYCE E. HEE
Supervising Deputy Attorney General
3 ANNE MICHELLE BURR
Deputy Attorney General
4 State Bar No. 158302
455 Golden Gate Avenue, Suite 11000
5 San Francisco, CA 94102-7004
Telephone: (415) 703-1403
6 Fax: (415) 703-5480
E-mail: AnneMichelle.Burr@doj.ca.gov

7 *Attorneys for Applicant*
8 *Insurance Commissioner of the State of California,*
9 *in his capacity as Liquidator of HIH America*
Compensation & Liability Insurance Company

10 SUPERIOR COURT OF THE STATE OF CALIFORNIA

11 COUNTY OF SAN FRANCISCO

12 CIVIL DIVISION

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

16 Applicant,

17 v.

18 **HIH AMERICA COMPENSATION &**
19 **LIABILITY INSURANCE COMPANY, a**
California domiciled insurance company,

20 Respondent.
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Case No. CPF-01-320049

**DECLARATION OF COMPLIANCE OF
LIQUIDATOR CONFIRMING
DISTRIBUTION OF ASSETS
PURSUANT TO COURT ORDER AND
CLOSING THE ESTATE OF HIH
AMERICA COMPENSATION &
LIABILITY INSURANCE COMPANY**

1 I, Scott Pearce, hereby declare under penalty of perjury of the law of the State of
2 California as follows:

3 1. I am over eighteen years, and I am competent to be a witness.

4 2. I am the Senior Estate Trust Officer ("Senior ETO") of the California Insurance
5 Commissioner's Conservation and Liquidation Office ("CLO") of the California Department of
6 Insurance ("CDI"). I make this declaration in my official capacity as the Senior ETO for the
7 CLO. The following facts are known by me to be true and correct and of my own personal
8 knowledge, except to those which I have expressed as being based upon my information and
9 belief, and if called upon to testify thereto I would and could competently do so.

10 3. The statements contained in this declaration are not all within my personal
11 knowledge, and I am informed that no single officer of the CLO has personal knowledge of all of
12 these matters. The statements in this declaration are based upon information assembled by
13 authorized employees of the CLO, and I am informed and believe that the statements based upon
14 that information are true. As to those matters that are within my own personal knowledge, the
15 statements are true. If called upon as a witness, I would testify as set forth herein.

16 4. I am responsible for the management of financially impaired or insolvent companies
17 in liquidation until the court has discharged the Insurance Commissioner of the State of California
18 ("Commissioner") of his duties as liquidator. I serve as a fiduciary, and in this capacity, I lead
19 and direct a support team consisting of individuals who work in areas of Accounting, Claims,
20 Reinsurance, Legal, Finance, Information Technology, Human Resources and Administration.
21 Once the Commissioner identifies an insurance company as financially impaired or at risk of
22 mismanagement of its assets, he applies to the court for an order for the conservation or
23 liquidation of the company. Liquidation is often required if the insurance company is irreparably
24 insolvent, resulting in termination of insurance company's operations and distribution of net
25 assets to policyholders and other claimants pursuant to a statutory priority scheme.

26 5. I am the CLO employee responsible for managing the affairs of HIH America
27 Compensation & Liability Insurance Company ("the HIH America estate") in liquidation. I have
28 primary responsibility for the overall administration of the HIH America estate, including, but not

1 limited to, matters pertaining to the HIIH America estate's financial reporting, claims
2 administration, legal matters, reinsurance, and estate expenditures. I am also responsible for the
3 management of the HIIH America estate's books and records, and I have overall custody and
4 control thereof.

5 6. On December 31, 2015, the Court entered an Order: (1) Approving Payment of
6 Liquidator's Administrative Expenses; (2) Approving the Final Distribution of Assets; (3) and
7 Closing the Estate (hereinafter "Order").

8 7. The Order provides that the Commissioner shall be discharged as the Conservator
9 and Liquidator of the HIIH America estate upon his filing of a declaration that he distributed the
10 assets of the HIIH America estate in accordance with the terms of the Order.

11 8. On January 14, 2016, the Commissioner transferred assets of the HIIH America estate
12 in the amount of \$14,464,052.90 to the applicable state insurance guaranty associations and
13 \$359,355.10 to the Non-IGA claimants under Insurance Code section 1033, subdivision (a)(2).

14 9. Pursuant to the Order, the Commissioner retained \$489,313 as its reserve closing
15 budget for payment of administrative and closing costs.

16 10. The Commissioner has taken all action necessary pursuant to the terms of the Order.
17 The HIIH America estate liquidation estate shall be closed and the Commissioner considers
18 himself discharged as the Conservator and Liquidator of the HIIH America estate according to the
19 terms of the Order.

20 I declare under the penalty of perjury that the foregoing is true and correct, except as to
21 matters stated on information and belief and, as to those matters, I believe them to be true.

22 Executed this 26TH day of January 2016, in San Francisco, California.

23
24 
25 Scott Pearce
26 Senior Estate Trust Officer
27
28

EXHIBIT E

HHH Supplemental Final Distribution

Proof of Claim Number	Surplus Distribution Amount
98022	1,259,957.41
98028	53,207.85
98034	19,810.31
98009	4,790.70
98056	3,827.97
98039	2,346.64
98029	1,374.08
98024	983.28
98054	946.68
99126	882.68
98055	490.25
18063	344.48
98038	275.82
99125	246.45
37545	240.57
98031	159.69
22307	131.72
23950	108.35
23848	97.45
32002	94.07
23502	88.93
16523	83.19
33475	81.17
26224	70.26
28370	65.58
99123	63.30
27674	60.53
35644	56.67
15612	51.35
29900	50.44
31751	50.25
25773	42.09
21834	38.56
17853	33.19
21574	33.03
39275	32.01
32338	30.33
21140	28.56
25645	26.08
31879	24.00
30137	23.78
22220	22.56
29501	21.21
27624	21.19
21697	20.49
37201	18.89
98030	18.86
20775	17.61
35645	16.94

HHH Supplemental Final Distribution

Proof of Claim Number	Surplus Distribution Amount
37372	16.35
14907	15.71
29604	15.01
22155	14.80
22261	13.28
18208	12.74
37883	12.10
31467	12.02
23341	11.83
33864	11.12
31466	11.02
29388	10.79
35681	10.75
30333	10.58
37666	9.77
19626	9.60
15010	9.39
16103	9.11
23492	9.11
38154	8.70
24511	8.55
26561	7.42
25665	6.66
24672	6.60
23018	6.47
30200	6.44
42139	6.41
35019	6.37
38404	6.34
28797	6.23
39355	6.21
19518	5.96
37400	5.66
37580	5.58
34322	5.56
14408	5.29
27751	5.10
13423	5.07
98020	-
98037	-
98047	-
Sub-total (87 claimants)	1,351,853.20
De minimis (Sub-total 111 claimants)	146.80
TOTAL	1,352,000.00

DECLARATION OF SERVICE BY U.S. MAIL

Case Name: **Insurance Commissioner of the State of California v. HHH American Compensation and Liability Insurance Company, Superior Access Insurance Services, Inc., Moving Party**
Superior Court of California, County of San Francisco, Case No.: CPF-01-320049

I hereby certify that on October 21, 2022, I electronically filed the following documents with the Clerk of the Court by using the Court's electronic filing system (EFS) operated by ACE (Messenger and Attorney Service, Inc.): **DECLARATION OF SCOTT PEARCE IN SUPPORT OF MOTION TO REOPEN PROCEEDINGS FOR LIMITED PURPOSE AND MOTION FOR ORDER APPROVING DISTRIBUTION OF SURPLUS FUNDS TO APPROVED CLASS 2 CLAIMANTS**

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 300 South Spring Street, Suite 1702, Los Angeles, CA 90013-1230.

On October 21, 2022, I served the attached **DECLARATION OF SCOTT PEARCE IN SUPPORT OF MOTION TO REOPEN PROCEEDINGS FOR LIMITED PURPOSE AND MOTION FOR ORDER APPROVING DISTRIBUTION OF SURPLUS FUNDS TO APPROVED CLASS 2 CLAIMANTS** by placing a true copy thereof enclosed in a sealed envelope with postage thereon fully prepaid, in the United States Mail at Los Angeles, California, addressed as follows:

SEE ATTACHED SERVICE LIST

I declare under penalty of perjury under the laws of the State of California and the United States of America the foregoing is true and correct and that this declaration was executed on October 21, 2022, at Los Angeles, California.

Norma L. Herrera-Gilbody
Declarant

Norma L. Herrera-Gilbody
Signature

Case Name: **Insurance Commissioner of the State of California v. HIH American Compensation and Liability Insurance Company, Superior Access Insurance Services, Inc., Moving Party**
Superior Court of California, County of San Francisco, Case No.: CPF-01-320049

SERVICE LIST

California Insurance Guarantee Association
PO BOX 29066
Glendale, CA 91209-9066

Illinois Insurance Guaranty Fund
150 S Wacker Dr, Ste 2970
Chicago, IL 60606

Michigan P&C Insurance Guaranty Assoc
PO BOX 531266
Livonia, MI 48153-1266

Colorado Insurance Guaranty Association
1720 S Bellaire St., Ste 408
Denver, CO 80222-4320

Wisconsin Insurance Security Fund
2820 Walton Commons W. Ste. 135
Madison, WI 53718-6797

Nevada Insurance Guaranty Association
3821 W Charleston Blvd Ste. 100
Las Vegas, NV 89102-1863

Indiana Insurance Guaranty Association
8777 Purdue Rd, Ste. 360
Indianapolis, IN 46268

Florida Worker's Comp Ins. Guaranty Assoc
PO BOX 15159
Tallahassee, FL 32317-5159

Texas P&C Insurance Guaranty Association
9120 Burnet Rd.
Austin, TX 78758-5204

Lenny Szarek, Inc.,
C/O Todd C Lyster, Esq
Lyster & Associates
221 North LaSalle St, Ste 1550
Chicago, IL 60601

Utah P&C Insurance Guaranty Association
PO BOX 1608
Sandy, UT 84091-1608

Climatemp Inc.
2315 Gardner Rd. Ste. A
Broadview, IL 60155-3700

Nebraska P&C Insurance Guaranty Association
c/o Western Guaranty Fund Services
1720 South Bellaire St., Suite 408
Denver, CO 80222

Nestle Prepared Foods Co
Attn: D Myndie Brown
30003 Bainbridge Rd
Solon, OH 44139-2205

Twenty First Century Resources
7486 Woodbriar Ln
West Bloomfield, MI 48322-2887

Kentucky Insurance Guaranty Association
10605 Shelbyville Rd Ste 101
Louisville, KY 40223

Genius Solutions Management Concept
7177 Miller Dr. Ste A
Warren, MI 48092-1699

Homak Manufacturing
350 N La Salle Dr. Ste 1100
Chicago, IL 60654-5131

Hitachi Magnetics Corporation
PO BOX 327
Edmore, MI 48829-0327

R & M Trucking., Inc.
3720 River Rd., Ste. 100
Franklin Park, IL 60131-2171

Hartz Construction Co., Inc.
9026 Heritage Pkwy
Woodridge, IL 60517-4939

C & D Heating & Cooling Inc.
160 W York Ave.
West Chicago, IL 60185-1951

Safford Unified School District #1
734 W 11TH ST
Safford, AZ 85546-2967

Kroeschell, Inc.
3222 N Kennicott Ave
Arlington Heights, IL 60004-1428

Melco Transfer, Inc.
PO BOX 604
Manteno, IL 60950-0604

Suburban Job Link Corporation
14 E Jackson Blvd Ste 1210
Chicago, IL 60604-2233

John & Mary Beth Magouirk
134 Driftwood Ln
Fort Myers Beach, FL 33931-4304

Best Staff Solutions
3000 Town Ctr Ste 1515
SOUTHFIELD, MI 48075-1186

Northland Investments, Inc.
PO BOX 250
Houghton Lake, MI 48629-0250

Fred Radandt Sons, Inc.
1800 Johnston Dr
Manitowoc, WI 54220-1333

Flooring Resources Corporation
600 Pratt Blvd
Elk Grove Village, IL 60007-5113

Rayner Covering Systems, Inc.
665 Schneider Dr
South Elgin, IL 60177-1162

Rex D. Putnam
339 Moser Dr
Bronson, MI 49028-8319

ODM Tool And Mfg.
9550 Joliet Rd.
Hodgkins, IL 60525-4148

Gary's Metals, Inc.
405 Scout Cabin Rd.
Carterville, IL 62918-3274

Nationwide Installation
6240 Corberry Trl. NE
Ada, MI 49301-8367

Machinery Components
1833 Downs Dr.
West Chicago, IL 60185-1805

Total Assurance Company
1454 Castle Dr
Petoskey, MI 49770-8797

Iowa Insurance Guaranty Association
801 Grand Ave. Ste. 3700
Des Moines, IA 50309-8004

Ayala Boring Construction
1113 Stoneham St
Bensenville, IL 60106-1438

Gee Cartage, Inc.
PO BOX 118
Lansing, IL 60438-0118

Van Drunen Ford Co., Inc.
3233 183rd St.
Homewood, IL 60430-2601

Polymicro Technologies, Inc
18019 N 25th Ave
Phoenix, AZ 85023-1246

Molycorp Metals And Alloys
8220 W Harrison St.
Tolleson, AZ 85353-3330

Poly-Pak & Ship Inc
2021 Illini Ave.
Vandalia, IL 62471-3400

Blaise Krautkramer
725 3rd ST
Algoma, WI 54201

Ornelas Construction Company
12520 W Horseshoe Dr.
New Lenox, IL 60451-2388

United Memorial Health System
615 S Bower St
Greenville, MI 48838-2614

Badger Basket Company
PO BOX 227
Edgar, WI 54426-0227

Harry W. Kuhn, Inc.
207 Illinois Ave
Saint Charles, IL 60174-2149

Insulated Panel Co.
3218 Wains Way
Oakland, MI 48363

Lansing Housing Commission
419 Cherry St
Lansing, MI 48933

Kane County Flea Market, Inc.
PO BOX 549
St Charles, IL 60174-0549

J & B Hauling, Inc.
5110 South Rd.
Gurnee, IL 60031-1851

Grier Abrasive Company, Inc.
123 W Taft Dr
South Holland, IL 60473-2034

Olympic Caulking Co
600 Jamison Ln.
Hoffman Estates, IL 60169-4129

RCI Systems, Inc.
1220 W Geneva Dr.
Tempe, AZ 85282-3433

Special Insurance Services
401 W Fayette Ave # 417
Springfield, IL 62704-2732

Warwick Publishing Company
Attn: Jaci Schalow
2601 E Main St
St Charles, IL 60174-4289

Milwaukee Steel Converting Corp.
400 W Burkhard Ct
Oak Creek, WI 53154-2051

Dean's Eggs Inc.
811 S Ferry Dr
Lake Mills, WI 53551-1832

UAW Local 974
3025 Springfield Rd
East Peoria, IL 61611-4880

Appeal For Charities & Goodwill
50 W 71ST St.
Chicago, IL 60621-3648

Ace Electric
910 S Cumberland Ave.
Park Ridge, IL 60068-4637

Industrial Commission Of Arizona
ATTN: Andrew Wade-Chief Counsel
AZ WCSF
800 West Washington St, Ste 303
Phoenix, AZ 85005

Missouri P&C Insurance Guaranty Assoc
994 Diamond Rdg Ste 102
Jefferson City, MO 65109-6885

Oregon Insurance Guaranty Association
10700 SW Beaverton Hwy. Ste. 426
Beaverton, OR 97005-3019