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8 *Attorneys for Applicant*
California Insurance Commissioner
9 *as Liquidator of Sable Insurance Company*

10 SUPERIOR COURT OF THE STATE OF CALIFORNIA
11 FOR THE CITY AND COUNTY OF SAN FRANCISCO

13 **THE INSURANCE COMMISSIONER OF THE**
14 **STATE OF CALIFORNIA,**
15 Applicant
16 v.
17 **SABLE INSURANCE COMPANY**
18 Respondent.

Case No. CGC 01-321201
**NOTICE OF DECLARATION OF
ROBERT FERNANDEZ CONFIRMING
FINAL DISTRIBUTION OF ASSETS
PURSUANT TO COURT ORDER AND
THE CLOSING OF THE ESTATE OF
SABLE INSURANCE COMPANY**
Trial Date: N/A
Action Filed: May 9, 2001

20 **PLEASE TAKE NOTICE** that the Insurance Commissioner of the State of California, in
21 his capacity as Liquidator or Sable Insurance Company, has filed a declaration pursuant to the
22 court's May 6, 2011 Order for the final distribution of assets and, pursuant to the Order, the
23 Estate of Sable Insurance Company is now closed. A copy of the declaration is attached to this
24 notice, marked Exhibit A.

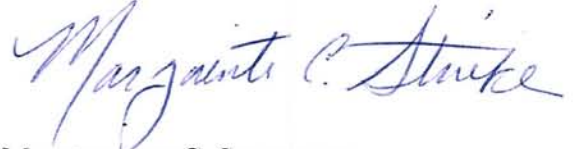
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Dated: August 3, 2011

Respectfully Submitted,

KAMALA D. HARRIS
Attorney General of California
RANDALL P. BORCHERDING
Supervising Deputy Attorney General



MARGUERITE C. STRICKLIN
Deputy Attorney General
Attorneys for Applicant
California Insurance Commissioner
as Liquidator of Sable Insurance Company

SF2001CV0612
Notice re Closing Estate.doc

EXHIBIT A

Copy

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ENDORSED
FILED
Superior Court of California
County of San Francisco

JUL 26 2011

CLERK OF THE COURT
BY: MARY ANN MORAN
Deputy Clerk

8 *Attorneys for Applicant*
9 *California Insurance Commissioner*
as Liquidator of Sable Insurance Company

10 IN THE SUPERIOR COURT OF THE STATE OF CALIFORNIA
11 FOR THE CITY AND COUNTY OF SAN FRANCISCO
12

13 THE INSURANCE COMMISSIONER OF THE
14 STATE OF CALIFORNIA,

CGC-01
Case No. 321201

15 Applicant,

**DECLARATION OF ROBERT
FERNANDEZ CONFIRMING
DISTRIBUTION OF ASSETS
PURSUANT TO COURT ORDER AND
CLOSING THE ESTATE OF SABLE
INSURANCE COMPANY**

16 v.

17 SABLE INSURANCE COMPANY,

18 Respondent

Date:
Time:
Dept:
Judge:

Trial Date: N/A
Action Filed: May 9, 2001

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22 I, Robert Fernandez, hereby declare under penalty of perjury of the laws of the State of
23 California as follows:

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

25 2. I am an Estate Trust Officer ("ETO") in the California Insurance Commissioner's
26 Conservation & Liquidation Office ("CLO"). I have been an ETO at the CLO since March 20,
27 1995. I have been the ETO for Sable Insurance Company ("Sable") since July 2007. I make this
28 declaration in my official capacity as an ETO for the CLO.

DECL. OF ROBERT FERNANDEZ CONFIRMING DISTRIBUTION OF ASSETS PURSUANT TO COURT
ORDER AND CLOSING THE ESTATE OF SABLE INSURANCE COMPANY
Case No. 321201 ()

1 3. I am responsible for the management of financially impaired or insolvent insurance
2 companies (referred to as “estates”) from the time of conservation or liquidation until the court
3 has discharged the Insurance Commissioner of his or her duties as Conservator or Liquidator. I
4 serve as a fiduciary, and in this capacity, I lead and direct a support team consisting of individuals
5 who work in the areas of Accounting, Claims, Reinsurance, Legal, Finance, Information
6 Technology, Human Resources, and Administration. Once the California Insurance
7 Commissioner identifies an insurance company as financially impaired or at risk of mismanaging
8 its assets, he files an application with the court for conservation or liquidation of the company.
9 As an ETO, I receive input and advice from other insurance professionals, including attorneys
10 from the California Department of Insurance, the California Attorney General’s Office, and
11 private law firms.

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

18 5. On May 6, 2011, this Court entered the Order Approving Application of the Insurance
19 Commissioner, as Liquidator of Sable Insurance Company, For Final Distribution of Assets
20 (hereinafter “Order”).

21 6. Paragraph 6 of said Order provides that the estate of Sable Insurance Company shall be
22 closed and the Commissioner discharged as Liquidator upon the filing of a declaration that the
23 Commissioner has distributed assets in accordance with this Court’s Order.

24 7. In accordance with the Court’s Order, the Commissioner distributed a total of \$638,844.

25 8. All checks that were distributed were cashed. Accordingly, the Commissioner did not
26 escheat any funds to the Insurance Fund.

27 9. Pursuant to this Court’s Order, the Commissioner retained \$192,617.00 for payment of
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administrative expenses for the period from January 1, 2011 to January 1, 2014.

10. The Commissioner has taken all necessary steps pursuant to the terms of this Court's Order, and will close the estate concurrent with the filing of this declaration.

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

11 day of July, 2011, at San Francisco, California



ROBERT FERNANDEZ
Estate Trust Officer
Conservation & Liquidation Office