

1 JEFFREY L. SCHAFFER (No. 91404)  
2 ETHAN P. SCHULMAN (No. 112466)  
3 HOWARD RICE NEMEROVSKI CANADY  
4 FALK & RABKIN  
5 A Professional Corporation  
6 Three Embarcadero Center, 7th Floor  
7 San Francisco, California 94111-4024  
8 Telephone: 415/434-1600  
9 Facsimile: 415/217-5910

10 Attorneys for the Insurance Commissioner Of  
11 The State Of California in his capacity as  
12 Conservator, Rehabilitator and Liquidator of  
13 Executive Life Insurance Company

14 SUPERIOR COURT OF THE STATE OF CALIFORNIA  
15 COUNTY OF LOS ANGELES

16 INSURANCE COMMISSIONER OF THE  
17 STATE OF CALIFORNIA,

18 Applicant and Petitioner,

19 v.

20 EXECUTIVE LIFE INSURANCE  
21 COMPANY, a California corporation,  
22 NATIONAL ORGANIZATION OF LIFE  
23 AND HEALTH GUARANTY  
24 ASSOCIATIONS, and DOES 1 through  
25 1000,

26 Respondents.

No. BS 006912

~~PROPOSED~~ JUDGMENT IN  
CONFORMITY WITH FINAL  
ARBITRATION DECISION

Date: June 29, 2007  
Time: 8:30 a.m.  
Dep't: 36

HOWARD  
RICE  
NEMEROVSKI  
CANADY  
FALK  
& RABKIN  
A Professional Corporation

ORIGINAL FILED  
JUN 29 2007  
LOS ANGELES  
SUPERIOR COURT

1 **[PROPOSED] JUDGMENT IN CONFORMITY WITH FINAL**  
2 **ARBITRATION DECISION**

3 On June 29, 2007, the Petition by the Insurance Commissioner of the State of  
4 California, in his capacity as conservator, rehabilitator and liquidator (the "Commissioner")  
5 of Executive Life Insurance Company ("ELIC") for entry of an Order confirming the Final  
6 Decision in the arbitration between the Commissioner and Respondent National  
7 Organization of Life and Health Insurance Guaranty Associations ("NOLHGA") (the "Final  
8 Arbitration Decision"), and for entry of a Judgment in conformity therewith, came on  
9 regularly for hearing before the Court. The Petition was duly served and filed, and all  
10 interested parties appeared through their counsel of record. The Court finds that there are no  
11 grounds for it to correct or vacate the Final Arbitration Decision, or to dismiss the  
12 proceeding. Accordingly, and good cause appearing therefor,

13 IT IS HEREBY ORDERED, ADJUDGED AND DECREED that the Final Arbitration  
14 Decision is hereby confirmed as made, and that judgment is hereby entered in conformity  
15 therewith.

16 DATED: June 29, 2007

Gregory W. Alarcon

18 By: \_\_\_\_\_  
19 HON. GREGORY W. ALARCON  
20 JUDGE OF THE SUPERIOR COURT

21  
22 W03 155930002/166/1391168  
23  
24  
25  
26  
27  
28