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14 Attorneys for Applicant
 15 Insurance Commissioner of the State of California

16 **SUPERIOR COURT OF THE STATE OF CALIFORNIA**
 17 **FOR THE COUNTY OF LOS ANGELES**

19 INSURANCE COMMISSIONER OF THE
 STATE OF CALIFORNIA,

20 Applicant,

21 v.

22 GOLDEN STATE MUTUAL LIFE
 23 INSURANCE COMPANY, a California
 corporation,

24 Respondent.

Case No. BS123005
 Assigned to Hon. Ann I. Jones, Dept. 86

**NOTICE OF APPLICATION TO
 APPROVE CONSERVATION AND
 LIQUIDATION EXPENSES**

[Filed concurrently with Memorandum,
 Declarations, Proposed Order, and Proof of
 Service]

Date: May 22, 2012
 Time: 9:30 a.m.
 Dept: 86

- 1 **TO: (1) THE LOS ANGELES SUPERIOR COURT;**
 2 **(2) ALL PERSONS AND ENTITIES KNOWN TO THE LIQUIDATOR TO HAVE**
 3 **A SUBSTANTIAL UNSATISFIED CLAIM THAT MAY BE AFFECTED BY**
 4 **THE REQUESTED COURT ORDERS; AND**
 5 **(3) ALL INTERESTED PARTIES.**

6 **PLEASE TAKE NOTICE** that on May 22, 2012, at 9:30 a.m., or as soon thereafter as
 7 the parties may be heard, in Department 86 of the Los Angeles Superior Court for the State of
 8 California, County of Los Angeles, located at 111 N. Hill Street, Los Angeles, California 90012
 9 (“Court”), Applicant Insurance Commissioner of the State of California, in his capacity as
 10 Liquidator (“Liquidator”) and former capacity as Conservator (“Conservator”) of Golden State
 11 Mutual Life Insurance Company (“Golden State”), will and hereby does apply to the Court and
 12 submit this application for:

- 13 1. A Court Order approving the Conservator’s and Liquidator’s expenses for the
 14 twenty-seven month period from September 30, 2009 through December 31, 2011; and
 15 2. A Court Order authorizing the Liquidator to take any and all actions necessary to
 16 accomplish the purposes of the above requested Order.

17 **Grounds for the Application**

18 The expenses incurred by the Conservator and Liquidator for which approval is requested
 19 are the following:

- | | | | |
|----|----|------------------------|----------------|
| 20 | 1. | Commissioner’s CLO: | \$1,586,348.91 |
| 21 | 2. | INS Consultants: | \$ 290,277.01 |
| 22 | 3. | Todd Donovan: | \$ 234,816.00 |
| 23 | 4. | Manhattan Group: | \$ 496,086.28 |
| 24 | 5. | Epstein Turner Weiss: | \$ 912,053.30 |
| 25 | 6. | Wisener Nunnally Gold: | \$ 57,019.94 |
| 26 | 7. | Larson & Rosenberger: | \$ 209,805.01 |
| 27 | 8. | Kane Corporation: | \$ 313,292.19 |
| 28 | 9. | Bryan, Pendleton: | \$ 53,136.00 |

1	10.	Ultimate Staffing:	\$	46,189.56
2	11.	Lewis & Ellis:	\$	16,499.15
3	12.	Aloria Character:	\$	31,473.44
4	13.	Cooke's Crating:	\$	6,740.47
5	14.	ART Movers:	\$	10,198.71
6	15.	Joshua Solomon	\$	69,255.10

7 This application is made pursuant to Insurance Code § 1037 and the Orders of
 8 conservation and liquidation for Golden State, on the grounds that the above-described fees and
 9 expenses were necessary for the conservation and liquidation of Golden State, are within the
 10 Conservator's and Liquidator's broad discretion and authorities under the Court's Order of
 11 Liquidation, the Insurance Code and case law, are reasonable for the services performed, and
 12 were incurred in maximizing Golden State's liquidation estate value.

13 Court approval of the expenses and fees is appropriate.

14 This application is based on this Notice, the Memorandum of Points and Authorities and
 15 the declarations of Scott Pearce and Michael R. Weiss, and evidence filed concurrently with this
 16 Notice, the pleadings, documents and papers on file in this action, and on such oral and/or
 17 documentary evidence and/or arguments which may be presented at the hearing on this
 18 application.

19 **Copies of Liquidator's Application and Supporting Evidence and Documents**

20 Copies of the Liquidator's Notice, Memorandum with evidence and Proposed Order
 21 supporting this application can be reviewed and downloaded at the Insurance Commissioner's
 22 Conservation & Liquidation Office's website at www.caclo.org/GoldenStateMutual. You also
 23 can call the Conservation & Liquidation Office's toll-free telephone number 1-877-595-2379,
 24 Ext. 5016, for assistance and to request a copy of the application and supporting documents.

25 **Response or Opposition to Application**

26 Any response or opposition to this application shall be filed with the Court and served by
 27 mail or e-mail to Golden State's attorney Michael R. Weiss, with supporting evidence, on or
 28

1 before May 9, 2012. The Liquidator shall file any replies, with supporting evidence, on or before
2 May 15, 2012. The address for Golden State's attorney Michael R. Weiss for service is:


3 Michael R. Weiss
4 Epstein Turner Weiss
5 A Professional Corporation
6 633 W. Fifth Street, Suite 3330
7 Los Angeles, California 90071
8 Telephone: (213) 861-7487
9 Facsimile: (213) 861-7488
10 Email: mrw@epsteinturnerweiss.com.

11 No action is required on your part if you do not oppose this Application.

12 DATE: April 16, 2012

13 KAMALA D. HARRIS
14 Attorney General of California
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16 W. DEAN FREEMAN
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18 LISA W. CHAO
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22 By: 
23 MICHAEL R. WEISS
24 Attorneys for Applicant
25 INSURANCE COMMISSIONER OF THE
26 STATE OF CALIFORNIA