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8	Attorneys for the Honorable Steve Poizner,		
. 9	Insurance Commissioner of the State of California in his capacity as Liquidator of Superior Nationa	a, l	
10	Insurance Company, Superior Pacific Casualty		
•	Company, California Compensation Insurance Company, Commercial Compensation Casualty		
11	Company and Combined Benefits Insurance Com	pany	
. 12	SUPERIOR COURT OF THI	E STATE OF CALIFORNIA	
13	COUNTY OF I	OS ANGELES	
14	CENTRAL C	CIVIL WEST	
1.5			
16	INSURANCE COMMISSIONER OF THE	Case No.: BS 0 Consolidated with: BS 0	61974 61975
17	STATE OF CALIFORNIA,		62171
18	Applicant,		62173 63746
19			•
20	v.	Judge: The Honorabl	e Carl J. West
	SUPERIOR NATIONAL INSURANCE	LIQUIDATOR'S FURTI	IER STATUS
21	COMPANY,	CONFERENCE STATES LEAD CASE	VIENT FOR
22	Respondent.	Date: December 11	2009
23		Time: 9:00 a.m.	
24		Dept: 311	
25	TO THE COURT AND TO ALL PARTIE	S AND THEIR ATTORNE	YS OF RECORD:
	TOTAL TOTAL MODIC BY IDELLED OF A T	•	
26	THE LIQUIDATOR'S FURTHER STAT	OS COMPERENCE BITTE	
27	CASE:	<ul> <li>A two first one of the second o</li></ul>	
28	3		
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	LIQUIDATOR'S FURTHER STATUS CONFERENCE	FOR LEAD CASE (BS 061974)	
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#### OVERVIEW

The Insurance Commissioner, through his CLO<sup>1</sup>, manages the Superior National Insurance Companies' liquidation for the benefit of policy claimants and creditors. It is the purpose of this report to explain the current status of the liquidator's reinsurance and premium recovery efforts, to provide financial information and an updated look at the liquidator's ongoing litigation efforts. This report updates all the categories of information provided in the liquidator's report filed on July 1, 2009 and discussed with the Court at its last status conference held on July 7, 2009.

II.

#### REINSURANCE INFORMATION

The CLO continues to pursue the estate's reinsurance recoveries by performing reinsurance accounting, audits, billings and collections. In addition to a general summary of reinsurance activities occurring since the last status conference, the Court has directed the CLO to continue to report a schedule of paid loss recoverables (net of premiums payable) including an aging report. Exhibit A is a schedule of paid loss recoverables (net of premiums payable) containing the requested aging report. Exhibit B is a schedule of ceded case reserves listing the amounts of all claims whether paid or reported to the reinsurer, but not yet billed, based on reserve amounts as established by the responsible IGA. Exhibit C is a schedule of ceded incurred but not reported reserves (IBNR). The following is a narrative that explains the latest versions of these reports in more detail.

#### Exhibit A – Paid Loss Recoverables (Net of Premiums Payable)

Exhibit A lists paid loss recoverables (net of premiums payable) due from each reinsurer as of September 30, 2009. Paid loss recoverables are the amounts already paid to the claimants that are due from the reinsurers and premiums payable are amounts due reinsurers pursuant to the terms of each contract. Near the bottom of Exhibit A, a grand total of \$370,398,880 is shown as

<sup>&</sup>lt;sup>1</sup> Conservation and Liquidation Office.

Also referred to as the "SNICIL" or the "Estate."

due from reinsurers, up from the \$363,569,269 reported in the July 2009 status report. The increase in paid loss recoverables (net of premiums payable) is \$6,829,611, resulting primarily from new billings of \$12,619,999 and refund of \$250,207 to John Hancock for its previous partial payment of the John Bumgarner claim, offset by the reversal of the prior billings for the John Bumgarner claim of \$3,825,000, and the collection of \$2,216,288 (Exhibit D is the arithmetical computation). \$11.3 million of the new billings are from the release of the 3<sup>rd</sup> quarter of 2008, 4<sup>th</sup> quarter of 2008, and the 1<sup>st</sup> quarter of 2009 accounts of the US Life Q.S. treaty and \$1.4 million are from the release of updated reinsurance reports for various XOL treaties. The collections of \$2,216,288 are primarily from Blackthorn Re/Ace American, LDG Re, Scor Re, St. Paul Re and Trustmark.

The John Bumgarner claim of \$3,825,000 was from a Reliance-fronted policy which was erroneously ceded to the \$4.65 million excess of \$350,000 treaty by SNICIL prior to liquidation. Extensive research and investigation resulted to the conclusion that the fronting and treaty agreements provided only for the retrocession of \$350,000 to Pac Rim (later known as Superior Pacific) and that Reliance was retaining amounts above \$350,000. Because of this recent discovery, the CLO is reversing the prior billings of \$3,825,000 for the John Bumgarner claim.

A substantial portion of the total paid loss recoverables (net of premiums payable) of \$360,856,808, are due under the US Life Q.S. Treaty. Also included in the total paid loss recoverables (net of premiums payable) are amounts that are in dispute, due from companies in liquidation, or pre-liquidation receivables in the process of reconciliation. The remaining \$6,433,090, in losses due from reinsurers (net of premiums payable), as reported in the July 2009 report, decreased by \$3,832,614 to \$2,600,476. This decrease is due to the reversal of the John Bumgarner billings of \$3,825,000 and the collections of \$1,616,848 offset by new billings of \$1,359,027 and the refund of a previously collected John Bumgarner billing of \$250,207 (see Exhibit D for arithmetical computation).

The dispute between FHA/Health Net and the CLO/Centre has finally been settled. The commutation and settlement agreement was approved by the Liquidation Court on August 25,

2009. The agreed upon settlement of \$6 million was received by the CLO in October 2009 and pursuant to the agreement \$761,000 of this amount was disbursed to Centre as its share of the reinsurance proceeds..

Trustmark owes SNICIL a total amount of \$863,559,000, down by \$535,411. This decrease was due to a payment received from Trustmark in July 2009. The majority of the overdue balances are due to disputes in penalty payments, CT claims, undocumented bill review payments and other billing issues. Castlewood owes SNICIL a total amount of \$2.0 million. We continue to submit new billings and supporting documentation to them. The CLO is pressing both reinsurers to settle all billed and overdue amounts.

Trustmark, Castlewood, LDG Re and CIGNA Re have expressed their desire to commute their reinsurance obligations to SNICIL. The California Insurance Guarantee Association (CIGA), responsible for handling the majority of the claims that will underlie the commutations, is in the process of evaluating and where necessary, adjusting the carried reserves on its open claim files in conformity with CIGA's reserving philosophy. Once this evaluation has been completed to the satisfaction of CIGA and any adjustments have been made, then the CLO will instruct its actuarial consultants to develop commutation proposals for submission to these reinsurers. The CLO is not inclined to make commutation proposal offers to Trustmark and Castlewood until the CIGA claim evaluation has been finalized. In the meantime, audits by Castlewood and LDG Re are scheduled in November and December 2009. An audit was performed by CIGNA Re in July 2009.

We continue to reconcile the remaining pre-liquidation recoverables which have been reduced to \$307,564. Exhibit A also shows the aging of the paid loss recoverables (net of premiums payable).

#### Exhibit B - Ceded Case Reserves

Exhibit B lists the ceded case reserves as of September 30, 2009, related to each reinsurer's contract with the liquidating companies. These are claims that have been reported to the Liquidator but have not been paid to the claimants and therefore are not yet due from the

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reinsurers. The total of the ceded case reserves is currently \$136,217,136, up by \$18,284,439 from the \$117,932,697 reported in the July, 2009 status report. The increase is primarily due to the significant increase in reserves for claims being handled by CIGA that are subject to the SNICIL treaties. The reserves for the US Life Q.S. treaty also increased by \$12.7 million, from \$72,919,744 to \$85,571,880.

Excluding the reserves on the US Life Q.S. Treaty of \$85,571,880, the net ceded case reserves total \$50,645,256, up from the \$45,012,953 reported in the July 2009 status report. The increase in the net ceded case reserves of \$5,632,303 resulted primarily from the CIGA's review of the reserves of claims subject to the various XOL treaties.

#### Exhibit C - Ceded IBNR (Incurred But Not Reported Reserves)

This exhibit lists the undiscounted ceded incurred but not reported reserves as of September 30, 2009. \$32.5 million of the total IBNR of \$96.0 million is from the US Life Q.S. Treaty. The IBNR figure is a result of the December 31, 2008 reserve analysis of our actuary, PriceWaterhouse Coopers.

The balance of \$63.5 million pertains to all other SNICIL treaties, some of which have not had the benefit of an actuarial study since liquidation and therefore, the carried IBNR is outdated and unreliable. In our efforts to commute the affected treaties, updated reserve studies will be conducted and the IBNR carried in SNICIL's ledgers will be adjusted as the updated IBNR estimates become available.

III.

#### ARBITRATION AND OTHER MATTERS

#### A. US Life Insurance Company V. SNICIL

All of the briefing in US Life's appeal to the Ninth Circuit Court of Appeals has been completed. Although oral arguments were completed in November 2008, the Ninth Circuit has yet to issue its opinion. While awaiting the appellate court's opinion, the CLO is closely monitoring the financial circumstances of the American International Group ("AIG"), which is the ultimate parent of US Life. AIG is also the ultimate parent of National Union Fire Insurance

Co. of Pittsburgh, PA ["National Union"], which is the surety bound for payment of \$600,000,000, payable to the Superior National cedents.

Meanwhile, CIGA continues to pay claims of injured California workers, over and above the amounts covered by the judgment and appeal bond. Although demand has been made for US Life to pay the additional loss payments ceded to US Life, US Life refuses to do so while its appeal remains pending. The Commissioner of Insurance successfully moved this Court for authorization to drawn down on the special schedule "P" funds placed on deposit by U.S. Life as required by the Insurance Code, in order to pay the on-going claims in excess of the bonded amounts.

IV.

#### FINANCIAL REPORT

#### A. Accounting Statements

The CLO's Accounting Department has updated its financial statements through September 30, 2009, and a copy of the consolidated balance sheet for the SNICIL estates is attached hereto as Exhibit E. Secured claims liability balance includes \$28.0 million for the SNTL lien.

The financial statements have been updated to incorporate the results of a December 31, 2008, Pricewaterhouse Coopers actuarial report commissioned by the Liquidator to review the adequacy of SNICIL reserves and IBNR for workers' compensation claims.

With the incorporation of the updated reserves and IBNR, Combined Benefit Insurance Company financial statement no longer has a positive net value, but a negative \$4,290,800.00. Consequently, as a result of the recent actuarial study and its effect on the financial statements, the Liquidator does not intend to adjudicate the Class 7 general claims.

The accounting department continues its other projects on an on-going basis, including its estate asset allocations, supporting the billing activities of the reinsurance department resolving statutory deposits accounts in various jurisdictions and/or recoveries and the IGA claims data reconciliation project.

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#### CLAIMS ADMINISTRATION

#### Claims Processing

#### 1. Premium and Subrogation Collection Activity

From an internal standpoint premium collection and subrogation recoveries have virtually ceased. There are still some protracted collection and subrogation matters being monitored, but minimal expense is being incurred. The SNICIL estates will bear no direct cost, other than the minimal allocation for the monitoring process, as these matters are being pursued through vendors operating on a contingency fee basis. The total premium collected through October 2009 is \$25,630.53, and the total subrogation collected is \$242,233.18. Both totals represent collection on all five estates.

#### 2. Claims Administration

The estates continue to have the two open claims previously noted. US Life's claim will not be formally adjudicated until the matter resolves. The non-covered Arkansas claim has not yet exceeded the statutory payment cap of \$300,000 although the CLO is informed that there is a prognosis of a major medical procedure. The CLO does not currently take a position on the claim since the Arkansas Guaranty Association continues to pay medical benefits within the statutory cap.

The estates are yet to finalize the claims from the 61 (multiple states have claims on more than one of the 5 estates) Guaranty Associations who paid claims. Since the formal resolution of the Guaranty Association claims involves a discounting of future reserves, the Liquidator generally waits until there appears to be a prospect of a relatively imminent closure of the estate before finalizing their claim. We do note that 29 out of the 61 Guaranty Association claims either have zero or one claim remaining open.

#### CONCLUSION

The Liquidating Companies continue to conduct significant run-off activities, including its appeal to recover reinsurance; claims administration, estate accounting, reinsurance negotiations and settlements. Moreover, these liquidating companies continue to fulfill a

1	significant goal of collecting and distrib	outing asset	s to the insuranc	e guaranty as	sociations,	, in
2	order to close the gap between the asset	ts of the liq	uidating compan	nies and their	financial	
3	obligations. If the Court has questions of	concerning	the contents of t	his status repo	ort, the liqu	uidator
4	will endeavor to provide answers within	n a reasona	ole time.			
5	Dated: November 24, 2009		Respectfully S	Submitted,		•
6		•	EDMUND G. B	ROWN JR.	en o	
7		•	Attorney Gen W. DEAN FRE	EMAN	111114	
8		•	FELIX E. LEAT Supervising I		eys Genera	al
9						
10			Marta	- Z. An	···	·
11			MARTA L. SM	IITH	·	,
12			Deputy Attor Attorneys for	the Honorab		
13				mmissioner of his capacity of		
14		•	Superior Nat	ional Insuran	се Сотрат	ny,
			Superior Pac	ific Casualty	Company.	
15				ompensation I	Insurance	
			California Co Company, Co Casualty Cor	ompensation I ommercial Co npany and Co	Insurance mpensatio	n
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15 16 17 18 19 20 21 22 23 24 25	II .		California Co Company, Co Casualty Cor	ompensation I ommercial Co npany and Co	Insurance mpensatio	n

## EXHIBIT A

### Exhibit A SUPERIOR NATIONAL INSURANCE COMPANIES IN LIQUIDATION Paid Loss Recoverables (Net of Premiums Payable) by Reinsurers September 30, 2009

		-		• :		120 days
	TOTAL	< 30 days	30-59 days	60-89 days	90-119 days	and over
AUL RMS UNUM LIFE AM	(323,172)	• •				(323;172)
AUL RMS/FED INS CHUBB						
AUL RMS/American United Life	21,125			•		21,125
AUL RMS (SF)/American Acc Re	(144)	•	• •			(144)
Blackthorn Re Srvd/Ace American	154,672	·			132,037	22,635
Captive Reinsurers	(3,077)	•				(3,077)
Clearwater Insurance	· •		•			
CIGNA*	. 74.074	40 007				59,547
Cigna Re/Connecticut General Life	71,874	12,327	•			00,041
CIGNA Re/Life Insurance Co. of North America	248,091			8.015	28,470	. 211,606
CNA Re/Continental Casualty Continental Re*	18,263	• .		,		18,263
Coronet Ins/Camelback Re						•,
Donnelly Skirtich/Continental Assurance	. (43)			•		(43)
Employers Re*	<u>.</u> .					
Excess*	252,026					252,026
.FHA/HealthNet	5,471,076					5,471,076
Gerling Global		•			•	260,304
Home (in Liquidation)	260,304					200,307
ing Re (UK)	1 211		•		1,311	
Insurance Co. of Hannover	1,311 2,028,180	134,105	•		225,822	1,668,253
Int'l Sol/IOA Re/Continental Casualty Company JEH Re/John Hancock Mutual	2,020,100	101,100	•	*		-
LDG Re Corp-OCR/Workers Comp Alternative Facility	212,585	76,987				135,598
LDG Re SRD/First All Financial		•	• .			
LRD Re- SRD/Transatlantic	30,393				30,393	
Life Insurance Company of North America	-					
New England Re*						10,896
North America*	10,896		•			(21,165)
Reinsurance Services of Princetori/Amer United Life Ins	(21,165)					(21,100).
	, , ,		•		•	
Reliastar Life UK	•	15 397	•			15,761
Reliastar Life UK ReliaStar Life	31,158	15,397	,			15,761
Reliastar Life UK ReliaStar Life Scandinavian Re	•	15,397	· · · · · · · · · · · · · · · · · · ·			
Reliastar Life UK ReliaStar Life Scandinavian Re Scor Re*	•	15,397		12,962	65,335	15,761 67,314
Reliastar Life UK ReliaStar Life Scandinavian Re	.31,158 -	15,397		12,962	65,335	
Reliastar Life UK ReliaStar Life Scandinavian Re Scor Re* Scor Re (IL)	.31,158 - 145,611	15,397		12,962	65,335	67,314
Reliastar Life UK ReliaStar Life Scandinavian Re Scor Re* Scor Re (IL) St Paul Re	31,158 - - 145,611 - 16,602	15,397		12,962	65,335	67,314 16,602
Reliastar Life UK ReliaStar Life Scandinavian Re Scor Re* Scor Re (IL) St Paul Re Transatlantic Re Travelers SPC-HF/Travelers Ind* Travelers/Phoenix*	31,158 - - 145,611 - 16,602 9,777	15,397		12,962	65,335	67,314 16,602 9,777
Reliastar Life UK ReliaStar Life Scandinavian Re Scor Re* Scor Re (IL) St Paul Re Transatlantic Re Travelers SPC-HF/Travelers Ind* Travelers/Phoenix* Trustmark	31,158 - - 145,611 - 16,602	15,397		12,962	65,335	67,314 16,602
Reliastar Life UK ReliaStar Life Scandinavian Re Scor Re* Scor Re (IL) St Paul Re Transatlantic Re Travelers SPC-HF/Travelers Ind* Travelers/Phoenix* Trustmark Underwriters Re	31,158 - - 145,611 - - 16,602 9,777 863,559	15,397		12,962	65,335	67,314 16,602 9,777
Reliastar Life UK ReliaStar Life Scandinavian Re Scor Re* Scor Re (IL) St Paul Re Transatlantic Re Travelers SPC-HF/Travelers Ind* Travelers/Phoenix* Trustmark Underwriters Re United Republic	31,158 - - 145,611 - - 16,602 9,777 863,559 42,170			12,962	65,335 4,297,714	67,314 16,602 9,777 863,559
Reliastar Life UK ReliaStar Life Scandinavian Re Scor Re* Scor Re (IL) St Paul Re Transatlantic Re Travelers SPC-HF/Travelers Ind* Travelers/Phoenix* Trustmark Underwriters Re United Republic US Life	31,158 - - 145,611 - - 16,602 9,777 863,559	15,397 3,207,048			4,297,714	67,314 16,602 9,777 863,559 42,170 353,352,043
Reliastar Life UK ReliaStar Life Scandinavian Re Scor Re* Scor Re (IL) St Paul Re Transatlantic Re Travelers SPC-HF/Travelers Ind* Travelers/Phoenix* Trustmark Underwriters Re United Republic US Life Zurich (UK)	31,158 - - 145,611 - - 16,602 9,777 863,559 42,170			12,962		67,314 
Reliastar Life UK ReliaStar Life Scandinavian Re Scor Re* Scor Re (IL) St Paul Re Transatlantic Re Travelers SPC-HF/Travelers Ind* Travelers/Phoenix* Trustmark Underwriters Re United Republic US Life	31,158 - - 145,611 - - 16,602 9,777 863,559 - 42,170 360,856,808 370,398,880	3,207,048 3,445,864		20,977	4,297,714 4,781,082	67,314 16,602 9,777 863,559 42,170 353,352,043 362,150,953
Reliastar Life UK ReliaStar Life Scandinavian Re Scor Re* Scor Re (IL) St Paul Re Transatlantic Re Travelers SPC-HF/Travelers Ind* Travelers/Phoenix* Trustmark Underwriters Re United Republic US Life Zurich (UK)	31,158 - 145,611 - 16,602 9,777 863,559 - 42,170 360,856,808	3,207,048	0.00%		4,297,714	67,314 16,602 9,777 863,559 42,170 353,352,043
Reliastar Life UK ReliaStar Life Scandinavian Re Scor Re* Scor Re (IL) St Paul Re Transatlantic Re Travelers SPC-HF/Travelers Ind* Travelers/Phoenix* Trustmark Underwriters Re United Republic US Life Zurich (UK) Total at September 30, 2009	31,158 - - 145,611 - 16,602 9,777 863,559 42,170 360,856,808 370,398,880	3,207,048 3,445,864 0.93%		20,977	4,297,714 4,781,082 1.29%	67,314 16,602 9,777 863,559 42,170 353,352,043 362,150,953 97,77%
Reliastar Life UK ReliaStar Life Scandinavian Re Scor Re* Scor Re (IL) St Paul Re Transatiantic Re Travelers SPC-HF/Travelers Ind* Travelers/Phoenix* Trustmark Underwriters Re United Republic US Life Zurich (UK) Total at September 30, 2009	31,158  145,611  16,602 9,777 863,559  42,170 360,856,808  370,398,880  100.00% (360,856,808)	3,207,048 3,445,864 0.93% (3,207,048)		20,977	4,297,714 4,781,082	67,314 16,602 9,777 863,559 42,170 353,352,043 362,150,953 97,77% (353,352,043)
Reliastar Life UK Reliastar Life Scandinavian Re Scor Re* Scor Re (IL) St Paul Re Transatlantic Re Travelers SPC-HF/Travelers Ind* Travelers/Phoenix* Trustmark Underwriters Re United Republic US Life Zurich (UK) Total at September 30, 2009  US Life (in Arbitration) FHA/HealthNet (in Dispute)	31,158	3,207,048 3,445,864 0.93% (3,207,048)		20,977	4,297,714 4,781,082 1.29%	67,314 16,602 9,777 863,559 42,170 353,352,043 362,150,953 97,77%
Reliastar Life UK Reliastar Life Scandinavian Re Scor Re* Scor Re (IL) St Paul Re Transatlantic Re Travelers SPC-HF/Travelers Ind* Travelers/Phoenix* Trustmark Underwriters Re United Republic US Life Zurich (UK) Total at September 30, 2009  US Life (in Arbitration) FHA/HealthNet (in Dispute) Trustmark (In Dispute)	31,158 	3,207,048 3,445,864 0.93% (3,207,048)		20,977	4,297,714 4,781,082 1.29%	67,314 16,602 9,777 863,559 42,170 353,352,043 362,160,953 97,77% (353,352,043) (5,471,076)
Reliastar Life UK ReliaStar Life Scandinavian Re Scor Re* Scor Re (IL) St Paul Re Transatlantic Re Travelers SPC-HF/Travelers Ind* Travelers/Phoenix* Trustmark Underwriters Re United Republic US Life Zurich (UK) Total at September 30, 2009  US Life (in Arbitration) FHA/HealthNet (in Dispute) Trustmark (in Dispute) Home (in Liquidation)	31,158 - 145,611 - 16,602 9,777 863,559 42,170 360,856,808 370,398,880 100.00% (360,856,808) (5,471,076) (863,559) (863,559) (260,304)	3,207,048 3,445,864 0.93% (3,207,048)		20,977	4,297,714 4,781,082 1.29%	67,314 16,602 9,777 863,559 42,170 353,352,043 362,150,953 97.77% (353,352,043) (5,471,076) (863,559) (260,304) (42,170)
Reliastar Life UK ReliaStar Life Scandinavian Re Scor Re* Scor Re (IL) St Paul Re Transatiantic Re Travelers SPC-HF/Travelers Ind* Travelers/Phoenix* Trustmark Underwriters Re United Republic US Life Zurich (UK) Total at September 30, 2009  US Life (in Arbitration) FHA/HealthNet (in Dispute) Trustmark (In Dispute) Home (in Liquidation) United Republic (in Liquidation)	31,158 	3,207,048 3,445,864 0.93% (3,207,048)		20,977	4,297,714 4,781,082 1.29%	67,314 16,602 9,777 863,559 42,170 353,352,043 362,150,953 97.77% (353,352,043) (5,471,076) (863,559) (260,304) (42,170) 3,077
Reliastar Life UK Reliastar Life Scandinavian Re Scor Re* Scor Re (IL) St Paul Re Transatlantic Re Travelers SPC-HF/Travelers Ind* Travelers/Phoenix* Trustmark Underwriters Re United Republic US Life Zurich (UK) Total at September 30, 2009  US Life (in Arbitration) FHA/HealthNet (in Dispute) Trustmark (In Dispute) Home (in Liquidation) United Republic (in Liquidation) Captive Program	31,158	3,207,048 3,445,864 0.93% (3,207,048)		20,977	4,297,714 4,781,082 1.29%	67,314 16,602 9,777 863,559 42,170 353,352,043 362,150,953 97.77% (353,352,043) (5,471,076) (863,559) (260,304) (42,170)
Reliastar Life UK ReliaStar Life Scandinavian Re Scor Re* Scor Re (IL) St Paul Re Transatlantic Re Travelers SPC-HF/Travelers Ind* Travelers/Phoenix* Trustmark Underwriters Re United Republic US Life Zurich (UK) Total at September 30, 2009  US Life (in Arbitration) FHA/HealthNet (in Dispute) Trustmark (in Dispute) Home (in Liquidation) United Republic (in Liquidation) Captive Program *Pre-liquidation receivables in process of reconciliation	31,158 - 145,611 - 16,602 9,777 863,559 42,170 360,856,808 370,398,880 100.00% (360,856,808) (5,471,076) (863,559) (280,304) (42,170) 3,077 (307,564)	3,207,048 3,445,864 0.93% (3,207,048)		20,977 0.01% - - - -	4,297,714 4,781,082 1.29% (4,297,714)	67,314 16,602 9,777 863,559 42,170 353,352,043 362,150,953 97.77% (353,352,043) (5,471,076) (863,559) (260,304) (42,170) 3,077 (307,564)
Reliastar Life UK Reliastar Life Scandinavian Re Scor Re* Scor Re (IL) St Paul Re Transatlantic Re Travelers SPC-HF/Travelers Ind* Travelers/Phoenix* Trustmark Underwriters Re United Republic US Life Zurich (UK) Total at September 30, 2009  US Life (in Arbitration) FHA/HealthNet (in Dispute) Trustmark (In Dispute) Home (in Liquidation) United Republic (in Liquidation) Captive Program	31,158 - 145,611 - 16,602 9,777 863,559 42,170 360,856,808 370,398,880 100.00% (360,856,808) (5,471,076) (863,559) (260,304) (42,170) 3,077	3,207,048 3,445,864 0.93% (3,207,048)		20,977	4,297,714 4,781,082 1.29%	67,314 16,602 9,777 863,559 42,170 353,352,043 362,150,953 97.77% (353,352,043) (5,471,076) (863,559) (260,304) (42,170) 3,077
Reliastar Life UK ReliaStar Life Scandinavian Re Scor Re* Scor Re (IL) St Paul Re Transatlantic Re Travelers SPC-HF/Travelers Ind* Travelers/Phoenix* Trustmark Underwriters Re United Republic US Life Zurich (UK) Total at September 30, 2009  US Life (in Arbitration) FHA/HealthNet (in Dispute) Trustmark (in Dispute) Home (in Liquidation) United Republic (in Liquidation) Captive Program *Pre-liquidation receivables in process of reconciliation	31,158 - 145,611 - 16,602 9,777 863,559 42,170 360,856,808 370,398,880 100.00% (360,856,808) (5,471,076) (863,559) (280,304) (42,170) 3,077 (307,564)	3,207,048 3,445,864 0.93% (3,207,048)	0.00%	20,977 0.01% - - - - 20,977	4,297,714 4,781,082 1.29% (4,297,714)	67,314 16,602 9,777 863,559 42,170 353,352,043 362,150,953 97.77% (353,352,043) (5,471,076) (863,559) (260,304) (42,170) 3,077 (307,564)

## EXHIBIT B

### Exhibit B SUPERIOR NATIONAL INSURANCE COMPANIES IN LIQUIDATION Ceded Case Reserves by Reinsurers September 30, 2009

	American Accident Group I	79,071
	American United Life	-
	AUL RMS (SF) Unum Life American	•
	AUL RMS Fed Ins Chubb	552,396
	Blackthorn Re Srvc/Ace American	4,606,065
	Buffalo Re	73,610
•	Captive Reinsurers	695,408
	CIGNA	148,191
	Cigna Re/Connecticut General Life	2,084,191
	CIGNA Re/Life Insurance Co. of North America	1,744,722
	Clarendon National Insurance	95,637
	CNA Re/Continental Casualty	1,791,506
		12,643
	Cologne Re of America	22,906
	Cont Re Coronet Ins/Camelback Re	7,184
		31,448
	Excess	. 0.11110
	FHA/HealthNet	753,267
	First Allmerica Financial (LDG Re-SRD)	764,244
	Gerling Global (Constitution Re)	162,477
	Hartford Fire	14,265
	Home (in Liquidation)	13,984
	Imperial Casualty & Indemnity	316,939
	Insurance Co. of Hanover (IL)	12,285,808
	Int'l Sol/IOA Re/Continental Casualty Company	92,675
	JEH Re/John Hancock Mutual	
	Le Mans Reinsurance	17,212 65,930
	Mercantile and General Re	65,950
	New England Re	32,953
	North America	
	North America Re	75,645
	North Star Re	23,974
	North Star Re thru CSMC	47,016
	Pennsylvania Manufacturer's	69,182
	Reliastar Life (Minnesota)	1,261,488
	ReliaStar Life (UK)	434,144
	Scor Re	•
	Scor Re (IL) (All State)	4,248,723
	Security Re	5,057
	Signet Re	147,325
	Skandia America Re	56,983
	St Paul Re	2,206,496
	Toa Re of America	11,128
	Transatlantic Re	1,065,382
	Transatlantic Re (LDG Re-SRD)	1,744,722
	Travelers Indemnity	40,502
	Travelers/Phoenix	20,133
	Trustmark ·	7,733,381.
	Underwriters Re	61,206
	United Republic Re	24,192
	US Life .	85,571,880
•	Winterthur Swiss ins. Co.	14,518
	Workers Comp Alternative Facility/LDG Re	4,783,526
	Zurich Re (UK) Ltd./Benfield LTD	105,801
		,
	Total at September 30, 2009	136,217,136
		(0.5
	Disputed - US Life	(85,571,880)
		E0 645 056
	Net Ceded Case Reserves	50,645,256

## EXHIBIT C

### Exhibit C SUPERIOR NATIONAL INSURANCE COMPANIES IN LIQUIDATION Ceded IBNR by Reinsurers September 30, 2009

US Life All Other Treaties (In Process of Review)	32,508,218 63,520,771
Total at September 30, 2009	96,028,989
Disputed - US Life	(32,508,218)
Net Ceded IBNR	63,520,771

## EXHIBIT D

#### Exhibit D

## COMPUTATION OF DIFFERENCES IN AMOUNTS OF PAID LOSS RECOVERABLES (NET OF PREMIUM PAYABLES) BETWEEN THE DECEMBER 2009 AND JULY 2009 STATUS CONFERENCE REPORTS

#### Paid Loss Recoverables (Net of Premium Payables)

\$ 6,829,611 Increase in paid loss recoverables (net of premium payables) computed as follows:

New Billings	\$	12,619,999
Write-off	\$	693
Refund of John Bumgarner claim paid by reinsurer	\$.	250,207
Less: Reversal of John Bumgarner claim	\$	(3,825,000)
Less: Collections	\$ .	(2,216,288)
Increase	\$	6,829,611

#### Net Balance Due

\$ (3,832,614) Decrease in net balance due computed as follows:

New Billings	\$ .	1,359,027
Refund of John Bumgarner claim paid by reinsurer	\$	250,207
Less: Reversal of John Bumgarner claim	\$	(3,825,000)
Less: Collections	\$	(1,616,848)
Decrease	\$	(3,832,614)

## EXHIBIT E

Insurance Commissioner of the State of California Conservation & Liquidation Office

# CONSOLIDATED SUPERIOR NATIONAL ESTATES STATEMENT OF ASSETS AND LIABILITIES IN LIQUIDATION As of September 30, 2009

	Cal Comp	Combined Benefits	Superior Nati	Superior Pacific	Commercial Comp	TOTAL
ASSETS						
Cash and cash equivalents:						
Restricted	921,500		ı	1	ı	921,500
Participation in pooled investments	41,765,500	2,409,300	9,005,000	7,575,500	2,513,900	63,269,200.
Non-pooled short-term investments:		•		•		
Restricted	116,300	229,500			;	345,800
Accrued investment income	203,400	11,800	43,800	37,000	12,200	308,200
Statutory deposits held by other states	779,600	1	.319,800		633,100	1,732,500
Funds held by guaranty associations	•	1	10,486,400		225,100	10,711,500
Recoverable from reinsurers - paid	220,548,500	7,448,000	113,564,300	(111,700)	28,949,800	370,398,900
Recoverable from reinsurers - case reserves	58,274,600	1,851,700	51,416,300	11,827,900	12,846,600	136,217,100
Recoverable from reinsurers - IBNR	68,842,100	1,772,900	8,229,900.	11,229,200	5,954,900	96,029,000
Salvage and subrogation recoverable	63,600		44,000	i	•	107,600
Total Available Assets	391,515,100	13,723,200.	193,109,500	30,557,900	51,135,600	680,041,300
LIABILITIES						
Secured claims Note 1	21,803,000	203,600	4,974,900	72,300	1,116,100	28,169,900
Accrued administrative expenses -Note 2	82,700	4,200	54,500	009	477,700	619,700
Claims against policies, including guaranty						
associations, before distributions	1,848,828,900	32,415,400	802,614,300	189,442,500	136,097,200	3,009,398,300
Early access and other Class 2 distributions	(472,100,600)	(18,208,600)	(183,994,800)	(30,586,800)	(49,443,000)	(754,333,800)
All other claims	20,592,600	759,900	28,730,100	. 194,100	449,500	50,726,200
Total Estimated Liabilities	1,518,763,800	18,014,000	652,405,400	219,576,300	99,311,600	2,508,071,100
NET ASSETS (DEFICIENCY)	(1,127,248,700)	(4,290,800)	(459,295,900)	(189,018,400)	(48,176,000)	(1,828,029,800)

Note 1 Includes \$28 million for SNTL lien, pursuant to an approved court order dated May 7, 2003.

Note 2 Does not include expenses for final distribution and related closing activities.

#### DECLARATION OF SERVICE BY U.S. MAIL

Case Name: Insurance Commissioner v. Superior National Insurance Co.

No.: BS 061974

I declare:

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. I am familiar with the business practice at the Office of the Attorney General for collection and processing of correspondence for mailing with the United States Postal Service. In accordance with that practice, correspondence placed in the internal mail collection system at the Office of the Attorney General is deposited with the United States Postal Service that same day in the ordinary course of business.

On <u>November 24, 2009</u>, I served the attached LIQUIDATOR'S FURTHER STATUS CONFERENCE STATEMENT FOR LEAD CASE by placing a true copy thereof enclosed in a sealed envelope with postage thereon fully prepaid, in the internal mail collection system at the Office of the Attorney General at 300 South Spring Street, Suite 1702, Los Angeles, CA 90013, addressed as follows:

#### (SEE ATTACHED SERVICE LIST)

I declare under penalty of perjury under the laws of the State of California the foregoing is true and correct and that this declaration was executed on **November 24**, 2009, at Los Angeles, California.

Signature James

Veronica James

Declarant

LA2000CV0370 60495321.doc

#### **SERVICE LIST**

CASE:

INSURANCE COMMISSIONER v. SUPERIOR NATIONAL

INSURANCE COMPANY and CONSOLIDATED PROCEEDINGS

CASE NO: BS 061974

Laszlo Komjathy

CA Department of Insurance

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