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8 *Attorneys for Petitioner*
Insurance Commissioner of the State of California

Exempt from fees pursuant to Govt.
Code § 6103

9 SUPERIOR COURT OF THE STATE OF CALIFORNIA

10 COUNTY OF LOS ANGELES

11 CENTRAL DISTRICT

12
13 **INSURANCE COMMISSIONER OF THE**
14 **STATE OF CALIFORNIA,**
15 Applicant,
16 v.
17 **WESTERN GENERAL INSURANCE**
18 **COMPANY,**
19 Respondent.

Case No. 21STCP01655

**DECLARATION OF DOUGLAS J.
BETETA IN SUPPORT OF VERIFIED
EX PARTE APPLICATION FOR ORDER
APPOINTING INSURANCE
COMMISSIONER AS CONSERVATOR**

Date: August 5, 2021
Time: 8:30 a.m.
Dept.: 39
Judge: Hon. Stephen I. Goorvitch
Trial Date: None Set
Action Filed: May 21, 2021

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1 I, Douglas J. Beteta, declare:

2 1. I am the attorney of record herein for Petitioner Ricardo Lara, Insurance
3 Commissioner of the State of California (Commissioner). I am an attorney at law, duly
4 authorized to practice before all courts of the State of California and this Court and am a Deputy
5 Attorney General for the California Office of the Attorney General, which represents the
6 Commissioner in this action. I have personal knowledge of the facts recited herein, and if called
7 and sworn, would competently so testify.

8 2. Counsel for Respondent Western General Insurance Company (Western General) in
9 this action is:

10 John E. McPherson
11 Hinshaw & Culbertson LLP
12 350 South Grand Ave., Suite 3600
13 Los Angeles, CA 90071-3476
14 Tel.: 213-614-7320
15 jmcpherson@hinshawlaw.com

16 3. On or about August 3, 2021 at 10:36 a.m., I sent Mr. McPherson the email attached
17 hereto as Exhibit 1 providing notice of the Commissioner's ex parte application seeking a
18 liquidation order and asking him to confirm that, consistent with Western General's consents
19 attached as Exhibit C to the Commissioner's application, Western General would not oppose the
20 Commissioner's application.

21 4. Thereafter, Mr. McPherson that Western General would not oppose the
22 Commissioner's application and that he would not appear at the hearing on the application.

23 I declare under penalty of perjury under the laws of the State of California that the
24 foregoing is true and correct.

25 Executed on August 4, 2021, in South Pasadena, California.

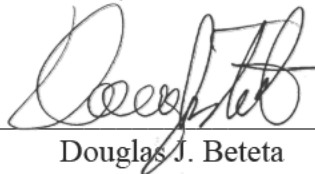
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EXHIBIT 1

Douglas Beteta

From: Douglas Beteta
Sent: Tuesday, August 3, 2021 10:36 AM
To: 'McPherson, John E.'
Subject: Insurance Commissioner v. Western General - Notice of 8/5/2021 Ex Parte Application

Dear John,

This email is to provide notice that on Thursday, August 5, 2021 at 8:30 am, I will be appearing ex parte and via LA Court Connect in Department 39 of the Los Angeles Superior Court, Stanley Mosk Courthouse, located at 111 North Hill Street, Los Angeles, CA 90012.

The Insurance Commissioner will be seeking an order of liquidation in the form previously sent to you and Western General. Consistent with the consents Western General has provided, it is my understanding that Western General does not oppose the Insurance Commissioner's application. Please let me know if my understanding is correct and whether you intend to appear at the hearing on the Commissioner's application.

I will send you a copy of the final documents Wednesday morning.

Best,
Doug

Douglas J. Beteta
Deputy Attorney General
Business Litigation Section
Office of the Attorney General
300 S. Spring St., Suite 1702
Los Angeles, CA 90013
213.269.6014

DECLARATION OF SERVICE BY E-MAIL

Case Name: **INSURANCE COMMISSIONER OF THE STATE OF CALIFORNIA,
v. WESTERN GENERAL INSURANCE COMPANY,**

Case No.: **21STCP01655**

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.

On **August 4, 2021**, I served the attached **DECLARATION OF DOUGLAS J. BETETA IN SUPPORT OF VERIFIED EX PARTE APPLICATION FOR ORDER APPOINTING INSURANCE COMMISSIONER AS CONSERVATOR** by transmitting a true copy via electronic mail, addressed as follows:

**John E. McPherson
Hinshaw & Culbertson LLP
350 South Grand Ave., Suite 3600
Los Angeles, CA 90071-3476
Tel.: 213-614-7320
jmcperson@hinshawlaw.com**

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 **August 4, 2021**, at Los Angeles, California.

Martha Ochoa
Declarant



Signature