

CONFORMED COPY

CONFORMED COPY
ORIGINAL FILED
Superior Court Of California
County Of Los Angeles

JUN 07 2013

John A. Clarke, Executive Officer/Clerk
By: Robin Sanchez, Deputy

KAMALA D. HARRIS
Attorney General of California
W. DEAN FREEMAN
FELIX E. LEATHERWOOD
Supervising Deputy Attorneys General
LISA W. CHAO
Deputy Attorney General
State Bar No. 198536
300 South Spring Street, Room 1702
Los Angeles, California 90013
Telephone: (213) 897-2481
Fax: (213) 897-5775
E-mail: Lisa.Chao@doj.ca.gov
Attorneys for Applicant
Insurance Commissioner of the State of California,
as Liquidator of Fremont Indemnity Company

SUPERIOR COURT OF THE STATE OF CALIFORNIA

COUNTY OF LOS ANGELES

CENTRAL CIVIL WEST

**INSURANCE COMMISSIONER OF THE
STATE OF CALIFORNIA,**

Applicant,

v.

FREMONT INDEMNITY COMPANY,

Respondent.

CASE NO. BS083582

**NINTH VERIFIED APPLICATION FOR
ORDER APPROVING LIQUIDATOR'S
PROPOSAL TO DISBURSE ASSETS TO
STATE INSURANCE GUARANTEE
ASSOCIATIONS OR FUNDS [INS. CODE
§ 1035.5]; MEMORANDUM OF POINTS
& AUTHORITIES IN SUPPORT
THEREOF**

Date: July 16, 2013

Time: 1:30 p.m.

Dept.: CCW-307

Judge: Honorable William Highberger

I.

INTRODUCTION

Pursuant to California Insurance Code section 1035.5, the Insurance Commissioner of the State of California ("Liquidator"), in his capacity as the Liquidator of Fremont Indemnity Company ("Fremont"), seeks the Court's approval of his proposal to disburse a portion of the Fremont liquidation estate's assets to the California Insurance Guaranty Association ("CIGA") and to insurance guaranty associations that perform similar functions in the other states in which Fremont conducted its workers' compensation business (collectively, the "IGAs"). The Liquidator proposes to disburse approximately \$25,564,790 to the IGAs in accordance with their estimated reported losses from January 1, 2012 through December 31, 2012, as specified in the distribution schedule attached to the application as Exhibit A.

II.

VERIFIED APPLICATION

Applicant, the Insurance Commissioner of the State of California, in his capacity as Liquidator of Fremont Indemnity Company states as follows:

1. On June 4, 2003, the Los Angeles County Superior Court ordered and appointed the Commissioner to serve as Conservator of Fremont.

2. On July 2, 2003, the same court found that Fremont was insolvent and, on that basis, terminated the Commissioner's status as Conservator and appointed the Commissioner to serve as the Liquidator of Fremont. The entry of the Liquidation Order triggered the duty of the IGAs to pay all covered policyholder claims in accordance with the IGAs' respective statutes.

3. California Insurance Code section 1035.5 provides in relevant portion that:
"Notwithstanding the provisions of Article 14 (commencing with Section 1010), with regard only to those insurers subject to this article:

"(a) Within 120 days of the issuance of an order directing the winding up and liquidation of the business of an insolvent insurer under Section 1016, the commissioner shall make application to the court for approval of a proposal to

1 disburse the insurer's assets, from time to time as such assets become available, to
2 the California Insurance Guarantee Association, or the California Life and Health
3 Insurance Guarantee Association, and to any entity or person performing a similar
4 function in another state.

5 “(b) The proposal shall at least include the following provisions for:

6 “(1) Reserving amounts for the payment of expenses of administration and
7 the payment of claims of secured creditors (to the extent of the value of the
8 security held) and claims falling within the priorities established in paragraphs (1)
9 to (4), inclusive, of subdivision (a) of Section 1033.

10 “(2) Disbursement of the assets marshaled to date and subsequent
11 disbursements of assets as they become available.

12 “(3) Equitable allocation of disbursements to each of the associations
13 entitled thereto.

14 “(4) The securing by the commissioner from each of the associations
15 entitled to disbursements pursuant to this section of an agreement to return to the
16 commissioner such assets previously disbursed as may be required to pay claims
17 of secured creditors and claims falling within the priorities established in
18 paragraphs (1) to (5), inclusive, of subdivision (a) of Section 1033 in accordance
19 with the priorities. No bond shall be required of any association.

20 “(5) A full report to be made by the association to the commissioner
21 accounting for all assets so disbursed to the association, all disbursements made
22 therefrom, any interest earned by the association on the assets, and any other
23 matter as the court may direct.

24 “(c) The commissioner's proposal shall provide for disbursements to the
25 associations in amounts estimated at least equal to the claim payments made by
26 the associations for which such associations could assert a claim against the
27 commissioner, and shall further provide that if the assets available for
28

1 disbursement from time to time do not equal or exceed the amount of the claim
2 payments made by the associations, then disbursements shall be in the amount of
3 available assets. The reserves of the insolvent insurer on the date of the order of
4 liquidation shall be used for purposes of determining the pro rata allocation of
5 funds among eligible associations.

6 “(d) The commissioner shall offset the amount disbursed to any entity or
7 person performing a function in any other state similar to that function performed
8 by the California Insurance Guarantee Association, or the California Life and
9 Health Insurance Guarantee Association, by the amount of any statutory deposit,
10 premiums, or any other asset of the insolvent insurer held in that state.

11 “(e) Notice of such application shall be given to the associations in and to
12 the commissioners of insurance of each of the states. Any such notice shall be
13 deemed to have been given when deposited in the United States certified mails,
14 first-class postage prepaid, at least 30 days prior to submission of such application
15 to the court. Action on the application may be taken by the court provided the
16 above required notice has been given and provided further that the commissioner's
17 proposal complies with paragraphs (1) and (4) of subdivision (b).”

18 **PLAN APPROVAL AND PRIOR DISTRIBUTIONS**

19 4. On December 3, 2004, the Court approved the plan proposed by the Liquidator
20 for the early distribution of Fremont's assets to the IGAs as required under Insurance Code
21 section 1035.5 (the “Plan”). Pursuant to the Plan, each IGA will receive an early access
22 distribution equal to a percentage of an amount based on the ratio of the IGA's paid losses
23 (which includes the amount of paid “allocated loss adjustment expense,” or ALAE, on specific
24 claims) to the total of all IGAs' paid losses (including ALAE). Statutory deposits will be netted
25 from each IGA's share to ensure that the allocation of the early access distribution remains
26 equitably proportionate to each IGA's respective share of Fremont's aggregate claim payment
27 liability. Under the Plan, the Liquidator also agreed to maintain a \$60 million reserve, subject to
28

1 periodic adjustment, to cover items listed in Insurance Code section 1035.5, subdivision (b)(1)
2 (the "Reserve").

3 5. The Court further approved the first distribution by the Liquidator from Fremont's
4 assets to the IGAs for claim payment activity reported by the IGAs from July 2, 2003, through
5 June 30, 2004. On December 14, 2004, the Liquidator disbursed Fremont's assets in the
6 aggregate amount of \$49,224,224 to the IGAs based on claim losses reported to the Liquidator,
7 after offsetting statutory deposits and other assets that were turned over to the IGAs upon
8 Fremont's insolvency.

9 6. On July 7, 2005, the Court approved a second distribution of Fremont's assets to
10 the IGAs for claim payment activity reported by the IGAs from July 1, 2004, through December
11 31, 2004. Pursuant to the Court's approval, the Liquidator disbursed Fremont's assets in the
12 aggregate amount of \$36,934,280 to the IGAs based on claim losses reported to the Liquidator,
13 after offsetting statutory deposits and other assets that were turned over to the IGAs upon
14 Fremont's insolvency.

15 7. On June 11, 2006, the Court approved a third distribution of Fremont's assets to
16 the IGAs for claim payment activity reported by the IGAs from January 1, 2005, through
17 December 31, 2005. Pursuant to the Court's approval, the Liquidator disbursed Fremont's assets
18 in the aggregate amount of \$168,063,039 to the IGAs based on claim losses reported to the
19 Liquidator, after offsetting statutory deposits and other assets that were turned over to the IGAs
20 upon Fremont's insolvency.

21 8. On August 3, 2007, the Court approved a fourth distribution of Fremont's assets to
22 the IGAs for claim payment activity reported by the IGAs from January 1, 2006, through
23 December 31, 2006. Pursuant to the Court's approval, the Liquidator disbursed Fremont's assets
24 in the aggregate amount of \$144,007,213 to the IGAs based on claim losses reported to the
25 Liquidator, after offsetting statutory deposits and other assets that were turned over to the IGAs
26 upon Fremont's insolvency.

27 ///

1 9. On June 11, 2008, the Court approved a fifth distribution of Fremont's assets to the
2 IGAs for claim payment activity reported by the IGAs from January 1, 2007, through December
3 31, 2007. Pursuant to the Court's approval, the Liquidator disbursed Fremont's assets in the
4 aggregate amount of \$49,675,212 to the IGAs based on claim losses reported to the Liquidator,
5 after offsetting statutory deposits and other assets that were turned over to the IGAs upon
6 Fremont's insolvency.

7 10. On October 5, 2009, the Court approved a sixth distribution of Fremont's assets to
8 the IGAs for claim payment activity reported by the IGAs from January 1, 2008, through
9 December 31, 2008. Pursuant to the Court's approval, the Liquidator disbursed Fremont's assets
10 in the aggregate amount of \$50,000,000 to the IGAs based on claim losses reported to the
11 Liquidator, after offsetting statutory deposits and other assets that were turned over to the IGAs
12 upon Fremont's insolvency.

13 11. On October 17, 2011, the Court approved a seventh distribution of Fremont's
14 assets to the IGAs for claim payment activity reported by the IGAs from January 1, 2009, through
15 December 31, 2010. Pursuant to the Court's approval, the Liquidator disbursed Fremont's assets
16 in the aggregate amount of \$39,905,597.00 to the IGAs based on claim losses reported to the
17 Liquidator, after offsetting statutory deposits and other assets that were turned over to the IGAs
18 upon Fremont's insolvency.

19 12. On August 7, 2012, the Court approved the eighth early access of Fremont's assets
20 to the IGA's for claim payment activity reported by the IGAs from January 1, 2011, through
21 December 31, 2011. Pursuant to the Court's approval, the Liquidator distributed assets in the
22 aggregate amount of \$39,617,203 to the IGAs based on claim losses reported to the Liquidator,
23 after offsetting statutory deposits and other assets that were turned over to the IGAs upon
24 Fremont's insolvency.

25 ///

26 ///

27 ///

ADJUSTMENT TO RESERVE

13. As part of the Court's approval of the early access distribution plan on December 3, 2004, the Liquidator proposed to set aside a reserve of \$60 million, subject to periodic adjustments to ensure that the reserve is neither too great nor too small for the proper and equitable administration of the estate and the protection of claimants. The Liquidator further agreed to advise the Court of future changes in the reserve at the time he files his Notices of Proposed Early Access Distribution.

14. In 2008, the Liquidator advised the Court that a reserve of \$30 million was sufficient. In 2009, the Liquidator determined that it was necessary to increase the Reserve to \$60 million, pending the completion and approval of a plan to effect a taxpayer deconsolidation of the estate from the consolidated taxpayer group of Fremont's former parent company, Fremont General Corporation. The Fremont estate has completed the taxpayer deconsolidation plan and is working to run off the balance of the reinsurance program. After making the early access distribution in 2012, the Fremont estate had approximately \$67 million in available reserves set aside.

LIMITATIONS ON DISTRIBUTION

15. The estate also implemented limitations on future early access distributions to avoid over-distribution to certain IGAs and in consideration of the funds that ultimately will be required for an equitable distribution to other non-IGA Class 2 claimants, who were not entitled to early access distribution but are entitled to equal-claim treatment. Currently, the estate has set aside \$15.3 million to address the non-IGA Class 2 claims.

16. Prior to 2009, the IGAs were reimbursed for all paid claims and related expenses at percentages between 85-100%. However, several years ago the Liquidator settled all major litigation involving this estate. In addition, the Liquidator has continued to administer and monitor the adjustment of Uncovered Claims that will eventually share in future distributions *pari passu* with the IGAs. Based on the settlements and developments in adjusting and estimating the amount of the estate's potential liability on Uncovered Claims, the Liquidator determined that the

1 estimated final distribution to Class 2 participants, including both IGAs and Uncovered Claims,
2 will be in the range of 40-50%. This analysis caused the Liquidator to change the method used to
3 make early access distributions to participating IGAs.

4 17. Effective as of the 2009 Early Access Distribution, the Liquidator established a
5 distribution cap of 38% of each IGA's total incurred losses. If an IGA's distributions exceed the
6 38% cap, that particular IGA will not participate in further Early Access Distributions. In
7 addition, the Liquidator will not make a distribution to an IGA that will cause its aggregate
8 distributions to exceed its total paid losses to date.

9 18. For the current distribution, the Liquidator has increased the distribution cap to
10 41.5% of the IGAs' total incurred losses. The higher distribution cap is due to an increase in the
11 Fremont estate's available assets as well as the Liquidator limiting payment to 95% of the capped
12 amount due to each IGA.

13 THE PROPOSED 2013 DISTRIBUTION

14 19. After the IGAs reported to the Liquidator their claim payment activity for the
15 period January 1, 2012 through December 31, 2012, and after the Liquidator applied the protocol
16 described in paragraphs 18 above, the Liquidator determined that \$25.5 million is an appropriate
17 Early Access Distribution for 2013. The specific amount anticipated to be paid to each
18 participating IGA is provided in the schedule attached as Exhibit A hereto and incorporated
19 herein by this reference.¹

20 18. As of March 31, 2013, the Fremont estate has cash assets of \$69,786,300. After
21 making the proposed 2013 Early Access Distribution of \$25.5 million, the Fremont estate will
22 have an available pool of approximately \$42.2 million remaining as a reserve for liabilities
23 referenced in Insurance Code section 1035.5, subdivision (b)(1).

24
25
26 ¹ The schedule of Early Access Distribution attached as Exhibit A includes the
27 cumulative paid losses reported by the IGAs from the date of Fremont's liquidation, July 2, 2003,
28 through December 31, 2012, and the deductions for all credits, including statutory deposits and
amounts received in the prior early access distribution, and subject to the caps and limitations set
forth in paragraph 16 hereof.

1 19. Finally, as required by Insurance Code section 1035.5, subdivisions (b)(4) and
2 (b)(5), each IGA receiving a distribution has signed an Agreement for Early Access Distribution
3 of Funds, which obligates the IGA to return to the Fremont estate any portion of an early access
4 distribution that exceeds the IGA's ratable share of the ultimate Class 2 distributions from the
5 liquidation estate. The agreements govern this distribution and each subsequent early access
6 distribution of assets from the Fremont estate.

7 WHEREFORE, the Liquidator prays that this Application be heard and granted, and that

8 1. Authorizing the Liquidator to disburse approximately \$25.5 million from the assets
9 of Fremont Indemnity Company to the IGAs, subject to final adjustments of the disbursement
10 amount; and

11 2. Authorizing the Liquidator to take any and all action necessary to accomplish the
12 purposes of the Order prayed for herein.

13
14 Dated: June 5, 2013

Respectfully submitted,


15 KAMALA D. HARRIS
16 Attorney General of California
17 W. DEAN FREEMAN
18 FELIX E. LEATHERWOOD
19 Supervising Deputy Attorneys General



20 LISA W. CHAO
21 Deputy Attorney General
22 *Attorneys for the Insurance Commissioner*
23 *of the State of California, in his capacity as*
24 *Liquidator of Fremont Indemnity Company*

- 1
- 2
- 3
- 4
- 5
- 6
- 7
- 8
- 9
- 10
- 11
- 12
- 13
- 14
- 15
- 16
- 17
- 18
- 19
- 20
- 21
- 22
- 23
- 24
- 25
- 26
- 27
- 28

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



Scott D. Pearce

- 1
- 2
- 3
- 4
- 5
- 6
- 7
- 8
- 9
- 10
- 11
- 12
- 13
- 14
- 15
- 16
- 17
- 18
- 19
- 20
- 21
- 22
- 23
- 24
- 25
- 26
- 27
- 28

Within 120 days of the issuance of an order directing the winding up and liquidation of the business of an insolvent insurer under Section 1016, the commissioner shall make application to the court for approval of a proposal to disburse the insurer's assets, from time to time as such assets become available, to the California Insurance Guarantee Association, or the California Life and Health Insurance Guarantee Association, and to any entity or person performing a similar function in another state.

California and other states have similar requirements regarding the handling of assets of insolvent insurers that require the equitable distribution of an insolvent insurer's assets among all IGAs. (Ins. Code, § 1033, subd. (a); *Commercial Nat'l Bank v. Superior Court (Garamendi)* (1993) 14 Cal.App.4th 393, 398 [finding that claimants within same class are entitled to share pro rata in distribution to class].)

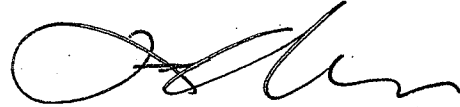
///
///

1 Based on the foregoing, the Liquidator respectfully requests that the Court grant the
2 application and approve the proposal to disburse assets to state Insurance Guarantee Associations.

3
4 Dated: June 5, 2013

Respectfully submitted,

5 KAMALA D. HARRIS
6 Attorney General of California
7 W. DEAN FREEMAN
8 FELIX E. LEATHERWOOD
9 Supervising Deputy Attorneys General

10 

11 LISA W. CHAO
12 Deputy Attorney General
13 *Attorneys for the Insurance Commissioner*
14 *of the State of California, in his capacity as*
15 *Liquidator of Fremont Indemnity Company*

16
17
18
19
20
21
22
23
24
25
26
27
28
LA2003CV0857
51300262_2.doc

EXHIBIT "A"

Exhibit A

Fremont Indemnity Company

Proposed 9th Early Access Distribution to Insurance Guaranty Associations

August, 2013

<u>Insurance Guaranty Associations</u>	<u>Proposed Distribution</u>
Alabama Insurance Guaranty Association	\$34,825
Alaska Insurance Guaranty Association	\$1,025,619
Industrial Commission of Arizona	\$3,907,619
California Insurance Guarantee Association	\$15,905,849
Connecticut Insurance Guaranty Association	\$62,566
District of Columbia Insurance Guaranty Association	\$51,188
Georgia Insurance Insolvency Pool	\$131,028
Idaho Insurance Guaranty Association	\$221,043
Illinois Insurance Guaranty Fund	\$2,375,274
Kentucky Insurance Guaranty Association	\$112,884
Montana Insurance Guaranty Association	\$360,145
North Carolina Insurance Guaranty Association	\$84,185
New Mexico Property & Casualty Insurance Guaranty Association	\$219,722
Nevada Insurance Guaranty Association	\$20,183
Oklahoma Insurance Guaranty Association	\$98,878
Utah Property & Casualty Insurance Guaranty Association	\$898,404
Virginia Property & Casualty Insurance Guaranty Association	\$55,378
	<hr/>
	\$25,564,790

DECLARATION OF SERVICE BY CERTIFIED MAIL AND FIRST CLASS MAIL
(Separate Mailings)

Case Name: **Insurance Commissioner v. Fremont Indemnity Company**

No.: **BS083582**

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 with postage thereon fully prepaid that same day in the ordinary course of business.

On June 7, 2013, I served the attached **NINTH VERIFIED APPLICATION FOR ORDER APPROVING LIQUIDATOR'S PROPOSAL TO DISBURSE ASSETS TO STATE INSURANCE GUARANTEE ASSOCIATIONS OR FUNDS [INS. CODE § 1035.5]; MEMORANDUM OF POINTS AND AUTHORITIES IN SUPPORT THEREOF** by placing a true copy thereof enclosed in a sealed envelope as certified mail with return receipt requested, and another true copy of the **NINTH VERIFIED APPLICATION FOR ORDER APPROVING LIQUIDATOR'S PROPOSAL TO DISBURSE ASSETS TO STATE INSURANCE GUARANTEE ASSOCIATIONS OR FUNDS [INS. CODE § 1035.5]; MEMORANDUM OF POINTS AND AUTHORITIES IN SUPPORT THEREOF** was enclosed in a second sealed envelope as first class mail 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 June 7, 2013, at Los Angeles, California.

Linda Richardson
Declarant

Linda Richards
Signature

SERVICE LIST

Case Name: Insurance Commissioner v. Fremont Indemnity Company
L. A. S. C. Case No.: BS083582

C. Guerry Collins, Esq.
Locke Lord Bissell & Liddell LLP
300 S. Grand Ave., Suite 800
Los Angeles, CA 90071-3200
Fax: 213-485-1200

Joseph E. Thomas
Thomas Whitelaw & Tyler LLP
18101 Von Karman Avenue, Suite 230
Irvine, CA 92612
Fax: 949-679-6405

Dean Hansell, Esq.
Hogan Lovells US LLP
1999 Avenue of the Stars, Suite 1400
Los Angeles, CA 90067
Fax: 310-785-4601

Joel F. Citron, Esq.
Law Offices of Joel F. Citron
3420 Ocean Park Blvd., Suite 3030
Santa Monica, CA 90405
Fax: 310-450-3851

Lawrence A. Tabb, Esq.
Musick, Peeler & Garrett LLP
One Wilshire Blvd., Suite 2000
Los Angeles, CA 90017-3383
Fax: 213-624-1376

Nicholas Peter Roxborough, Esq.
Roxborough, Pomerance & Nye LLP
5820 Canoga Avenue, Suite 250
Woodland Hills, CA 91367
Fax: 818-992-9991

John F. Finston
Sonnenschein, Nath & Rosenthal LLP
525 Market Street, 26th Floor
San Francisco, CA 94105-2708
Fax: 415-882-0300

David B. Babbe, Esq.
Morrison & Foerster LLP - Los Angeles
555 West Fifth Street, Suite 3500
Los Angeles, CA 90013-1024
Fax: 213-892-5454

Paul Woolls, Esq.
H. Douglas Galt, Esq.
Gregory B. Scher
Woolls & Peer
A Professional Corporation
One Wilshire Boulevard, 22nd Floor
Los Angeles, CA 90017
Fax: 213-629-1660

Michael C. Lieb, Esq.
Willenken Wilson Loh & Lieb LLP
707 Wilshire Blvd., Suite 3850
Los Angeles, CA 90017
Fax: 213-955-9250

George T. Caplan, Esq.
Epstein Becker & Green, P.C.
Kristopher S. Davis, Esq.
1925 Century Park East, Suite 500
Los Angeles, CA 90067-2506
Fax: 310-553-2165

Linda Dakin-Grimm, Esq.
Milbank, Tweed, Hadley & McCloy LLP
601 South Figueroa Street, 30th Floor
Los Angeles, CA 90017
Fax: 213-629-5063

Russell Hayman, Esq.
G. Jill Basinger, Esq.
McDermont Will & Emry LLP
2049 Century Park East, Suite 3800
Los Angeles, CA 90067-3218
Fax: 310-277-4730

CERTIFIED SERVICE LIST

Betty S. Davis Executive Director Alabama Insurance Guaranty Association 2020 Canyon Road, Suite 200 Birmingham, AL 35216	Susan R. Daniels AIC Fund Administrator Alaska Insurance Guaranty Association c/o Northern Adjusters, Inc. 1401 Rudakof Circle, Suite 100 Anchorage, AK 99508
Michael E. Surguine Executive Director Arizona Insurance Guaranty Funds 1110 West Washington, Suite 270 Phoenix, AZ 85007	Steve A. Uhrynyszcz, Esq. Administrator Arkansas Property & Casualty Guaranty Fund 1023 West Capitol Avenue, Suite 2 Little Rock, AR 72201
Wayne D. Wilson Executive Director California Insurance Guarantee Association P. O. Box 29066 Glendale, CA 91209-9066	David C. Edwards President Colorado -Western Guaranty Fund Services 1720 South Bellaire Street, Suite 408 Denver, CO 80222
Paul M. Gulko, Esq. President Connecticut -Guaranty Fund Management Services One Bowdoin Square Boston, MA 02114-2916	Barbara Cox Vice President & Corporate Secretary National Conference of Insurance Guaranty Funds 300 N. Meridian Street, Suite 1020 Indianapolis, IN 46204
Paul M. Gulko, Esq. President District of Columbia -Guaranty Fund Management Services One Bowdoin Square Boston, MA 02114-2916	John J. Falkenbach Executive Director Delaware Insurance Guaranty Association 220 Continental Drive, Suite 309 Newark, DE 19713
Sandra Robinson, President Florida Insurance Guaranty Association P.O. Box 14249 Tallahassee, FL 32317	Sandra J. Robinson, President Florida Workers Compensation Insurance Guaranty Association P.O. Box 15159 Tallahassee, FL 32317
Michael C. Marchman Executive Director Georgia Insurers Insolvency Pool 2177 Flintstone Drive, Suite R Tucker, GA 30084	Blake J. Obata, Administrator Hawaii Insurance Guaranty Association 1001 Bishop Street American Savings Bank Tower, Suite 1160 Honolulu, HI 96813
David C. Edwards President Idaho -Western Guaranty Fund Services 1720 South Bellaire Street, Suite 408 Denver, CO 80222	Anne A. Sharp Executive Director Illinois Insurance Guaranty Fund 120 South LaSalle Street, Suite 1910 Chicago, IL 60603

CERTIFIED SERVICE LIST

<p>Janis B. Funk Executive Director Indiana Insurance Guaranty Association 8777 Purdue Road, Suite 360 Indianapolis, IN 46268</p>	<p>Steven M. Augspurger General Counsel Iowa Insurance Guaranty Association 801 Grand Avenue, Suite 3700 Des Moines, IA 50309-8004</p>
<p>David C. Edwards President Kansas -Western Guaranty Fund Services 1720 South Bellaire Street, Suite 408 Denver, CO 80222</p>	<p>A. Scott Webster , Executive Director Kentucky Insurance Guaranty Association 10605 Shelbyville Road, Suite 101 Louisville, KY 40222</p>
<p>John Wells Director of Operations & Logistics Louisiana Insurance Guaranty Association 2142 Quail Run Drive Baton Rouge, LA 70808-4126</p>	<p>Paul M. Gulko, Esq. President Maine -Guaranty Fund Management Services One Bowdoin Square Boston MA 02114-2916</p>
<p>Paul M. Gulko, Esq. President Massachusetts -Guaranty Fund Management Services One Bowdoin Square Boston, MA 02114-2916</p>	<p>Joseph R. Petr, President Maryland Property & Casualty Insurance Guaranty Corporation 305 Washington Avenue, Suite 600 Towson, MD 21204-4715</p>
<p>Thomas R. Kujawa Executive Director Michigan Property & Casualty Guaranty Association 39810 Grand River Avenue, Suite 120 Novi, MI 48375</p>	<p>Paul Steffen Executive Director Minnesota Insurance Guaranty Association 7600 Parklawn Ave., Suite 460 Edina, MN 55435</p>
<p>Arthur Russell Executive Director Mississippi Insurance Guaranty Assn. 713 South Pear Orchard Road, Suite 200 Ridgeland, MS 39157-4823</p>	<p>Charles F. Renn Executive Director Missouri Property & Casualty Insurance Guaranty Association 994 Diamond Ridge, Suite 102 Jefferson City, MO 65109</p>
<p>David C. Edwards, President Montana -Western Guaranty Fund Services 1720 South Bellaire Street, Suite 408 Denver, CO 80222</p>	<p>L. Dean Fletcher, Administrator Nebraska Property & Liability Insurance Guaranty Association 1610 South 70th Street, Suite 100 Lincoln, NE 68506</p>
<p>Bruce W. Gilbert Executive Director Nevada Insurance Guaranty Association 3821 W. Charleston Blvd., Suite 100 Las Vegas, NV 89102-1859</p>	<p>Paul M. Gulko, Esq. President New Hampshire -Guaranty Fund Management Services One Bowdoin Square Boston, MA 02114-2916</p>

CERTIFIED SERVICE LIST

Joseph L. DellaFera , Executive Director New Jersey Property-Liability Insurance Guaranty Association 222 Mount Airy Road Basking Ridge, NJ 07920	Joseph L. Della Fera, Chief Executive Director New Jersey Workers' Compensation Security Fund 222 Mt. Airy Road Basking Ridge, NJ 07920
Gary M. Keenan, Fund Administrator New Mexico Insurance Guaranty Association c/o Keenan & Associates, Inc. 11501 Montgomery Boulevard, N.E. Albuquerque, NM 87111	Dennis J. Hayes Special Deputy Superintendent New York State Insurance Department Liquidation Bureau 110 William Street, 15th Floor New York, NY 10038
Raymond F. Evans, Jr. Managing Secretary North Carolina Insurance Guaranty Association 5401 Six Forks Road Raleigh, NC 27609-4435	Jeffry J. Cahill Managing Secretary North Dakota Insurance Guaranty Association 843 Munich Drive Bismarck, ND 58504
Steve Durish, President Ohio/ West Virginia Insurance Guaranty Association 1840 Mackenzie Drive Columbus, OH 43220	Larry W. Fitch, General Manager Oklahoma Property & Casualty Insurance Guaranty Association 2601 Northwest Expressway, Suite 330E Oklahoma City, OK 73112
David C. Johnson Administrator Oregon Insurance Guaranty Association 10700 Southwest Beaverton Highway, Suite 426 Beaverton, OR 97005-3019	Stephen Perrone, Executive Director Pennsylvania Property & Casualty Insurance Guaranty Association 1617 John F. Kennedy Boulevard One Penn Center, Suite 1850 Philadelphia, PA 19103
Laura S. Keller , Claims Manager Pennsylvania Workers' Compensation Security Fund Pennsylvania Insurance Department Bureau of Special Funds 901 North 7th Street Harrisburg, PA 17102	Jose E. Camacho Postigo Executive Director Puerto Rico Property & Casualty Insurance Guaranty Association 789 San Patricio Avenue Las Lomas Development San Juan, PR 00921
Paul M. Gulko, Esq. President Rhode Island -Guaranty Fund Management Services One Bowdoin Square Boston, MA 02114-2916	J. Smith Harrison, Executive Director/Secretary South Carolina Property & Casualty Insurance Guaranty Association 240 Stoneridge Drive One Greystone Building, Suite 101 Columbia, SC 29210

CERTIFIED SERVICE LIST

<p>Edwin E. Evans South Dakota Property & Casualty Insurance Guaranty Association c/o Davenport, Evans, Hurwitz & Smith 206 West 14th Street Sioux Falls, SD, 57104</p>	<p>David Broemel Executive Secretary Tennessee Insurance Guaranty Association 1600 Division Street, Suite 680 Nashville, TN 37203</p>
<p>Marvin Kelly , Executive Director Texas Property & Casualty Insurance Guaranty Association 9120 Burnet Road Austin, TX 78758</p>	<p>Allen Muhlestein Executive Director Utah Property & Casualty Insurance Guaranty Association 7400 S. Union Park Ave., Suite 201 Midvale, UT 84047</p>
<p>Paul M. Gulko, Esq. President Vermont -Guaranty Fund Management Services One Bowdoin Square Boston, MA 02114-2916</p>	<p>Paul M. Gulko, Esq. President Virginia -Guaranty Fund Management Services One Bowdoin Square Boston, MA 02114-2916</p>
<p>David C. Edwards President Washington -Western Guaranty Fund Services 1720 South Bellaire Street, Suite 408 Denver, CO 80222</p>	<p>Steve Durish, President West Virginia - Insurance Guaranty Association 1840 Mackenzie Drive Columbus, OH 43220</p>
<p>Randy Blumer Executive Director Wisconsin Insurance Security Funds 2820 Walton Commons West, Suite 135 Madison, WI 53718-6797</p>	<p>David Edwards President Wyoming -Western Guaranty Fund Services 1720 South Bellaire Street, Suite 408 Denver, CO 80222</p>

CERTIFIED SERVICE LIST

Ken Vines, Commissioner Wyoming Insurance Department 106 East 6th Avenue Cheyenne, Wyoming 82002-0440	Linda S. Hall, Director Alaska Division of Insurance 550 West 7th Avenue, Suite 1560 Anchorage, Alaska 99501-3567
Jim L. Ridling, Commissioner Alabama Department of Insurance 201 Monroe Street, Suite 502 Montgomery, Alabama 36104	Jay Bradford, Commissioner Arkansas Insurance Department 1200 West 3rd Street Little Rock, Arkansas 72201-1904
Christina Urias, Director Arizona Department of Insurance 2910 North 44th Street, Suite 210 Phoenix, Arizona 85018-7269	John J. Postolowski, Interim Commissioner Colorado Division of Insurance 1560 Broadway, Suite 850 Denver, Colorado 80202
Thomas B. Leonardi, Commissioner Connecticut Department of Insurance 153 Market Street, 7th Floor Hartford, Connecticut 06103	William P. White, Commissioner Dept. of Insurance & Securities Reg. Government of the District of Columbia 810 First Street, N. E., Suite 701 Washington, DC 20002
Karen Weldin Stewart, Commissioner Delaware Department of Insurance 841 Silver Lake Boulevard Dover, Delaware 19904	Jeff Atwater Chief Financial Officer Florida Department of Financial Services State Capitol Plaza Level Eleven Tallahassee, Florida 32399-0300
Kevin McCarty Commissioner of Insurance Regulation Office of Insurance Regulation The Larson Building 200 E. Gaines Street, Room 101 Tallahassee, Florida 32399-0301	Ralph T. Hudgens, Commissioner Georgia Department of Insurance 2 Martin Luther King, Jr. Drive West Tower, Suite 704 Atlanta, Georgia 30334
Gordon I. Ito, Commissioner Hawaii Insurance Division Dept. of Commerce & Consumer Affairs 335 Merchant Street, Room 213 Honolulu, Hawaii 96813	Susan E. Voss, Commissioner Iowa Insurance Division 330 E. Maple Street Des Moines, Iowa 50319-0065
William W. Deal, Director Idaho Department of Insurance 700 West State Street, 3rd Floor Boise, Idaho 83720-0043	Michael T. McRaith, Director Illinois Department of Insurance 320 W. Washington Street Springfield, Illinois 62767-0001
Stephen W. Robertson, Commissioner Indiana Department of Insurance 311 W. Washington Street, Suite 300 Indianapolis, Indiana 46204-2787	Sandy Praeger, Commissioner Kansas Department of Insurance 420 S.W. 9th Street Topeka, Kansas 66612-1678

CERTIFIED SERVICE LIST

Sharon P. Clark, Commissioner Kentucky Department of Insurance 215 West Main Street Frankfort, Kentucky 40601	James J. Donelon, Commissioner Louisiana Department of Insurance Attn: Chad Brown 1702 N. 3rd Street Baton Rouge, Louisiana 70802
Joseph G. Murphy, Commissioner Massachusetts Division of Insurance 1000 Washington Street, 8 th Floor Boston, Massachusetts 02118-6200	Elizabeth Sammis, Acting Commissioner Maryland Insurance Administration 200 St. Paul Place, Suite 2700 Baltimore, Maryland 21202
Mila Kofman, Superintendent Maine Bureau of Insurance Dept. of Professional & Financial Reg. 34 State House Station Augusta, Maine 04333-0034	Ken Ross, Commissioner State of Michigan Office of Financial and Insurance Services Attn: Office of the Commissioner Ottawa Bldg 3rd Floor, 611 W. Ottawa Lansing, Michigan 48933
Mike Rothman, Commissioner Minnesota Department of Commerce 85 7th Place East, Suite 500 St. Paul, Minnesota 55101	John M. Huff, Director Missouri Department of Insurance 301 West High Street, Suite 530 Jefferson City, Missouri 65102
Mike Chaney, Commissioner Mississippi Insurance Department 1001 Woolfolk State Office Building 501 N. West Street Jackson, Mississippi 39201	Monica Lindeen, Commissioner Montana Department of Insurance 840 Helena Avenue Helena, Montana 59601
Wayne Goodwin, Commissioner North Carolina Dept. of Insurance Dobbs Building 430 N. Salisbury Street Raleigh, North Carolina 27603-5926	Adam Hamm, Commissioner North Dakota Dept. of Insurance State Capitol, Fifth Floor 600 E. Boulevard Bismarck, North Dakota 58505-0320
Bruce R. Ramage, Director Nebraska Department of Insurance 941 'O' Street, Suite 400 Lincoln, Nebraska 68501-2089	Roger A. Sevigny, Commissioner New Hampshire Insurance Department 21 South Fruit Street, Suite 14 Concord, New Hampshire 03301
Thomas B. Considine, Commissioner New Jersey Department of Insurance 20 West State Street Trenton, New Jersey 08625-0325	John Franchini, Superintendent New Mexico Division of Insurance PERA Building 1120 Paseo de Peralta Santa Fe, New Mexico 87501
Brett J. Barratt, Commissioner Nevada Division of Insurance 1818 East College Pkwy, Suite 103 Carson City, Nevada 89706	James J. Wrynn, Superintendent New York State Ins. Department 25 Beaver Street New York, New York 10004

CERTIFIED SERVICE LIST

Mary Taylor, Director Ohio Department of Insurance 50 West Town Street Third Floor, Suite 300 Columbus, Ohio 43215	John D. Doak, Commissioner Oklahoma Department of Insurance Five Corporate Plaza 3625 NW 56 th Street, Suite 100 Oklahoma City, Oklahoma 73112
Teresa Miller, Insurance Administrator Oregon Insurance Division 350 Winter Street NE, Room 440 Salem, Oregon 97301-3883	Michael F. Consedine, Commissioner Pennsylvania Insurance Department 1326 Strawberry Square Harrisburg, Pennsylvania 17120
Ramon L. Cruz Colon, Commissioner Puerto Rico Department of Insurance B5 Calle Tabonuco Suite 216 PMB356 Guaynabo, Puerto Rico 00968-3029	Joseph Torti, III, Superintendent Rhode Island Insurance Division Dept. of Business Regulation 1511 Pontiac Avenue, Building 69-2 Cranston, Rhode Island 02920
David Black, Director South Carolina Dept. of Insurance 1201 Main Street, Suite 1000 Columbia, South Carolina 29201	Merle D. Scheiber, Director South Dakota Division of Insurance Department of Revenue & Regulation 445 East Capitol Avenue Pierre, South Dakota 57501-3185
Julie Mix McPeak, Commissioner Tennessee Dept. of Commerce & Ins. Davy Crockett Tower, Fifth Floor 500 James Robertson Parkway Nashville, Tennessee 37243-0565	Mike Geeslin, Commissioner Texas Department of Insurance 333 Guadalupe Street Austin, Texas 78701
Neal T. Gooch, Commissioner Utah Department of Insurance State Office Building Room 3110 Salt Lake City, Utah 84114-6901	Jacqueline K. Cunningham, Commissioner State Corporation Commission Virginia Bureau of Insurance 1300 East Main Street Richmond, Virginia 23219
Steve Kimbell, Commissioner Vermont Division of Insurance Dept. of Banking, Ins. & Securities 89 Main Street Montpelier, Vermont 05620-3101	Mike Kreidler, Commissioner Washington State Office of the Insurance Commissioner 5000 Capitol Boulevard, SE Tumwater, Washington 98501
Ted Nickel, Commissioner Office of the Commissioner of Insurance State of Wisconsin 125 South Webster Street Madison, Wisconsin 53703-3474	Jane L. Cline, Commissioner West Virginia Dept. of Insurance State of West Virginia 1124 Smith Street Charleston, West Virginia 25301