

1 ROBERT H. NUNNALLY, JR.
2 State Bar Number 134151
3 Wisener Nunnally Gold, L.L.P.
4 245 Cedar Sage Drive, Suite 240
5 Garland, Texas 75040
6 (972) 530-2200
7 Fax (972) 530-7200
8 Email robert@wnqlaw.com

9 Attorneys for Insurance Commissioner as Trustee

10 **SUPERIOR COURT OF THE STATE OF CALIFORNIA**
11 **FOR THE COUNTY OF LOS ANGELES**

12 DAVE JONES, Insurance Commissioner of
13 the State of California,

14 Applicant,

15 vs.

16 MISSION INSURANCE COMPANY, a
17 California corporation, et al

18 Respondent.

19 Consolidated with Case Numbers

20 C 576 324; C 576 416;
21 C 576 323; C 576 325; C 629709

REC'D
JUL 03 2014
FILING WINDOW

Case No. C 572 724

Honorable John L. Segal

[PROPOSED]
ORDER GRANTING MOTION TO
APPROVE DISTRIBUTIONS TO
CLAIMANTS AGAINST ENTERPRISE
INSURANCE COMPANY TRUST

October 29, 2014 at 8:30 a.m.

Department: 50
Court: Stanley Mosk Courthouse
111 North Hill St., Floor 5 Room 508
Los Angeles, CA 90012

Filed: October 31, 1985

BY FAX

22
23
24 On the date set forth in the caption above, this Court heard and considered the motion filed by
25 the Insurance Commissioner as Trustee to make distributions to the remaining claimants against
26 Enterprise Insurance Company Trust. The Court considered the motion, the memorandum of
27 points and authorities, the evidence submitted with the motion, and the contents and evidence of
28 any opposition filed, if any. The Court also provided an opportunity for argument by counsel.

1 The Court GRANTS the motion. The Insurance Commissioner may make the
2 distributions to the remaining creditors of Enterprise Insurance Company Trust to the extent and
3 as set forth in the motion. The Insurance Commissioner as Trustee may retain the closing budget
4 set forth in the declaration accompanying the motion; any unexpended portion of this budget
5 shall be distributed upon closing of the trust to the remaining creditors of Enterprise Insurance
6 Company Trust. Should any further assets be owed to or collected by Enterprise Insurance
7 Company Trust, they are deemed and are hereby assigned to Mission Insurance Company Trust,
8 but must be distributed by Mission Insurance Company Trust to the affiliate creditors of
9 Enterprise Insurance Company Trust according to their respective percentages of entitlement.
10 The Insurance Commissioner as Trustee shall make the distributions and file a declaration within
11 120 days that the distributions are completed.

12 Signed this ___ day of October, 2014

13
14 _____
15 Judge of the Superior Court
16
17
18
19
20
21
22
23
24
25
26
27
28

PROOF OF SERVICE: By REGULAR MAIL
(Code Civ. Proc., ' ' 1013, 2015.5)

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

STATE OF TEXAS, COUNTY OF DALLAS.

I am employed in the County of Dallas, State of Texas. I am over the age of 18 and not a party to the within action; my business address is 245 Cedar Sage Drive, Suite 240, Garland, Texas 75040.

On this date, I served the foregoing document described as **[PROPOSED] ORDER GRANTING MOTION TO APPROVE DISTRIBUTIONS TO CLAIMANTS AGAINST ENTERPRISE INSURANCE COMPANY TRUST** by placing a copy thereof enclosed in sealed envelopes addressed as follows:

Sent via FIRST CLASS MAIL to:
The Attached List

I am readily familiar with my employer's practices of collection and processing correspondence for mailing with the U.S. Postal Service and the above-referenced correspondence will be deposited with the U.S. Postal Service on the same date as stated below, following the ordinary course of business.

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

(Federal) I declare that I am employed by the office of a member of the bar of this court at whose direction the service was made.

Executed on July 3, 2014 at Garland, Texas.



Braedon Jones

New York Liquidation Bureau
Attn: Mission - Nicholas L. Cremonese
110 William Street
New York, New York 10038-3889

John Horner
Conservation & Liquidation Office
P.O. Box 26894
San Francisco, CA 94126

Robb Canning, Vice President
Guy Carpenter
One State Street, Suite 1500
Hartford, CT 06103

John C. Craft, Esq.
Lathrop & Gage Law Offices
2345 Grand Blvd. Suite 2800
Kansas City, MO. 64108-2612

Pamela Webster, Esq.
Buchalter, Nemer, A Professional Corporation
1000 Wilshire Blvd., 15th Floor
Los Angeles, CA 90017

Jean L. Bertrand, Esq.
Morgenstein & Jubelirer
One Market Plaza, Spear St., 32d Fl
San Francisco, CA 94105

General Counsel
GAF Corporation
1361 Alps Road
Wayne, NJ 07470

Eric Lipsitt, Esq.
801 W. Big Beaver Rd., Ste. 500
Troy, MI 48084

Scott Pearce
Conservation & Liquidation Office
P.O. Box 26894
San Francisco, CA 94126

Dean Hansell, Esq.
Hogan Lovells US LLP
1999 Ave of the Stars, Ste. 1400
Los Angeles, CA 90067

C. Guerry Collins, Esq.
Lord, Bissell & Brook
300 South Grand Avenue, 8th Floor
Los Angeles, CA 90071

Wayne Wilson
California Insurance Guarantee Assn
101 N. Brand Blvd., Ste. 600
Glendale, CA 91203

Mark Egerman, Esq.
9401 Wilshire Boulevard #500
Beverly Hills, CA 90212

Stephan Mills, Esq.
Zemanek & Mills
11845 W. Olympic Blvd, Suite 625
Los Angeles, CA 90064

Jack Hom, Esq.
California Dept. of Insurance
45 Fremont Street, 24th Floor
San Francisco, CA 94105

Scott Gilbert
Gilbert Heintz & Randolph LLP
1100 New York Ave., NW, Ste 700
Washington, DC 20005-3987

Edward D. Chapin, Esq.
Chapin Wheeler, LLP
550 West C Street, Ste 2000
San Diego, CA 92101

Michael L. Cioffi
Blank Rome, LLP
PNC Center 201 East Fifth St., Ste. 1700
Cincinnati, OH 45202

Stephen A. Marshall
Sonnenschein Nath & Rosenthal, L.L.P.
1221 Avenue of the Americas, 24th Floor
New York, NY 10020-1089

Amy Fink, Esq.
Jones Day
555 S. Flower St., 50th Fl.
Los Angeles, CA 90071

Vernon K. Jones
29518 Rd. 156
Visalia, CA 93295

Jordan Stanzler, Esq.
Stanzler, Funderburk, & Castellon, L.L.P.
2275 E Bayshore Rd Ste 100
Palo Alto, CA 94303-3222

Robert M. Mason, III, Esq.
Bergman & Dacey, Inc.
10880 Wilshire Blvd., Suite 900
Los Angeles, CA 90024

Peter F. McAweeney
Morgan, Lewis & Bockius LLP
One Market, Spear Street Tower
San Francisco, CA 94105-1126

David DeGroot, Esq.
Sheppard, Mullin, Richter & Hampton, LLP
Four Embarcadero Center, 17th Floor
San Francisco, CA 94111

David P. Schack
Kirkpatrick & Lockhart, L.L.P.
10100 Santa Monica Blvd., 7th Floor
Los Angeles, CA 90067

David G. Stone
Neal, Gerber & Eisenberg, LLP
2 N. LaSalle Street, Suite 2200
Chicago, IL 60602

Claudia M. Morehead, Esq.
The Morehead Firm
2901 W. Coast Highway, Ste. 200
Newport Beach, CA 92663

D. Douglas Shureen
McMillan & Shureen
50 Santa Rosa Ave., 5th Floor
Santa Rosa, CA 95404

Darrell J. Hieber, Esq.
Skadden, Arps, Slate, Meagher & Flom, L.L.P.
300 S. Grand Ave., Ste. 3400
Los Angeles, CA 90071

Gregory O. Eisenreich
Barger & Wolen LLP
633 W. 5th Street, 47th Floor
Los Angeles, California 90071

James D. Scrimgeour, Esq.
St. Paul Travelers Companies, Inc.
One Tower Square
Hartford, CT 06101

Kim Winter
Lathrop & Gage L.C.
2345 Grand Blvd., Ste. 2800
Kansas City, MO 64108-2684

Jeffrey M. Vucinich, Esq.
Clapp Moroney Bellagamba & Vucinich
1111 Bayhill Dr., Ste 300
San Bruno, CA 94111