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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

**DECLARATION OF MICHAEL R. WEISS
IN SUPPORT OF MOTION FOR ORDER
OF LIQUIDATION AND ORDERS AND
INJUNCTIONS IN AID OF
LIQUIDATION FOR GOLDEN STATE
MUTUAL LIFE INSURANCE COMPANY
BY APPLICANT INSURANCE
COMMISSIONER**

[Filed concurrently with Notice of OSC and
Motion, Memorandum and Proposed Order]

Date: January 28, 2011
Time: 9:30 a.m.
Dept: 86

1 I, Michael R. Weiss, declare as follows:

2 1. I am over 18 years of age and have personal knowledge of the facts and
3 circumstances set forth in this declaration, and if called upon to do so, I could and would
4 competently testify thereto.

5 2. I am an attorney licensed to practice law in the State of California, and am an
6 partner with the law firm Epstein Turner Weiss, A Professional Corporation. I and Epstein,
7 Turner Weiss have been retained by Applicant Steve Poizner, Insurance Commissioner of the
8 State of California, in his capacity as Conservator (“Conservator”) of Golden State Mutual Life
9 Insurance Company (“Golden State”), to provide legal services concerning Golden State. I make
10 this declaration in support of the Conservator’s Motion for Order of Liquidation and Orders and
11 Injunctions in Aid of Liquidation for Golden State Mutual Life Insurance Company (“Motion”).

12 3. I and the Conservator’s staff provided written notice of this Motion and the hearing
13 date on the Motion to all persons and entities known to the Conservator and his staff that may
14 have a substantial, unsatisfied claim that may be affected by the Court’s Order approving this
15 Motion, regardless of whether the persons or entities are a party to this action or have appeared in
16 it, in compliance with California Rules of Court Rule 3.1184(c); except for Golden State’s
17 policyholders, members, creditors and shareholders who will receive notice of the liquidation by
18 publication in newspapers in accordance with the requirements of Insurance Code §§ 1021(a) and
19 1022. The persons and entities who received written notice of this Motion are attached hereto as
20 Exhibit 5, total approximately 2,200 persons and entities, are hereinafter collectively referred to as
21 “Affected Persons”, and include without limitation the following:

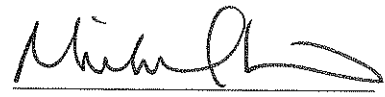
- 22 a. Golden State’s eight former Board of Directors members,
23 b. IA American Life Insurance Company (“IA American”),
24 c. Pension Benefit Guaranty Corporation,
25 d. Golden State’s Pension Plan participants,
26 e. Certain personnel who are vested but not retired in relation to Golden
27 State’s Pension Plan,
28 f. Certificate of Contribution holders,

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- g. Golden State's home office Landlord, Community Impact Development II,
- h. Golden State's agents active with Golden State within the last 18 months,
- i. Internal Revenue Service,
- j. State taxing authorities of states in which Golden State issued policies,
- k. Insurance Commissioners of states in which Golden State issued policies,
- l. Persons who requested to be added to the service list in this action,
- m. Reinsurers under reinsurance policies issued to Golden State,
- n. Vendors who provided services to Golden State after January 1, 2009,
- o. National Organization of Life and Health Guarantee Association,
- p. California Life and Health Insurance Guarantee Association,
- q. Golden State's current employees,
- r. Golden State's former employees who were employed after May 1, 2008,
- s. Persons potentially entitled to benefits under pending life and annuity claims in the process of verification, and
- t. Claimants who have advised the Conservator that they assert a monetary claim against Golden State.

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

Executed on this 20th day of December, 2010, at Los Angeles, California.



MICHAEL R. WEISS