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SUPERIOR COURT

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15 of the State of California, in his capacity as the  
16 Liquidator of Fremont Indemnity Company

17 SUPERIOR COURT OF THE STATE OF CALIFORNIA  
18 COUNTY OF LOS ANGELES - CENTRAL CIVIL WEST

19 INSURANCE COMMISSIONER OF THE  
20 STATE OF CALIFORNIA,  
21 Applicant,  
22 v.  
23 FREMONT INDEMNITY COMPANY,  
24 Respondent.

25 CASE NO. BS083582  
26 [Assigned for All Purposes to  
27 the Honorable Wendell Mortimer, Jr.]  
28 **[PROPOSED] ORDER APPROVING  
LIQUIDATOR'S PROPOSAL TO  
DISBURSE ASSETS TO STATE  
INSURANCE GUARANTEE  
ASSOCIATIONS OR FUNDS**  
Date: December 3, 2004  
Time: 9:00 a.m.  
Dept.: 307  
Judge: Hon. Wendell Mortimer, Jr.

29 The Verified Application for Order Approving Liquidator's Proposal to Disburse Assets  
30 to State Insurance Guarantee Associations or Funds of the Insurance Commissioner of the State  
31 of California, in his capacity as Liquidator of Fremont Indemnity Company ("Liquidator"), was  
32 heard in Department 307 of the above-entitled court, on December 3, 2004, at 9:00 a.m., the  
33 Honorable Wendell Mortimer, Jr., presiding. Having read and considered the Application, the

1 Memorandum of Points and Authorities submitted in support thereof and, argument having been  
2 heard and good cause appearing,

3 IT IS HEREBY ORDERED that:

- 4 1. The Application is granted;
- 5 2. The requirements of California Insurance Code § 1035.5 have been satisfied;
- 6 3. The Liquidator's proposed early access distribution plan to disburse assets to state  
7 insurance guarantee associations or funds (collectively "IGAs") is approved;
- 8 4. The Liquidator is authorized to enter into the early access distribution agreement  
9 with the IGAs in the form attached as Exhibit A to the Application;
- 10 5. The Liquidator is authorized to disburse \$53 million of the assets of Fremont  
11 Indemnity Company in liquidation to the IGAs;
- 12 6. The Liquidator is authorized to make further pro rata early access distributions in  
13 accordance with the early access distribution plan set forth in the Application, not earlier than  
14 thirty (30) days after the filing and service of his Notice of Proposed Early Access Distribution;  
15 and
- 16 7. The Liquidator is authorized to take any and all action necessary to accomplish  
17 the purposes of this Order.

18  
19  
20 Dated: \_\_\_\_\_ DEC - 3 1994

WENDELL R. MORTIMER, JR.  
\_\_\_\_\_  
Judge of the Superior Court