

No Fee Pursuant to Government
Code Section 6103

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FILED
SAN DIEGO SUPERIOR COURT
OCT 25 2016
CLERK OF THE SUPERIOR COURT
BY: T. RAY

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9 **SUPERIOR COURT OF THE STATE OF CALIFORNIA**
10 **FOR THE COUNTY OF SAN DIEGO**

11
12 **INSURANCE COMMISSIONER**
OF THE STATE OF
13 **CALIFORNIA,**

14 Applicant,

15 v.

16 **FRONTIER PACIFIC**
INSURANCE COMPANY, a
17 **California corporation,**

18 Respondent.

Case No.: **GIC 774028**

DECLARATION OF COMPLIANCE
OF LIQUIDATOR CONFIRMING
DISTRIBUTION OF ASSETS
PURSUANT TO COURT ORDER
AND CLOSING THE ESTATE OF
FRONTIER PACIFIC INSURANCE
COMPANY

19 I, WILLARD ROBERTS, declare:

- 20 1. I am employed as an Estate Trust Officer for the California
21 Insurance Commissioner's ("Commissioner" or "Liquidator") Conservation &
22 Liquidation Office ("CLO").
23 2. As an Estate Trust Officer, I am responsible for the management of
24 financially impaired or insolvent insurance companies (referred to as
25 "estates") from the time of conservation or liquidation until the court has
26 discharged the Commissioner of his or her duties as Conservator or
27 Liquidator. I serve as a fiduciary, and in this capacity, I lead and direct a
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1 support team consisting of individuals who work in the areas of Accounting,
2 Claims, Reinsurance, Legal, Finance, Information Technology, Human
3 Resources, and Administration.

4 3. The statements contained in this declaration are not all within my
5 personal knowledge, and I am informed that no single officer of the CLO has
6 personal knowledge of all of these matters. As to those matters that are
7 within my own personal knowledge, the statements are true. Those
8 statements in this declaration that are not based on my personal knowledge
9 are based upon information assembled by authorized employees of the CLO
10 and retained in CLO files for the Frontier Pacific Insurance Company ("FPIC")
11 estate. As to any matters stated on information and belief, I am informed
12 and believe they are true. If called upon as a witness, I would testify as set
13 forth herein.

14 4. I am the Estate Trust Officer responsible for managing the affairs of
15 FPIC in liquidation. I have primary responsibility for the overall
16 administration for the FPIC estate, including, but not limited to, matters
17 pertaining to the FPIC estate's financial reporting, claims administration,
18 legal matters, reinsurance, and estate expenditures. I am also responsible
19 for the management of the FPIC estate's books and records, and I have
20 overall custody and control thereof.

21 5. On June 23, 2015, the Court entered an order: (1) Approving Final
22 Report and Account of Conservator and Liquidator; (2) Approving Final
23 Distribution of Assets and (3) Closing the Estate (hereinafter "Order").

24 6. The Order provides that the estate shall be closed and the
25 Commissioner shall be discharged as liquidator of FPIC upon his filing of a
26 declaration that he distribute the assets of the FPIC estate in accordance with
27 the terms of the Order.

1 7. As of July 8, 2015, the Commissioner completed its final distribution
2 of assets of the FPIC estate by distributing \$5,065,269.20 to the California
3 Insurance Guarantee Association, \$843,767.68 to the New York Liquidation
4 Bureau and \$5,701,562.25 to the non-guaranty association claimants under
5 Insurance Code section 1033, subdivision (a)(2).

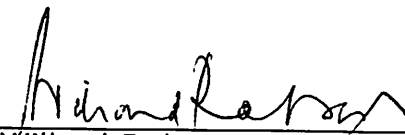
6 8. Of the \$5,701,562.25 distributed to the non-guaranty association
7 claimants, and in accordance with the Code of Civil Procedure section 1517,
8 the Commissioner escheated \$487,830.90 to the Insurance Fund
9 representing all undeliverable amounts and amounts of non-negotiated
10 checks.

11 9. Pursuant to the Order, the Commissioner retained \$271,055 as its
12 reserve closing budget from payment of administrative and closing costs.

13 10. The Commissioner has taken all action necessary pursuant to the
14 terms of the order. The FPIC liquidation estate shall be closed and the
15 Commissioner considers himself discharged as the Liquidator the FPIC estate
16 according to the terms of the Order.

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

19 Executed this 10th day of October, 2016, at San Francisco, California.
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23 _____
24 Willard Roberts
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DECLARATION OF SERVICE BY U.S. MAIL

FILED

Case Name: *Insurance Commissioner of the State of California v. Frontier Pacific Insurance Company*
Case No.: **GIC 774028**

SAN DIEGO SUPERIOR COURT

OCT 25 2016

CLERK OF THE SUPERIOR COURT

I declare:

BY: T. RAY

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 October 25, 2016, I served the attached **DECLARATION OF COMPLIANCE OF LIQUIDATOR CONFIRMING DISTRIBUTION OF ASSETS PURSUANT TO COURT ORDER AND CLOSING THE ESTATE OF FRONTIER PACIFIC INSURANCE COMPANY** by placing a true copy thereof enclosed in a sealed envelope in the internal mail collection system at the Office of the Attorney General at 600 West Broadway, Suite 1800, P.O. Box 85266, San Diego, CA 92186-5266, addressed as follows:
By placing a true copy thereof enclosed in a sealed envelope with postage thereon fully prepaid, in the United States Mail at San Diego, California, addressed as follows:

Neal Conolly, Esq.
Frontier Insurance Company
6404 Wilshire Boulevard, Suite 850
Los Angeles, CA 90048

Edward Moon, Claims Supervisor
South Carolina Property and Casualty
Insurance Guaranty Association
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Lawrence E. Mulryan, Executive Director
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15703 Ladysmith
Hacienda Heights, CA 91745

Carrie Watson, Claim Supervisor
New York Property and Casualty Insurance
Guarantee Fund
123 William Street
New York, NY 10038

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 October 25, 2016, at San Diego, California.

A. Breault
Declarant

A. Breault
Signature