

1 Kamala D. Harris
2 Attorney General of California
3 W. Dean Freeman
4 Supervising Deputy Attorneys General
5 Lisa W. Chao, State Bar No. 198536
6 Deputy Attorney General
7 300 South Spring Street, Room 1702
8 Los Angeles, California 90013
9 Telephone: (213) 897-2481
10 Facsimile: (213) 897-5775
11 E-mail: Lisa.Chao@doj.ca.gov

Bernard P. Simons, State Bar No. 41094
Zareh Jaltorossian, State Bar No. 205347
Reed Smith, LLP
355 South Grand Avenue, Suite 2900
Los Angeles, California 90071
Telephone: (213) 457-8000
Facsimile: (213) 457-8080
Email: BSimons @ReedSmith.com
Email: ZJaltorossian@ReedSmith.com

8 Michael R. Weiss, State Bar No. 180946
9 Epstein Turner Weiss
10 A Professional Corporation
11 633 W. Fifth Street, Suite 3330
12 Los Angeles, California 90071
13 Telephone: (213) 861-7487
14 Facsimile: (213) 861-7488
15 Email: mrw@epsteinturnerweiss.com

Franklin D. O'Loughlin, *pro hac vice*
Cindy C. Oliver, *pro hac vice*
Rothgerber Johnson & Lyons LLP
1200 Seventeenth Street, Suite 3000
Denver, Colorado 80202
Telephone: (303) 623-9000
Facsimile: (303) 623-9222
Email: foloughlin@rothgerber.com
Email: coliver@rothgerber.com

14 *Attorneys for Applicant*
15 *Insurance Commissioner of the State of*
16 *California*

Attorneys for National Organization of Life and
Health Insurance Guaranty Associations, as a
representative of its member guaranty
associations

18 **SUPERIOR COURT OF THE STATE OF CALIFORNIA**
19 **FOR THE COUNTY OF LOS ANGELES**

20 INSURANCE COMMISSIONER OF THE
21 STATE OF CALIFORNIA,

21 Applicant,

22 v.

23 GOLDEN STATE MUTUAL LIFE
24 INSURANCE COMPANY, a California
25 corporation,

26 Respondent.

Case No. BS123005
Assigned to Hon. Ann I. Jones, Dept. 86

**[PROPOSED] ORDER GRANTING
JOINT APPLICATION FOR ORDERS
APPROVING CLAIM HANDLING
AGREEMENTS, RATE TABLES AND
ISSUANCE OF ALTERNATIVE
POLICIES**

[Filed concurrently with Notice,
Memorandum, Declarations, Proof of Service]

Date: May 30, 2012
Time: 9:30 a.m.
Dept: 86

1 On May 30, 2012, in Department 86 of the Los Angeles Superior Court for the State of
2 California, County of Los Angeles, located at 111 N. Hill Street, Los Angeles, California 90012,
3 the Honorable Ann I. Jones, Judge Presiding (the “Court”), held the hearing on the Joint
4 Application For Orders Approving Claim Handling Agreements, Rate Tables And Issuance Of
5 Alternative Policies (“Application”), filed jointly by Applicant Insurance Commissioner of the
6 State of California in his capacity as Liquidator (“Liquidator”) of Golden State Mutual Life
7 Insurance Company (“Golden State”) and the National Organization of Life and Health Insurance
8 Guaranty Associations (“NOLHGA”).

9 Michael R. Weiss appeared on behalf of the Liquidator. Franklin D. O’Loughlin appeared
10 on behalf of NOLGHA. Other appearances, if any, are noted in the record.

11 The Court, having read and considered the Joint Application, the Notice, Memorandum of
12 Points and Authorities, Declarations of Scott Pearce, Michael R. Weiss and Fred Buck, and
13 evidence in support of the Application, and all documents and evidence submitted, and having
14 heard and considered the arguments presented to the Court, and upon good cause shown,

15 IT IS HEREBY ORDERED that the Application is granted and that:

16 1. The Agreement for Handling of Claims and Potential Claims under Golden State’s
17 Group Life Policy And Non-Transferred Insurance Policies, by and between the Liquidator and
18 NOLHGA on behalf of the participating Guaranty Associations, submitted with the Application
19 as Exhibit A, is approved;

20 2. The Early Access Agreement, by and between the Liquidator and NOLHGA on
21 behalf of the participating Guaranty Associations, submitted with the Application as Exhibit B, is
22 approved;

23 3. The Liquidator, NOLGHA and the Guaranty Associations are authorized to use the
24 following policy forms:

25 a. The Individual Single Premium Paid Up Whole Life Insurance Policy
26 submitted with this Application as Exhibit C, to replace the term coverage provided under Golden
27 State’s Group Policy which is to be cancelled by the Guaranty Associations in accordance with
28 their statutory Enabling Acts;

1 b. The Individual Premium Paying Whole Life Insurance Policy submitted
2 with this Application as Exhibit D, to replace the term coverage provided under Golden State’s
3 Group Policy which is to be cancelled by the Guaranty Associations in accordance with their
4 statutory Enabling Acts;

5 c. The Disability Term to 65 Policy submitted with this Application as
6 Exhibit E, to replace the term coverage provided under Golden State’s Group Policy which is to
7 be cancelled by the Guaranty Associations in accordance with their statutory Enabling Acts, and

8 d. The Dependent Term to 65 Policy submitted with this Application as
9 Exhibit F, to replace the term coverage provided under Golden State’s Group Policy which is to
10 be cancelled by the Guaranty Associations in accordance with their statutory Enabling Acts.

11 4. The Liquidator, NOLGHA and the Guaranty Associations are authorized to use
12 following rates and coverage amounts:

13 a. No premium will be charged for the Individual Single Premium Paid Up
14 Whole Life Insurance Policy ;

15 b. The rates submitted with this Application as Exhibit H will be offered for
16 the excess coverage stated to retirees under the Individual Premium Paying Whole Life Insurance
17 Policy;

18 c. No premium will be charged for the Disability Term to 65 Policy; and

19 d. The rates submitted with this Application as Exhibit I will be charged for
20 coverage offered under the Dependent Term to 65 Policy.

21 5. The Liquidator, NOLHGA and the Guaranty Associations are authorized to take
22 any and all actions necessary to accomplish the purposes of these Orders.

23
24
25 DATED: _____

THE HONORABLE ANN I. JONES
Los Angeles Superior Court Judge