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7 Attorney for Applicant and Liquidator,
Steve Poizner, Insurance Commissioner
8 of the State of California

9 SUPERIOR COURT OF CALIFORNIA
10 COUNTY OF SAN FRANCISCO

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

13 Applicant

14
15 v.

16 **CITATION GENERAL INSURANCE**
17 **COMPANY, a California corporation**

18 Respondents

Case No. CPF-95-972164

**~~PROPOSED~~ ORDER APPROVING AN
INTERIM DISTRIBUTION OF ASSETS
TO APPROVED CLAIMANTS**

Date: 12/05/2008
Time: 9:30 a.m.
Dept.: 302

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20 This matter, having come before the Court on regular notice to the parties requesting
21 notice, and no objections having been filed or served, and the appearance of Deputy Attorney
22 General Scott T. Fleming having been made, and no other appearances noted of record, and good
23 cause otherwise appearing, the Court ORDERS THAT:

24 1. An interim distribution to the creditors pursuant to their respective priorities under
25 California Insurance Code Section 1033 is appropriate and within the discretion of the
26 Commissioner of Insurance, in his capacity as Liquidator of Citation General Insurance Company;

27 2. The Court approves the application of the Liquidator of Citation General Insurance
28 Company to distribute and pay pro rata the amount of approximately \$7,477,666, and the Court

ENDORSED
FILED
San Francisco County Superior Court
DEC 05 2008
GORDON PARK-LI, Clerk
BY: JHULIE ROQUE
Deputy Clerk

1 authorizes such distribution, from the assets of Citation General Insurance Company to the
 2 following Class 5 creditors in the following amounts:

3	4	5	6	7	8
PocNo	Payee Class	Approved Amount	Interim Dist Amount @ 95.4%	Payee	
5	103579	5	\$500.00	\$477.06	TERRAVERA, INC.
6	101746	5	\$500.00	\$477.06	HALL, ALICE
7	24148	5	\$25,214.00	\$24,057.12	MANUEL GERIS
8	110489	5	\$25,003.00	\$23,855.80	SELSKI & STURGEON
9	125596	5	\$10,766.00	\$10,272.03	SARA BAIRE, ET AL
10	106075	5	\$500,000.00	\$477,058.70	LEWIS HOMES OF CALIFORNIA
11	107476	5	\$2,139.27	\$2,041.11	WEST COAST PROPERTY MANAGEMENT
12	102076	5	\$1,083.75	\$1,034.02	IRENE WONG CHAN
13	103865	5	\$412.50	\$393.57	WINTER, JEFFREY
14	102802	5	\$68.00	\$64.88	CERTIFIED EQUIPMENT
15	101711	5	\$1,993.00	\$1,901.56	PENSION PLAN & TRUST OF EL REY OF HOLLYWOOD, INC.
16	101247	5	\$419.79	\$400.53	RONALD O. ADLEY AND BEVERLY A. ADLEY
17	125170	5	\$169.00	\$161.25	ATLANTIC PACIFIC PIZZA BAKERY, INC.
18	124516	5	\$1,686.00	\$1,608.64	CHALLISS HOUSE
19	4280	5	\$3,172.00	\$3,026.46	WILLIAM & NELL BOOKER
20	102900	5	\$8,843.15	\$8,437.40	FIRESTONE FINANCIAL
21	125041	5	\$1,958.45	\$1,868.59	AGRAWAL, SANJIV & KUSUM
22	124458	5	\$17,372,631.55	\$6,920,530.05	CALIFORNIA INSURANCE GUARANTEE ASSOCIATION

23 Note: California Insurance Guaranty Association received an early access distribution in the
 24 amount of \$9,655,000 in 1997.
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3. The Liquidator is authorized to reserve approximately \$10,624,098 to resolve any potential tax liability; and,

4. The Liquidator is authorized to reserve approximately \$278,930 for payment of administrative expenses during the pendency of the tax issue; and,

5. The Liquidator is authorized to take any and all actions necessary to accomplish the purposes of this Order.

DATED: DEC 05 2008

PATRICK J. MAHONEY

SUPERIOR COURT JUDGE

DECLARATION OF SERVICE BY U.S. MAIL

Case Name: **Insurance Commissioner of the State of California v. Citation General Insurance Company**

Case No.: San Francisco County Superior Court **CPF-95-972164**

I declare:

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 that same day in the ordinary course of business.

On December 1, 2008, I served the attached **[PROPOSED] ORDER APPROVING AN INTERIM DISTRIBUTION OF ASSETS TO APPROVED CLAIMANTS** by placing a true copy thereof enclosed in a sealed envelope with postage thereon fully prepaid, in the internal mail collection system at the Office of the Attorney General at 455 Golden Gate Avenue, Suite 11000, San Francisco, CA 94102-7004, addressed as follows:

SEE ATTACHED SERVICE LIST

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 December 1, 2008, at San Francisco, California.

Louise Denish

Declarant



Signature

SERVICE LIST:
INSURANCE COMMISSIONER OF THE STATE OF CA.
v. CITATION GENERAL INSURANCE COMPANY

<p style="text-align: center;">Gary Fontana Thelan, Reid & Priest, LLP 101 2nd Street San Francisco, CA 94105-3672</p>	<p style="text-align: center;">Cragin & Pike Inc. 2603 W Charleston Blvd. Las Vegas, NV 89102</p>
<p style="text-align: center;">Wayne Wilson Executive Director California Insurance Guaranty Association P.O. Box 29066 Glendale, CA 91209-9066</p>	<p style="text-align: center;">Donald D. Young President Citation General Insurance Co. P.O. Box 28586 San Jose, CA 95159</p>
<p style="text-align: center;">Pamela Mackay Deputy Commissioner Nevada Division of Insurance 788 Fairview Drive, Suite 300 Carson City, NV 89701-5491</p>	<p style="text-align: center;">Donald D. Young, President Citation General Insurance Co. One Almaden Blvd. San Jose, CA 95113</p>
<p style="text-align: center;">Robert Fernandez Special Deputy Receiver CA Dept. of Insurance Conservation & Liquidation Office P.O. Box 26894 San Francisco, CA 94126-6894</p>	<p style="text-align: center;">Jack Horn, Senior Staff Counsel Department of Insurance 45 Fremont Street, 21st Floor San Francisco, CA 94105</p>
<p style="text-align: center;">Pico Holdings, Inc. 875 Prospect Street Suite 301 La Jolla, CA 92037-4264</p>	