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7 *Attorneys for the Insurance Commissioner*
8 *as Liquidator*

9 SUPERIOR COURT OF THE STATE OF CALIFORNIA
10 COUNTY OF SAN FRANCISCO – CIVIL DIVISION

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

13 Applicant,

14 v.

15 **WESTERN EMPLOYERS INSURANCE**
16 **COMPANY OF AMERICA, A California**
DOMICILED INSURANCE COMPANY

17 Respondent.

CASE NO. 984428

DECLARATION OF WILLARD
ROBERTS REGARDING FINAL
DISTRIBUTION AND A FINAL
REPORT AND ACCOUNTING

ENDORSED
FILED
Superior Court of California
County of San Francisco

DEC 29 2009

GORDON PARK-LI, Clerk
BY: CAROLYN BALISTRERI
Deputy Clerk

1 I, Willard Roberts, declare:

2 1. I am employed as an Estate Trust Officer (“ETO”) of the Insurance Commissioner
3 of the State of California’s Conservation & Liquidation Office (“CLO”). I know the following of
4 my own knowledge (except as to any matters stated on information and belief, and as to such
5 matters, I am informed and believe they are true), and could and would competently testify there
6 if called upon to do so.

7 2. As an ETO, I am responsible for the management of financially impaired or
8 insolvent insurance companies (referred to as “estates”) from the time of conservation or
9 liquidation until the court has discharged the Insurance Commissioner of his or her duties as
10 Conservator or Liquidator. I serve as a fiduciary, and in this capacity, I lead and direct a support
11 team consisting of individuals who work in the areas of Accounting, Claims, Reinsurance, Legal
12 Finance, Information Technology, Human Resources, and Administration.

13 3. On December 22, 2009, the Court entered the Order (1) Approving the Final
14 Distribution of Assets; (2) Discharging the Insurance Commissioner as Liquidator; and (3)
15 Terminating These Proceedings (“Order”).

16 4. The Order provided that the Insurance Commissioner shall be discharged as
17 conservator and liquidator of Western Employers Insurance Company of America (“WEICA”)
18 upon his filing of a declaration that he distributed the assets of WEICA in accordance with the
19 terms of the Order. As set forth herein, the Commissioner has distributed assets of WEICA as
20 follows:

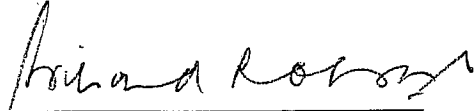
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|--|------------------|
| 21 a. California Ins. Guarantee Assoc. | \$1,063,051.09 |
| 22 b. New Jersey Workers’ Compensation Security Fund | \$78,372.64 |
| 23 c. Western Employers Insurance Co. | (residual value) |

24 5. The Insurance Commissioner having taken all action necessary pursuant to the
25 terms of the Order, the estate is closed concurrent with the filing of this declaration.

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I declare under the penalty of perjury under the laws of the State of California that the foregoing is true and correct. Executed this 28th day of December, 2009, in San Francisco, California.



Willard Roberts

DECLARATION OF SERVICE

Case Name: Insurance Commissioner of the State of California v. Western Employers Insurance Company of America, et al.

No.: 984428

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; my business address is: 455 Golden Gate Avenue, Suite 11000, San Francisco, CA 94102-7004.

On December 29, 2009 I served the attached **DECLARATION OF WILLARD ROBERTS REGARDING FINAL DISTRIBUTION AND A FINAL REPORT AND ACCOUNTING** by placing a true copy thereof enclosed in a sealed envelope with the **U.S. Mail** addressed as follows:

Jack Horn
Department of Insurance
Office of the Chief Counsel
45 Fremont Street, 24th Floor
San Francisco, CA 94105

California Insurance Guarantee Association
700 N. Brand Blvd., Suite 1400
Glendale, CA 91203


New Jersey Worker's Compensation
Security Fund
c/o New Jersey Compensation, Rating &
Inspection Bureau
60 Park Place
Newark, New Jersey 07102

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Western Employer's Insurance Company
c/o Conservation and Liquidation Office
P.O. Box 26894
San Francisco, CA 94126-0894

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 29, 2009, at San Francisco, California.

Louise Denish

Declarant



Signature