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7 *Insurance Commissioner of the*  
*State of California as Liquidator*  
8 *of the Estate of Alistar Insurance Company*

**ENDORSED  
FILED**  
San Francisco County Superior Court

DEC 09 2015

CLERK OF THE COURT  
BY: ERICKA LARNAUTI  
Deputy Clerk

Attorney General's Office  
Copy

9 SUPERIOR COURT OF THE STATE OF CALIFORNIA

10 COUNTY OF SAN FRANCISCO

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

Petitioner,

15  
16 v.

17 **ALISTAR INSURANCE COMPANY, a**  
18 **California domiciled company,**

19 Respondent.

Case No. CGC-05-446011

(Proposed) **ORDER GRANTING  
INSURANCE COMMISSIONER'S  
MOTION TO REOPEN PROCEEDINGS  
FOR LIMITED PURPOSE AND  
APPROVING DISTRIBUTION OF  
REMAINING FUNDS TO APPROVED  
CLAIMANTS**

Reservation No. 11031209-07

Date: December 9, 2015

Time: 9:30 a.m.

Dept: 302

Judge: Hon. ~~Ernest H. Goldsmith~~ **HAROLD KAHN**

Trial Date: N/A/

20  
21  
22  
23 The matter of the Insurance Commissioner's motions to reopen these proceedings and for  
24 an order approving the final distribution of remaining funds of the estate of Alistar Insurance  
25 Company ("Alistar") came on regularly for hearing on December 9, 2015, before the Honorable  
26 ~~Ernest H. Goldsmith~~ **HAROLD KAHN**, Judge Presiding.

27 **FOR GOOD CAUSE, IT IS HEREBY ORDERED THAT**

28 1. The Insurance Commissioner's motions to reopen the case of *Insurance*

1 *Commissioner of the State of California v. Alistar Insurance Company*, San Francisco Superior  
2 Court No. CGC-05-446011 is granted.

3 2. This case is reopened for the sole and limited purpose of making a final distribution  
4 of the money returned by the California Insurance Guarantee Association (CIGA) to the Alistar  
5 estate and any funds remaining after the closure of the Alistar estate in 2012.

6 3. The Insurance Commissioner is authorized to distribute the funds to the approved  
7 Class 2 claimants listed in Exhibit C to the Declaration of Raymond Minehan, in the amounts  
8 described therein. A copy of Exhibit C to the Declaration of Raymond Minehan is attached  
9 hereto as Exhibit A, and is incorporated herein by reference.

10 4. The Court's standing injunctions remain in effect.

11 5. The case of *Insurance Commissioner of the State of California v. Alistar Insurance*  
12 *Company*, San Francisco Superior Court No. CGC-05-446011 shall be immediately closed upon  
13 the completion of the distribution of the money to the approved Class 2 claimants.

14 6. The Insurance Commissioner is not required to file a declaration of compliance upon  
15 completion of the distribution to the approved claimants.

16 7. If there are any assets remaining after the Insurance Commissioner has completed all  
17 his closing tasks, e.g., destroying Alistar's records, such remainder shall be escheated to the  
18 California Department of Insurance (CDI) in accordance with the procedure agreed upon by the  
19 CDI, Conservation and Liquidation Office, and the State Controller's Office.

20 8. The Insurance Commissioner is authorized to take any action necessary to accomplish  
21 the purpose of this Order.

22  
23 Dated: December 9, 2015

24 **HAROLD KAHN**

25 **JUDGE OF THE SUPERIOR COURT**

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27 90581149.doc

# **EXHIBIT A**

## Alistar Final Distribution 2011

### Proposed Alistar Supplemental Distribution

Payee	Approved Amount	% of distribution	Proposed Distribution \$ 320,000.00
CALIFORNIA INSURANCE GUARANTEE ASSOCIATION	\$ 35,024,384.23	93.16%	\$ 298,112.58
CA SUPERIOR COURT, COUNTY OF COLUSA	10,000.00	0.03%	\$ 85.12
CA SUPERIOR COURT, COUNTY OF DEL NORTE	5,000.00	0.01%	\$ 42.56
CA SUPERIOR COURT, COUNTY OF FRESNO	40,350.00	0.11%	\$ 343.44
ORANGE COUNTY SUPERIOR COURT	306,116.00	0.81%	\$ 2,605.53
SAN DIEGO SUPERIOR COURT	117,945.00	0.31%	\$ 1,003.90
CA SUPERIOR COURT, COUNTY OF SAN FRANCISCO	73,010.00	0.19%	\$ 621.43
CA SUPERIOR COURT, COUNTY OF SAN JOAQUIN	135,999.99	0.36%	\$ 1,157.57
CA SUPERIOR COURT, COUNTY OF SAN MATEO	36,130.00	0.10%	\$ 307.52
CA SUPERIOR COURT, COUNTY OF SONOMA	5,000.00	0.01%	\$ 42.56
CA SUPERIOR COURT, COUNTY OF SANTA CLARA	174,393.20	0.46%	\$ 1,484.36
SOLANO COUNTY	91,600.00	0.24%	\$ 779.66
MONO COUNTY SUPERIOR COURT	5,000.00	0.01%	\$ 42.56
RIVERSIDE SUPERIOR COURT	660,186.00	1.76%	\$ 5,619.22
SUPERIOR COURT OF CA-COUNTY OF SANTA CRUZ	3,000.00	0.01%	\$ 25.53
CA SUPERIOR COURT, TULARE COUNTY	211,000.00	0.56%	\$ 1,795.94
PLACER COUNTY	52,500.00	0.14%	\$ 446.86
CA SUPERIOR COURT, MONTEREY COUNTY	22,000.00	0.06%	\$ 187.25
CA SUPERIOR COURT, KERN COUNTY	60,684.00	0.16%	\$ 516.52
CA SUPERIOR COURT, EL DORADO COUNTY	5,000.00	0.01%	\$ 42.56
CA SUPERIOR COURT, LOS ANGELES COUNTY	519,576.00	1.38%	\$ 4,422.41
COUNTY OF SHASTA	37,000.00	0.10%	\$ 314.93
	<b>\$ 37,595,874.42</b>	<b>100.00%</b>	<b>\$ 320,000.00</b>

Cumulative distribution percentage after this distribution

72.40%

Distribution percentage prior to this distribution

71.55%