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EDMUND G. BROWN JR.  
Attorney General of California  
JOYCE E. HEE  
Supervising Deputy Attorney General  
State Bar No. 88610  
1515 Clay Street, 20th Floor  
P.O. Box 70550  
Oakland, CA 94612-0550  
Telephone: (510) 622-2227  
Fax: (510) 622-2121  
E-mail: Joyce.Hee@doj.ca.gov

**ENDORSED  
FILED**  
San Francisco County Superior Court

AUG 18 2010

**CLERK OF THE COURT**  
BY: MELINKA JONES  
Deputy Clerk

*Attorneys for Applicant*  
*Steve Poizner, Insurance Commissioner*  
*As Liquidator of Citation General Insurance Co.*

SUPERIOR COURT OF THE STATE OF CALIFORNIA  
COUNTY OF SAN FRANCISCO

**INSURANCE COMMISSIONER OF THE  
STATE OF CALIFORNIA,**  
  
Applicant,  
  
v.  
  
**CITATION GENERAL INSURANCE  
COMPANY, a California corporation,**  
  
Respondents.

Case No. CPF-95-972164

**[Proposed]  
ORDER APPROVING INSURANCE  
COMMISSIONER'S FINAL REPORT  
AND ACCOUNTING AND FINAL  
DISTRIBUTION OF ASSETS OF  
CITATION GENERAL INSURANCE  
COMPANY**

The application for approval of the Final Report and Accounting and Final Distribution of Assets filed by Steve Poizner, Insurance Commissioner of the State of California ("Commissioner"), as Liquidator of Citation General Insurance Company, came on regularly for hearing on August 18, 2010. Supervising Deputy Attorney General Joyce E. Hee appeared on behalf of the Commissioner as Liquidator.

1 Upon consideration of the Commissioner's application, memorandum of points and  
2 authorities, supporting declarations (with exhibits), the files and pleadings in this case, and in the  
3 absence of any opposition and Good Cause appearing,

4 **IT IS ORDERED** that:

- 5 1. The Application of the Insurance Commissioner is **GRANTED**.
- 6 2. The Insurance Commissioner's Final Report and Accounting as Conservator and  
7 Liquidator for the period from July 21, 1995, to May 31, 2010, is settled and approved.
- 8 3. The Commissioner is authorized to distribute approximately \$11,010,196.23 to the  
9 approved Class 5 (insurance guaranty association and policyholder claims) and Class 6 (all other  
10 claims) claimants, as follows.
  - 11 (1) CIGA shall receive \$797,101.50, plus \$7,849,538.57 in interest, for a total payment of  
12 \$8,646,640.07.
  - 13 (2) The other Class 5 claimants shall receive \$31,792.13, plus \$519,200.15 in interest, for a  
14 total payment of \$550,992.28.
  - 15 (3) The Class 6 claimants shall receive 100% of their approved claims, which totals  
16 \$1,812,563.88.
- 17 4. The amount available for distribution is subject to adjustment for investment income  
18 and changes in the market value of investments that have been posted as of the date the  
19 investments are withdrawn from the investment pool. The distributions shall be made within two  
20 weeks of receipt of the signed order from the Court.
- 21 5. The Commissioner is authorized to retain (1) the sum of \$ 311,245.00 for payment of  
22 administrative expenses incurred by the Commissioner from May 1, 2010, to May 1, 2011, for  
23 administrative and closing costs and (2) the sum of \$132,416 for accrued and estimated tax  
24 liability. The Commissioner is authorized to pay any excess closing and administrative costs out  
25 of the funds appropriated for the maintenance of the Department of Insurance. A report to the  
26 Court of the expenditure of these funds shall not be required;

1           6.     In accordance with the six-month waiting period set forth in Code of Civil Procedure  
2 section 1517, the Commissioner, as to disbursements that are either undeliverable or as to which  
3 issued checks have not then been negotiated, is authorized to void such checks as have not then  
4 been negotiated and escheat all undeliverable amounts and amounts of non-negotiated checks to  
5 the Insurance Fund pursuant to Insurance Code section 12937.

6           7.     The Commissioner is authorized to maintain in the Conservation & Liquidation  
7 Office imaged databases of all records of Citation General for a period of three years from the  
8 date of the Court's order, and thereafter the Commissioner is authorized to destroy all records of  
9 Respondent Citation General, except for those records necessary for examination by the  
10 Department of Finance or other auditor of the Commissioner's books and records pursuant to  
11 section 1061.

12          8.     The Commissioner is authorized to take any action necessary to accomplish the  
13 purpose of this Order.

14          9.     The estate of Citation General Insurance Company shall be closed and the  
15 Commissioner shall be discharged as Liquidator upon the filing of a declaration that the  
16 Commissioner has distributed the assets of Citation General Insurance Company in accordance  
17 with this Court's order approving the final distribution of assets. The Commissioner, his Special  
18 Deputies, the Conservation and Liquidation Office, its employees, the California Department of  
19 Insurance, and its personnel, and the Commissioner's agents and attorneys, shall be, upon such  
20 filing, DISCHARGED from any and all claims, debts, liabilities, or duties to further account for  
21 the assets or liabilities of Citation General Insurance Company through the date of the  
22 declaration, and shall have no liability of any kind or nature for such claims or debts.

23  
24 DATED: August 18, 2010.

**CHARLOTTE WALTER WOOLARD**  
HON. CHARLOTTE W. WOOLARD  
Judge Of The Superior Court

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