

1 ROB BONTA
Attorney General of California
2 LISA W. CHAO
Supervising Deputy Attorney General
3 CAROLINE C. LAM
Deputy Attorney General
4 State Bar No. 298045
300 South Spring Street, Suite 1702
5 Los Angeles, CA 90013-1230
Telephone: (213) 269-6224
6 Fax: (916) 731-2144
E-mail: Caroline.Lam@doj.ca.gov
7 *Attorneys for Applicant Insurance Commissioner
of the State of California*

FILED
San Francisco County Superior Court

OCT 27 2022

CLERK OF THE COURT

Caroline Lam
Deputy Clerk

8 SUPERIOR COURT OF THE STATE OF CALIFORNIA

9 COUNTY OF SAN FRANCISCO

10
11
12
13 **INSURANCE COMMISSIONER OF THE
STATE OF CALIFORNIA,**

14 Applicant,

15 v.

16
17 **SABLE INSURANCE COMPANY, A
CALIFORNIA DOMICILED INSURANCE
18 COMPANY,**

19 Respondent.

Case No. CGC-01-321201

**[PROPOSED] ORDER APPROVING
MOTION TO REOPEN PROCEEDINGS
FOR LIMITED PURPOSE AND
20 MOTION FOR ORDER APPROVING
DISTRIBUTION OF SURPLUS
RESERVES TO APPROVED CLASS 2
CLAIMANTS**

Date: October 27, 2022

Time: 9:30 a.m.

Dept: 302

Judge: Hon. Richard B. Ulmer Jr.

Trial Date: N/A

Action Filed: May 9, 2001

22 Hearing on the Insurance Commissioner of the State of California's Motion (1) To Reopen
23 Proceedings for Limited Purpose; and (2) For Order Approving Distribution of Surplus Assets to
24 Approved Class 2 Insurance Guaranty Association Claimants came on regularly for hearing
25 before the Honorable Richard B. Ulmer Jr., judge presiding, Department 302 of the San Francisco
26 County Superior Court on October 27, 2022.

1 The Insurance Commissioner of the State of California was represented by Rob Bonta,
2 Attorney General of the State of California, by Caroline C. Lam, Deputy Attorney General.
3 There were no other appearances.

4 The motion was not opposed, and having been duly noticed and good cause appearing
5 therefore, is hereby granted.

6 IT IS HEREBY ORDERED that:

7 1. *Insurance Commissioner of the State of California v. Sable Insurance Company*, Case
8 No. CGC-01-321201, San Francisco County Superior Court Case No. BS 075685, is reopened for
9 the sole and limited purpose of making a distribution of surplus assets to Class 2 claimants;

10 2. The Insurance Commissioner is authorized to retain \$75,000 in an administrative
11 budget to pay for the costs to prepare and release the distribution;

12 3. *Insurance Commissioner of the State of California v. Sable Insurance Company*, Case
13 No. CGC-01-321201, San Francisco County Superior Court Case No. BS 075685, shall be closed
14 upon the filing of a declaration that the Commissioner has completed its distribution to Class 2
15 claimants in accordance with this Court's order in this matter;

16 4. If there are any assets remaining after the Insurance Commissioner has completed all
17 his closing tasks, such remainder shall be escheated to the fund appropriated for the maintenance
18 of the Department of Insurance pursuant to Insurance Code section 12937; and

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

21
22
23
24
25
26
27
28

Dated: 10/27/22

RU
Hon. Richard B. Ulmer Jr.
JUDGE OF THE SUPERIOR COURT