

IN THE DISTRICT COURT OF OKLAHOMA COUNTY
STATE OF OKLAHOMA

OCT 16 2012

STATE OF OKLAHOMA, ex rel.)
JOHN DOAK, Insurance Commissioner,)
)
Plaintiff,)
)
v.)
)
PEGASUS INSURANCE COMPANY, INC.)
)
Defendant.)

PATRICIA PRESLEY, COURT CLERK
by _____
REPUTY

Case No. CJ-2010-5131
The Honorable Bill Graves

**ORDER ESTABLISHING DEADLINES RELATING TO
RECEIVER'S FIRST AMENDMENT TO SECOND REPORT ON CLAIMS**

On this 16 day of October, 2012, the Receiver's First Amendment to Second Report on Claims and Recommendations as to Proofs of Claim Nos. 7 and 82 ("Receiver's First Amendment"), filed on October 10, 2012, comes before the undersigned Judge of the District Court. The Court, being fully advised of the premises and for good cause, finds and concludes that:

1. Deadlines should be established for: (a) a claimant to file an objection to the Receiver's recommendations set forth in the Receiver's First Amendment; and (b) the Receiver to file a response to any objections filed;

2. The Receiver's First Amendment, including the amended recommendations contained therein, should be heard on November 8, 2012, at 3:00 p.m., at the hearing set for the Receiver's Second Report on Claims Evaluation and Request for Confirmation of Receiver's Recommendations; and

3. The attached Notice of Objection Deadline and Hearing on the Receiver's First Amendment to Second Report (the "Notice") is proper in all respects.

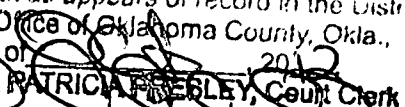
IT IS THEREFORE ORDERED, ADJUDGED, AND DECREED that any claimant, whose claim is the subject of the Receiver's First Amendment and that has an objection to the Receiver's amended recommendations as to its claim, shall file such objection with this Court and serve a copy of the same on the Receiver's counsel, identified below, on or before **October 31, 2012**.

IT IS FURTHER ORDERED, ADJUDGED, AND DECREED that, on or before **November 5, 2012**, the Receiver shall file with this Court his response to each timely filed objection to the Receiver's amended recommendations.

IT IS FURTHER ORDERED, ADJUDGED, AND DECREED that the Receiver's First Amendment, any objections to the Receiver's amended recommendations, and any responses of the Receiver, are set for hearing on **November 8, 2012 at 3:00 p.m.** before the Honorable Bill Graves, Judge of the District Court.

IT IS FURTHER ORDERED, ADJUDGED AND DECREED that, on or before **October 18, 2012**, the Receiver shall serve the Notice by first class mail, postage prepaid, to each of the claimants whose claims are listed on Exhibit 1 to the Receiver's First Amendment, with an accompanying document setting forth the Receiver's amended recommendations with respect to the relevant claim, to the claimant's address stated on the claimant's proof of claim, or the most recent address for the claimant on the records of the Receiver.

SIGNED THIS 16 DAY of Oct, 2012.

I, PATRICIA PRESLEY, Court Clerk for Oklahoma County, Okla., hereby certify that the foregoing is true, correct and complete copy of the instrument herewith set out as appears of record in the District Court Clerk's Office of Oklahoma County, Okla., this 16 day of Oct, 2012.

PATRICIA PRESLEY, Court Clerk
Deputy

BILL GRAVES
JUDGE OF THE DISTRICT COURT

APPROVED BY:



John M. O'Connor, OBA No. 6741
William W. O'Connor, OBA No. 13200
Jon M. Payne, OBA No. 18910
NEWTON, O'CONNOR, TURNER & KETCHUM, P.C.
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-AND-

Mark A. Willingham, OBA # 22769
OKLAHOMA INSURANCE DEPARTMENT
3625 NW 56th Suite 100
Oklahoma City, OK 73112
(405) 521-2828 - telephone
(405) 522-0125 - facsimile
mark.willingham@oid.ok.gov
ATTORNEYS FOR PLAINTIFF,
STATE OF OKLAHOMA, ex rel.
JOHN DOAK, INSURANCE
COMMISSIONER

CERTIFICATE OF SERVICE


This is to certify that a true and correct copy of the foregoing was served via United States mail, postage prepaid and properly addressed, on the 16 day of October, 2012 upon the following:

Oklahoma Receivership Office, Inc.
Donna Wilson / Debra Crowe
3613 NW 56th Street, Ste. 330
Oklahoma City, OK 73112

Owen W. Laughlin
Oklahoma Insurance Department
3625 NW 56th, Suite 100
Oklahoma City, OK 73112

Terry K. Smith, Assistant Receiver
4120 E. 51st Street, Suite 100
Tulsa, OK 74135

PIC Holding Company, Inc.
P. O. Box 729
Alexander City, AL 35011



Mark Willingham

**IN THE DISTRICT COURT OF OKLAHOMA COUNTY
STATE OF OKLAHOMA**

STATE OF OKLAHOMA, et rel.)	
JOHN DOAK, Insurance Commissioner,)	
)	
Plaintiff,)	
)	
v.)	Case No. CJ-2010-5131
)	Judge Bill Graves
PEGASUS INSURANCE COMPANY, INC.)	
)	
)	
Defendant.)	

**NOTICE OF OBJECTION DEADLINE AND HEARING ON THE
RECEIVER'S FIRST AMENDMENT TO THE RECEIVER'S SECOND REPORT
ON CLAIMS AND RECOMMENDATIONS AS TO PROOFS OF CLAIM NOS. 7 AND 82**

You are hereby notified that on **November 8, 2012 at 3:00 p.m.** a hearing will be held before the Honorable Bill Graves, District Court Judge of Oklahoma County, Oklahoma, at which time the Receiver's First Amendment to Second Report on Claims and Recommendations as to Proofs of Claims Nos. 7 and 82 ("the Receiver's First Amendment") shall be heard. The hearing will be conducted at the Oklahoma County Courthouse, 321 Park Avenue, Room # 315, Oklahoma City, Oklahoma.

You are receiving this Notice because the Receiver has reconsidered your claim and amended his recommendations as to your claim. Your claim is now ready for adjudication. The document accompanying this Notice sets forth the Receiver's amended recommendations to the Court in relation to your claim.¹ Your claim has been assigned the Proof of Claim number ("POC #")

¹ The Receiver's amended recommendations to the Court regarding your claim are set forth in the Receiver's First Amendment, which was filed in the above-entitled matter. A copy of the Receiver's First Amendment is available on the website for the Oklahoma Receivership Office at www.okaro.org.

indicated on the accompanying document. The accompanying document also provides information specific to your claim, including the amount of your claim, the Receiver's recommendation as to the amount of your claim to be allowed, if any, and the Receiver's recommendation regarding the classification of your claim, which classification reflects the nature of your claim and the priority the Receiver recommends be given to your claim under Oklahoma law, 36 O.S. § 1927.1. The recommendations contained in the accompanying document supersede any prior, inconsistent recommendations of which you have received notice in relation to your claim.

IF YOU DO NOT WISH TO OBJECT TO THE RECEIVER'S FIRST AMENDMENT, YOU ARE NOT REQUIRED TO TAKE ANY ACTION AT THIS TIME. **IF YOU WISH TO OBJECT TO THE RECEIVER'S FIRST AMENDMENT, YOU MUST FILE A PROPER, WRITTEN OBJECTION WITH THE COURT NO LATER THAN OCTOBER 31, 2012.** To be a proper, written objection:

- (1) **the objection must contain the case information located at the top of this Notice (State of Oklahoma, ex. rel. John Doak, Insurance Commissioner v. Pegasus Insurance Company, Inc., Case No. CJ-2010-5131, Judge Bill Graves);**
- (2) **the objection must be filed with the Clerk of the Oklahoma County District Court, 320 Robert S. Kerr Avenue, Oklahoma City, Oklahoma 73102, and a copy mailed to the Receiver's legal counsel at the address shown below;**
- (3) **the objection must be signed by the claimant or the claimant's representative;**
- (4) **the objection must be typewritten on a good grade of white paper size 8 ½ by 11 inches, give the name, current address and telephone number of the claimant making the objection, including the name and position of the person signing the objection, if the claimant is a business; and**
- (5) **the objection must state the exact grounds on which the objection is based and be accompanied by a concise brief that contains (a) a written statement of material facts as to which the objecting party contends no genuine issue exists verified by a person with knowledge of the facts; (b) references to supporting documentation submitted with the proof of claim; and (c) citation to applicable authority supporting the objection;**
- (6) **if you wish to present the Court with oral argument on your objection at the hearing, the objection must indicate your intention to appear at the hearing and make**

such oral argument. Failure to expressly state an intention to make oral argument in your objection may be deemed by the Court to be a waiver of the right to oral argument.

Failure to file a timely and proper written objection as described above may result in your objection being denied. If the Court approves your claim in whole or in part, it does not mean that you will actually receive the allowed amount as ordered by the Court. The amount of payment on your claim, if any, is dependent upon the class or priority the Court assigns your claim based on Oklahoma law, and the assets in the estate available for distribution. Certain legal matters still pending before the Court may prevent the payment of claims for some time. Any questions regarding this Notice, the Receiver's recommendations as to your claim or any of the other claims to be heard during the hearing on the date referenced above should be directed to the Oklahoma Receivership Office. Contact information for the Oklahoma Receivership Office is set forth below.

Oklahoma Receivership Office

3613 NW 56th, Suite 330
Oklahoma City, OK 73112
Phone: (405) 947-0022
Fax: (405) 947-0046;

Receiver's Legal Counsel Address:

John M. O'Connor
William W. O'Connor
Newton O'Connor Turner & Ketchum
15 West Sixth Street, Suite 2700
Tulsa, OK 74119
(918) 587-0101 (telephone)
(918) 587-0102 (facsimile).