

OCT 19 2017

IN THE DISTRICT COURT OF OKLAHOMA COUNTY  
STATE OF OKLAHOMA

RICK WARREN  
COURT CLERK

48\_\_\_\_\_

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

Case No. CJ-2010-5131  
*The Honorable Don Andrews*

**ORDER DETERMINING CLAIMS,  
APPROVING RECEIVER'S TWELFTH REPORT ON CLAIMS**

On this 19th day of October, 2017, there came on for hearing the Receiver's Twelfth Report on Claims Evaluation and Request for Confirmation of Receiver's Recommendations filed with the Court on August 8, 2017 ("Receiver's Twelfth Report"). No one appeared at the hearing in opposition to the Receiver's Twelfth Report.

The Court, for good cause shown, and being fully advised, finds and concludes as follows:

1. The Receiver's Twelfth Report presented 15 claims for adjudication. Those claims consist of claims from 15 state guaranty associations. The Receiver's Twelfth Report also identifies three additional claims from state guaranty associations that have been expressly withdrawn.
2. On August 11, 2017, the Court issued its Order Establishing Deadlines Relating to Receiver's Twelfth Report on Claims Evaluation and Setting Hearing Date for Receiver's Twelfth Report ("August 11, 2017 Order").
3. The August 11, 2017 Order set a deadline of September 19, 2017, for claimants to file an objection to the Receiver's recommendations, approved the form of

the notice ("Notice") to be given to claimants, and set the Receiver's Twelfth Report for hearing on October 19, 2017.

4. On August 18, 2017, the Receiver mailed the written, Court-approved Notice to each of the claimants whose claims are addressed in the Receiver's Twelfth Report. The Notice stated the September 19, 2017 deadline for filing objections to recommendations in the Receiver's Twelfth Report, as well as the date, time and place of the Court's hearing on the Receiver's Twelfth Report. Additionally, the Notice contained the specific recommendations of the Receiver as to the claim of the claimant to whom the Notice was sent.

5. The September 19, 2017 deadline for filing an objection to the Receiver's Twelfth Report has passed and no objections to the Receiver's Twelfth Report were filed.

6. The Receiver's recommendations as to the 15 claims addressed in the Receiver's Twelfth Report, as detailed in Exhibit 1 to the Receiver's Twelfth Report, are supported by the law and the facts and the Receiver's recommendations should be approved by this Court.

7. The claims identified listed on Exhibit 2 to the Receiver's Twelfth Report have been withdrawn and are therefore no longer before the Receiver for consideration.

8. The disallowance of any timely-filed proof of claim does not alter the statutory obligation, if any, of the Oklahoma Property & Casualty Insurance Guaranty Association or other applicable state guaranty fund, to provide indemnity and defense of a "covered claim" as defined by the Oklahoma Property & Casualty Insurance Guaranty Association Act, 36 O.S. § 2004(7), or other applicable statute.

9. There is no just reason to delay the entry of a final, appealable Judgment as to the matters hereby adjudicated. Good cause exists to enter this order as a final appealable Order, pursuant to 12 O.S. § 994(A).

10. This is a final and appealable order as to the matters addressed herein for purposes of 36 O.S. § 1902(H) and in accordance with 36 O.S. § 1918(D).

**IT IS THEREFORE ORDERED, ADJUDGED, AND DECREED** that the Receiver's Twelfth Report is hereby **APPROVED** and the recommendations contained therein, as set forth in the attached Exhibit 1 to the Receiver's Twelfth Report, are hereby **ACCEPTED** and **APPROVED** in their entirety.

**IT IS THEREFORE FURTHER ORDERED, ADJUDGED, AND DECREED** that each of the claims identified on Exhibit 1 attached to this Order is hereby **DISALLOWED** in its entirety in accordance with the Receiver's recommendations.

**IT IS FURTHER ORDERED, ADJUDGED, AND DECREED** that each of the claims identified on Exhibit 2 attached to this Order is hereby recognized as withdrawn and no longer before the Receiver for consideration.

**IT IS FINALLY ORDERED, ADJUDGED, AND DECREED** that this Order is hereby certified, pursuant to 12 O.S. § 994(A), to be a final, appealable Order and, accordingly, the Court Clerk is hereby directed to file this instrument as a final, appealable Order.

SIGNED THIS 19th DAY OF OCTOBER, 2017.

DON ANDREWS

The Honorable Don Andrews  
Judge of the District Court

Prepared and Requested by:



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John M. Payne, OBA No. 17910  
William W. O'Connor, OBA No. 13200  
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-AND-

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ATTORNEYS FOR PLAINTIFF, STATE  
OF OKLAHOMA, ex rel., JOHN DOAK,  
Insurance Commissioner for the State of  
Oklahoma, as Receiver for Pegasus  
Insurance Company, Inc., in Liquidation

CERTIFIED COPY  
AS FILED OF RECORD  
IN DISTRICT COURT

OCT 19 2017

RICK WARREN COURT CLERK  
Oklahoma County



**CERTIFICATE OF SERVICE**

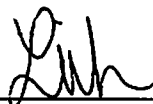
This is to certify that a true and correct copy of the foregoing was served via United States mail, postage prepaid and properly addressed, on the 19th day of October, 2017 upon the following:

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

James Mills  
Oklahoma Insurance Department  
3625 NW 56<sup>th</sup>, Suite 100  
Oklahoma City, OK 73112

Terry K. Smith, Assistant Receiver  
5807 E. 58<sup>th</sup> Street  
Tulsa, OK 74135

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



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Lisa M. Torneten

**Exhibit 1**

<b>No.</b>	<b>POC #</b>	<b>Amount Claimed</b>	<b>Amount Allowed</b>	<b>Timely Filed</b>
1	1	Unspecified	\$0.00	Yes
2	5	Unspecified	\$0.00	Yes
3	9	Unspecified	\$0.00	Yes
4	12	Unspecified	\$0.00	Yes
5	13	Unspecified	\$0.00	Yes
6	14	Unspecified	\$0.00	Yes
7	15	Unspecified	\$0.00	Yes
8	16	Unspecified	\$0.00	Yes
9	17	Unspecified	\$0.00	Yes
10	19	Unspecified	\$0.00	Yes
11	44	Unspecified	\$0.00	Yes
12	51	Unspecified	\$0.00	Yes
13	52	Unspecified	\$0.00	Yes
14	53	Unspecified	\$0.00	Yes
15	150	\$100,000.00	\$0.00	Yes

**Exhibit 2 –Withdrawn Claims**

<b>No.</b>	<b>POC #</b>	<b>Amount Claimed</b>	<b>Amount Allowed</b>	<b>Timely Filed</b>
1	70	Unspecified	\$0.00	Yes
2	88	Unspecified	\$0.00	Yes
3	94	Unspecified	\$0.00	Yes