

IN THE DISTRICT COURT OF OKLAHOMA COUNTY
STATE OF OKLAHOMA

FILED IN DISTRICT COURT
OKLAHOMA COUNTY

STATE OF OKLAHOMA, ex rel.)
JOHN D. DOAK, Insurance Commissioner,)
)
Petitioner,)
)
v.)
)
PRIDE NATIONAL INSURANCE)
COMPANY,)
)
Defendant.)

OCT 22 2015
TIM RHODES
COURT CLERK
31

Case No. CJ-2013-1448

**ORDER APPROVING RECEIVER'S THIRD REPORT ON CLAIMS EVALUATION
AND CONFIRMING RECEIVER'S RECOMMENDATION**

On this 22nd day of October, 2015, there came on for consideration the Receiver's Third Report on Claims Evaluation and Request for Confirmation of Receiver's Recommendation filed September 4, 2015. The Receiver was present through his Counsel, George M. Emerson, of the law firm of Riggs, Abney, Neal, Turpen, Orbison & Lewis and no one appears in opposition. The Court having examined the Receiver's Report, the Objection filed by Charonda Gaines (POC No. 1693), the Objection filed by Melanie Meyer (POC No. 1775) and the Receiver's Responses to the Objections as well as the Receiver's Withdrawal of the Recommendation of Proof of Claim 1761, and being fully advised in the premises, finds and orders the following:

1. This Court established April 7, 2014 as the deadline by which creditors must file their proof of claims against the Pride National Insurance Company. The Receiver has provided proper notice of these proceedings and the claims bar date to all known persons or entities known to have a claim against Pride National Insurance Company. Any and all due process interests have been adequately protected by the Receiver's notices.

2. The Receiver's Third Report informed the Court that 164 Class 3 claims and 3

Class 6 Claims were ready for adjudication. The Receiver's Third Report detailed the Receiver's recommendation that each of the 167 claims in the Receiver's Third Report be denied.

3. The Receiver gave proper notice to all claimants listed in the Receiver's Third Report of an opportunity to object to the Receiver's recommendation for the denial of the claim by filing a written objection with the Court no later than September 25, 2015.

4. Charonda Gaines submitted an objection to the Receiver but did not file it with the Court. The Objection is attached as an Exhibit to the Receiver's Response to the Objection regarding Proof of Claim 1693.

5. The Court finds the objection of Charonda Gaines (POC No. 1693) should be denied as she accepted a full and complete settlement from her own insurance carrier which was less than her own policy limits. As a result of her settlement she is not entitled to share in the funds of the estate pursuant to 36 O.S. § 1927.1(B) (3).

6. Melanie Meyer filed an Objection to the Receiver's recommended denial on September 25, 2015 and provided additional documentation pertaining to her claim to the Receiver. Upon review of the additional information, the Receiver withdrew his recommendation for the denial of POC 1775 from the Third Report, but reserves recommendation for a later report.

7. Deborah Ulrich also provided information to the Receiver regarding her POC 1761. Upon review, the Receiver withdrew his recommendation for the denial of POC 1761 from the Third Report, but reserves further recommendation for a later report.

8. The Receiver's recommendation of the denial of the 162 Class 3 claims and the 3 Class 6 claims, as fully described in the Receiver's Third Report, not including the withdrawn POC Nos. 1761 and 1775, should be and is hereby approved. All Class 1 – Class 2 Claims shall

be paid in full prior to the payment of any Class 3, as provided by 36 O.S. § 1927.1.

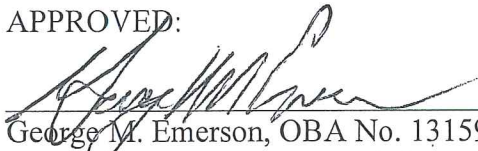
IT IS THEREFORE ORDERED, ADJUDGED AND DECREED that the objection to the denial of Proof of Claim by Charonda Gaines (POC No. 1693) is overruled and the Receiver's recommended denial is approved.

IT IS THEREFORE ORDERED, ADJUDGED AND DECREED that the Receiver's Third Report on Claims Evaluation and Request for Confirmation of Receiver's Recommendation filed March 6, 2015, denying 162 Class 3 Claims and 3 Class 6 Claims, not including the withdrawn recommendations on POC Nos. 1761 and 1775, is approved in its entirety.

BARBARA SWINTON

The Honorable Barbara G. Swinton
Judge of the District Court

APPROVED:



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STATE OF OKLAHOMA, EX REL.
JOHN D. DOAK, INSURANCE
COMMISSIONER, AS RECEIVER OF
PRIDE NATIONAL INSURANCE COMPANY

**CERTIFIED COPY
AS FILED OF RECORD
IN DISTRICT COURT**

OCT 22 2015

TIM RHODES Court Clerk
Oklahoma County
Tim Rhodes

CERTIFICATE OF MAILING

I hereby certify that on this 27 day of October, 2015, I caused to be mailed a true and correct copy of the within and foregoing instrument to:

Matt Petcoff, President
Pride Holdings, Inc.
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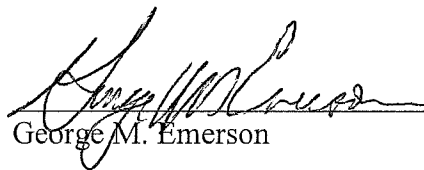
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