

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

OCT 25 2018

STATE OF OKLAHOMA, ex rel.
JOHN D. DOAK, Insurance Commissioner,

Plaintiff,

v.

SENIORSURE HEALTH PLANS, INC.,
A licensed special purpose captive insurer in
the State of Oklahoma

Defendant.

RICK WARREN
COURT CLERK
59 _____

Case No. CJ-2017-3547

Judge: Aletia Haynes Timmons

RECEIVER'S SECOND REPORT ON CLAIMS EVALUATION

COMES NOW, the State of Oklahoma, ex. Rel., John D. Doak, Insurance Commissioner, as Statutory Receiver for SeniorSure Health Plans, Inc. ("SeniorSure"), and submits this Second Report on Claims Evaluation:

BACKGROUND

1. On June 27, 2017, this Court placed SeniorSure in liquidation through its Order Placing Insurer into Receivership and Liquidation, Appointing Receiver, and for Permanent Injunction ("Liquidation Order").
2. Pursuant to the Oklahoma Uniform Insurers Liquidation Act, 36 O.S. §1930, the Receiver must notify all persons holding claims against SeniorSure to file proofs of claims.
3. On July 24, 2017, the Receiver filed the Receiver's Combined Application for Approval of (A) Notice of Liquidation, (B) Form of Proof of Claim and Instructions, (C) Form of Unconditional Assignment and Application for Approval of Receiver's Claims Reporting and Evaluation Plan.

4. On August 24, 2017, the Court entered an Order that approved the Receiver's proposed Proof of Claim Form and accompanying instructions and established a filing date of October 27, 2017, within which to submit proofs of claim.

5. The August 24, 2017, Order established the following deadlines:

<u>Deadline</u>	<u>Activity to Occur On or Before Deadline</u>
December 27, 2017	Receiver's Report on Timely-Filed Claims due.
April 27, 2018	Receiver's First Claims Evaluation and Request for Confirmation due (on claims due to be adjudicated). Receiver's Supplemental Claims Evaluations and Requests for Confirmation (on subsequently evaluated claims ready to be adjudicated) will be submitted within every six (6) months thereafter, beginning with 10/27/2018, or earlier, if practicable.

6. The Receiver took all reasonable efforts to identify all persons who may have claims against SeniorSure and to provide them with notice to allow the opportunity to submit a proof of claim prior to the October 27, 2017, claims deadline.

7. On December 27, 2017, the Receiver filed the Receiver's Report of Timely Filed Claims ("Receiver's Report"). The Receiver's Report noted that the Receiver distributed 135 proof of claim packets to potential claimants.

8. The Receiver's Report also states that six (6) timely proofs of claims were received by the Receiver with an aggregate amount claimed of \$2,086,656.73. The Report also states that one (1) untimely proof of claim was submitted with the Receiver in the amount of \$60,000.

9. Since the Receiver's Report was filed, three additional untimely proofs of claim were submitted with an aggregate amount claimed of \$34,879.49.

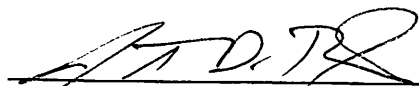
10. The Receiver continues to marshal all of the assets of SeniorSure and has been working diligently to obtain all of the company books and records from those individuals and/or entities that possess them.

11. The Receiver filed the Receiver's First Report on Claims Evaluation and Request for Confirmation of Receiver's Recommendation ("First Report") on April 27, 2018. The First Report recommended adjudication of two (2) claims.

12. The Receiver continues to review the outstanding eight (8) claims and will submit additional reports to this Court when the outstanding claims become ready for adjudication.

13. This Report does not address the actual distribution of assets that may ultimately be made to creditors and beneficiaries of SeniorSure. Neither the Receiver's recommendation that a claim be allowed in a certain amount, nor the Court's Order allowing a claim, ensure that the claim will be paid in whole, in part or at all. Payment of an allowed claim is contingent upon: (a) the assets available to the estate for payment of the claim; (b) the class of the claim allowed; and (c) whether the assets of the estate are sufficient to pay in full all allowed claims and all classes of claims.

Respectfully submitted,



Ryan Leonard, OBA No. 19155
Jason Reese, OBA No. 20813
Jonathan D. Buxton, OBA No. 22515
Edinger, Leonard & Blakley, PLLC
100 Park Avenue, Suite 500
Oklahoma City, OK 73102
(405) 702-9900
(405) 605-8381 facsimile
rleonard@leonard-law.net

**ATTORNEYS FOR RECEIVER
STATE OF OKLAHOMA, EX REL.,**

**JOHN DOAK, INSURANCE COMMISSIONER
FOR THE STATE OF OKLAHOMA, AS
RECEIVER FOR SENIORSURE HEALTH
PLANS, INC. IN LIQUIDATION**

AND

Barron B. Brown, OBA No. 31346
Sara A. Worten, OBA No. 21532
3613 NW 56th, Suite 330
Oklahoma City, OK 73112
(405) 947-0022 phone
(405) 947-0046 facsimile
barron.brown@oid.ok.gov

CERTIFICATE OF MAILING

I, hereby certify that on this 25th day of October, 2018, I caused to be mailed a true and correct copy of the within and foregoing instrument by U.S. Mail postage prepare and/or electronic mail with written consent to:

George Gibbs, OBA No. 11843
601 S. Boulder, Suite 500
Tulsa, OK 74119


Dominick L. Lanzito
Peterson, Johnson & Murray Chicago, LLC
200 West Adams Street, Suite 2125
Chicago, IL 60606

PrimeSource Healthcare Systems, Inc.
Attn: David Fleming
2100 E. Lake Cook Road, Suite 1100
Buffalo Grove, IL 60089

Mucklough, LLC
c/o Tralee Portfolio Management, LLC
135 LaSalle Street, Suite 3914
Chicago, IL 60603

Oklahoma Insurance Department
Five Corporate Plaza
3625 NW 56th Street, Suite 100
Oklahoma City, OK 73112

Oklahoma Property & Casualty
Insurance Guaranty Association
2601 NW Expressway, Suite 330E
Oklahoma City, OK 73112


Jonathan D. Buxton