

CAUSE NO. D-1-GN-06-002366

STATE OF TEXAS AND THE	§	IN THE DISTRICT COURT OF
TEXAS DEPARTMENT OF INSURANCE	§	
	§	
v.	§	TRAVIS COUNTY, TEXAS
	§	
VESTA FIRE INSURANCE CORPORATION,	§	
TEXAS SELECT LLOYDS	§	
INSURANCE COMPANY, and SELECT	§	
INSURANCE SERVICES, INC.	§	126 TH JUDICIAL DISTRICT

ORDER APPROVING FINAL REPORT OF CLAIMS AND GRANTING APPLICATION TO MAKE FINAL DISTRIBUTION FOR TEXAS SELECT LLOYDS INSURANCE COMPANY AND SELECT INSURANCE SERVICES, INC.

On this date, the Court considered the *Final Report of Claims and Application to Make Final Distribution for Texas Select Lloyds Insurance Company and Select Insurance Services, Inc.* (Application) filed by Prime Tempus, Inc., Special Deputy Receiver (SDR) of Vesta Fire Insurance Corporation (Vesta Fire), Texas Select Lloyds Insurance Company (Texas Select) and Select Insurance Services, Inc. (SIS).

The Application was submitted to the Special Master appointed in this cause (Master) under the Supplemental Order of Reference to Master entered on November 8, 2006, which provides that motions filed under Texas Insurance Code §§ 443.258 and 443.352 are referred to the Master. The Master issued a report under Rule 171 of the Texas Rules of Civil Procedure, finding and recommending as follows:

1. Notice of the Application was provided under Texas Insurance Code § 443.007(d);
2. No objections to the Application were filed;
3. The Court has jurisdiction over the Application and the parties; and
4. The Application should be granted in all respects.

Having considered the pleadings, the evidence submitted, and the recommendation of the Master, the Court accepts the Master's report, and grants the Application.

IT IS, THEREFORE, ORDERED, ADJUDGED AND DECREED as follows:

1. The Application is GRANTED in all respects, including but not limited to the closing budget, the interest rate plan proposed by the SDR, the distribution of assets by Texas Select and then by SIS to claimants and to Vesta Fire, and the transfer of non-cash assets to Vesta Fire. The Court admits into evidence the Affidavit of Craig A. Koenig and Exhibits A-1 through A-10 to that Affidavit;

2. The final financial statements are approved;

3. The estimated administrative expenses through the closing of the receivership under Texas Insurance Code § 443.015 are approved, including but not limited to the potential deduction of additional expenses from the distribution to Vesta Fire;

4. The SDR is authorized to take the steps and incur reasonable expenses to distribute the cash assets of the receiverships and the non-cash assets of the receivership as described in the Application. The SDR is authorized to disallow as de minimus claims for less than \$20;

5. The SDR may transfer to Vesta Fire all residual assets, including accounts receivable, of Texas Select and of SIS remaining after all distributions are made other than any funds required for closing expenses. The SDR may assign any future recoveries as to such assets to Vesta Fire;

6. The SDR is authorized to deliver all unclaimed funds to the Commissioner, and the Court finds that any distribution to a claimant for whom the Distribution Notice was returned as undeliverable, or for whom a W-9 was requested but not returned, will be deemed as unclaimed

for purposes of Texas Insurance Code §443.304. The Court approves the use of a letter substantially similar to Exhibit A-9 to notify claimants;

7. The SDR is authorized to execute any documents for tax filings in connection with Texas Select and SIS that the SDR deems necessary or appropriate;

8. The SDR's report of claims under Texas Insurance Code § 443.258 is approved. No further late claims will be accepted because those late claims would prejudice the administration of the estate;

9. The SDR is authorized to deliver all records received or created during receivership to the SDR of Vesta Fire or to the Commissioner and to dispose of any records or copies of such records as are not needed by the Commissioner or the SDR of Vesta Fire; and

10. This order constitutes a final judgment fully resolving all issues relating to the Application.

SIGNED: November 22, 2024.



JUDGE PRESIDING

PROPER NOTICE GIVEN
ACKNOWLEDGMENT OF NOTICE AND WAIVER
OF OBJECTION PRESENTED
SUBMITTED
RECOMMENDED
SIGNED ON 14th DAY OF Nov. 2024


TOM COLLINS, RECEIVERSHIP SPECIAL MASTER