

IN THE COURT OF COMMON PLEAS
FRANKLIN COUNTY, OHIO

Mary Jo Hudson, Ohio Superintendent of
Insurance, in her capacity as Liquidator of
DayMed Health Maintenance Plan, Inc.,

Case No. 99CVH03-01866

Plaintiff,

Judge John F. Bender

vs.

DayMed Health Maintenance Plan, Inc.,

Defendant.

**MOTION FOR APPROVAL OF PERIODIC ACCOUNTING OF LIQUIDATOR
FOR THE PERIOD OF JANUARY 1, 2008 THROUGH JUNE 30, 2008**

Plaintiff, Mary Jo Hudson, Ohio Superintendent of Insurance, in her capacity as Liquidator of DayMed Health Maintenance Plan, Inc. (the "Liquidator"), moves this Court for an Order approving the Statement of Receipts and Disbursements of the Liquidator for the period January 1, 2008 through June 30, 2008, as set forth in the attached Exhibit A. The grounds in support of this Motion are set forth in the accompanying Memorandum in Support.

Respectfully submitted,

NANCY H. ROGERS
Attorney General State of Ohio

By Outside Counsel:
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FILED
COMMON PLEAS COURT
FRANKLIN COUNTY, OHIO

2008 SEP 23 PM 3:39

CLERK OF COURTS



MEMORANDUM IN SUPPORT

This Motion is brought by the Liquidator requesting that this Court approve the Statement of Receipts and Disbursements of the Liquidator for the period January 1, 2008 through June 30, 2008. These receipts and expenditures are described and set forth in the attached Exhibit A.

By Order of this Court entered on March 4, 1999, the Ohio Superintendent of Insurance was appointed Liquidator of DayMed Health Maintenance Plan, Inc. ("DayMed") and was empowered, authorized and directed to liquidate all of the property and assets of DayMed in accordance with the laws of Ohio and under the continuing jurisdiction of this Court. As part of the liquidation, the Liquidator collects all debts and moneys due DayMed, and makes payment of necessary expenses. R.C. 3903.21(A)(4) provides, in pertinent part, that the Liquidator may:

Pay reasonable compensation to persons appointed and defray from the funds or assets of the insurer all expenses of taking possession of, conserving, conducting, liquidating, disposing of or otherwise dealing with the business and property of the insurer.

Section 3903.42(A) of the Ohio Revised Code provides that the expenses of administration be given first priority in the distribution of assets.

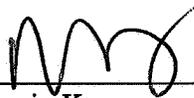
The Liquidator is also required by R.C. 3903.18(E) to periodically account to the Court, throughout the pendency of the DayMed liquidation proceedings, to be submitted in the form attached hereto as Exhibit A. Such accountings may assist the Court in monitoring the progress and status of the liquidation, and in particular, the receipts and disbursements in the DayMed proceedings.

WHEREFORE, for the reasons outlined above, the Liquidator respectfully requests the Court to approve the attached Statement of Receipts and Disbursements of the Liquidator for the period January 1, 2008 through June 30, 2008, as set forth in the attached Exhibit A.

Respectfully submitted,

NANCY H. ROGERS
Attorney General State of Ohio

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EXHIBIT A

Liquidator of DayMed Health Maintenance Plan, Inc.
Statement of Receipts and Disbursements
For the Period 01/01/08 to 6/30/08

	CASH	SECURITIES	TOTAL
Balance at 12/31/07	5,204.99	8,500,000.00	8,505,204.99
RECEIPTS			
Investment Proceeds Repo Agreement (Note 1)	6,000.00	(6,000.00)	0.00
Investment Income	92,931.70	0.00	92,931.70
TOTAL RECEIPTS	98,931.70	(6,000.00)	92,931.70
DISBURSEMENTS			
Salaries:			
Chief Deputy Liquidator	1,817.59	0.00	1,817.59
Deputy Liquidators	3,433.05	0.00	3,433.05
Employee Wages, Taxes, & Benefits	25,960.32	0.00	25,960.32
Legal Expense	3,881.56	0.00	3,881.56
General Operating Expense (Note 2)	18,967.95	0.00	18,967.95
TOTAL DISBURSEMENTS	54,060.47	0.00	54,060.47
Balance at 6/30/08	50,076.22	8,494,000.00	8,544,076.22

Note 1: The captions "Investment Proceeds in Repo Agreements" or "Investment Purchases in Repo Agreement" represent the difference between total repurchase sales and purchases for the reporting period.

Note 2: Includes \$3,011.14 in Moving & Relocation Costs