

Frequently Asked Questions and Answers Related To Home Value Insurance Company (HVIC) In Rehabilitation

Dated August 31, 2012

Background

Home Value Insurance Company (“HVIC”) was incorporated in the State of Ohio in June 2011. The Ohio Department of Insurance licensed HVIC to engage in the business of property and casualty insurance in the State of Ohio on September 14, 2011. HVIC is also licensed to transact the business of insurance in Arizona, Georgia, Indiana, Louisiana, Oklahoma, Oregon and Texas. HVIC issued guaranteed renewable “home value protection” insurance policies between September 2011 and June 2012 in Ohio, Oklahoma and Georgia. Approximately 172 of those policies were in force as of the date of the Rehabilitation Order entered on August 31, 2012 in a case captioned *Mary Taylor, Superintendent of Insurance v. Home Value Insurance Company*, Franklin County, Ohio Common Pleas Case No. 12CV010970 (Judge Daniel T. Hogan). HVIC did not issue any policies in Arizona, Indiana, Louisiana, Oregon or Texas.

HVIC is a stock company wholly owned by its parent and sole shareholder, Home Value Protection, Inc. HVIC’s offices are in San Francisco, California.

The following are Answers to Frequently Asked Questions (“FAQs”) to assist policyholders of HVIC with understanding the rehabilitation process. If, after reading these FAQs, policyholders or any other persons still have questions about HVIC, please contact the ***Office of the Ohio Insurance Liquidator*** at **614-487-9200, and press 5 after the automated attendant answers** to leave a detailed message regarding your questions, along with your insurance policy number, if applicable, and your telephone number or your email address if you would like for us to respond by email. You may also email us at HVICRehab@ohliq.com. We will make every effort to return your call or email you within one business day. **PLEASE DO NOT CALL THE COURT.**

Please check back for **updates** to these FAQs.

The Rehabilitation Order

Ohio statutes require HVIC to maintain minimum capital and surplus of at least \$5 million. HVIC failed to maintain the required minimum capital and surplus. As a result, HVIC is in a hazardous financial condition. As a result of HVIC’s hazardous financial condition, with HVIC’s consent, the Ohio Superintendent of Insurance requested and received a judgment and order of rehabilitation on August 31, 2012 in the case captioned: *Mary Taylor, Superintendent of Insurance v. Home Value Insurance Company*, Franklin County, Ohio Common Pleas Court Case No. 12CV010970 (the “HVIC Rehabilitation Case”). Ohio Superintendent of Insurance Mary Taylor is appointed as Rehabilitator of HVIC. The Rehabilitator is vested with the title to, and authorized and directed to take possession of, all assets, property, accounts, contracts, books, records and documents of HVIC. The Rehabilitator is authorized to take all actions necessary or appropriate for the rehabilitation of HVIC.

The Rehabilitation Order and other court documents may be viewed at www.ohliq.com under Open Rehabilitations –Home Value Insurance Co. -> Documents.

FREQUENTLY ASKED QUESTIONS

What is Rehabilitation?

Insurance companies that are in a financially hazardous condition or insolvent are not subject to the jurisdiction of the United States Bankruptcy Courts. All aspects of an insurance company's rehabilitation (sometimes referred to as a form of receivership) resulting from an impaired financial condition are governed by the Ohio Insurers Supervision, Rehabilitation and Liquidation Act, Ohio Revised Code Sections 3903.01-.59.

When the Ohio Superintendent of Insurance determines that an Ohio-domiciled insurer is operating in a financially hazardous condition, the Superintendent may file a Complaint in the Franklin County, Ohio Common Pleas Court for an order placing the company into rehabilitation or liquidation. If the Court agrees with the Complaint, a rehabilitation or liquidation order is entered appointing the Superintendent of Insurance as Rehabilitator or Liquidator of the company. In HVIC's case, the Superintendent was appointed as Rehabilitator on August 31, 2012 with HVIC's consent.

Why was Home Value Insurance Company (HVIC) ordered into rehabilitation?

HVIC does not have statutorily required minimum capital and surplus. HVIC's Board of Directors agreed that rehabilitation is appropriate. Under these circumstances, the Department of Insurance is authorized to rehabilitate HVIC in order to protect its policyholders, creditors and the general public. The Rehabilitation Order is in the best interest of HVIC's policyholders because it preserves HVIC's remaining assets for HVIC's policyholders.

What is going to happen to HVIC now that it is in rehabilitation?

The Rehabilitator should within 30 to 90 days know what will happen. Right now, the Rehabilitator cannot precisely determine HVIC's exact assets and liabilities until she has completed her takeover and analysis of the overall financial condition of the company. However, at this point in time it appears from the information HVIC has made available to date (*i.e.*, their financial statements filed with the Ohio Department of Insurance), that HVIC should have more cash than current claims, even though HVIC is below required minimum capital and surplus.

The Rehabilitator hopes to quickly verify the information provided by HVIC. If she can do so, the Rehabilitator hopes to file for the approval of a Rehabilitation Plan within 30 to 90 days that (1) gives **policyholders with in-force policies as of the time of the Rehabilitation Plan court filing** a lump sum payment of at least \$500 that is calculated utilizing various factors, such as either the amount of premium paid or the application of the Case-Schiller Home Price Index as of a date of or near the rehabilitation date in cancellation of the policy; and (2) makes provisions for other creditors of HVIC. At this point in time, the Rehabilitator does not expect that the Rehabilitation Plan will retain HVIC as a going concern.

CAUTION: This preliminary information is provided only because it might be useful to policyholders or lead to more informed decisions, such as for example, in deciding whether to pay monthly premiums to avoid cancellation of their HVIC policy during rehabilitation, or in the event consumers are approached by claims buyers. In all circumstances, however, all persons receiving this information must be aware that this is just an estimated plan based upon very preliminary information and circumstances known at the precise time this FAQ was written, and that it is subject to change. The underlying facts and circumstances upon which any Rehabilitation Plan may be based are subject to change. Therefore, the estimated plan itself is subject to change.

POLICYHOLDERS

Does the Rehabilitation Order cancel my policy?

At this point in time, the Rehabilitation Order has not cancelled any policies. At this point in time, the Rehabilitator does not anticipate cancelling any policies prior to any Rehabilitation Plan. See, above FAQ regarding “**What is going to happen to HVIC now that it is in rehabilitation?**”

Should I continue to pay my premiums for my HVIC policy?

As of today, HVIC policies remain in force and the entry of the Rehabilitation Order does not in itself cancel HVIC policies. Barring unforeseen circumstances, the Rehabilitator expects to be in a position to pay covered claims. If you do not pay your monthly premium, the HVIC policy will cancel according to its terms and then you may not make a claim under it or participate in any Rehabilitation Plan that might be filed.

Will HVIC process claims during Rehabilitation?

The Rehabilitator will process claims for HVIC during rehabilitation. If you have a claim under a policy, call the Rehabilitator. Please contact the **Office of the Ohio Insurance Liquidator** at **614-487-9200**, and **press 5 after the automated attendant answers** to leave a detailed message regarding your potential claim, along with your insurance policy number, if applicable, and your telephone number or your email address if you would like for us to respond by email. You may also email us at HVICRehab@ohliq.com. We will make every effort to return your call or email you within one business day. **PLEASE DO NOT CALL THE COURT.**

AGENTS

The Rehabilitator will analyze the agent contracts and commission structure as part of her takeover and analysis of the company.

I am an Agent who earns commissions from HVIC. How and when will I be paid my commissions?

HVIC is in rehabilitation. Commissions remain a liability of HVIC. Agents and brokers will be given written notice to file a claim for unpaid, earned commissions. This notice will be emailed or mailed to all agents and creditors as the rehabilitation proceeds.

Can I continue to sell HVIC policies?

No.