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Ann H. Womer Benjamin,
Superintendent of Insurance,
State of Ohio,

Case No. 90CVH-02-1068 Insurance Liquidations

Plaintiff,

Judge Cain

vs.

The Ohio General Insurance Company,

Defendant.

COPY

**MOTION TO APPROVE DISTRIBUTION OF FINAL PAYMENTS
TO GUARANTY FUNDS AND ASSOCIATIONS**

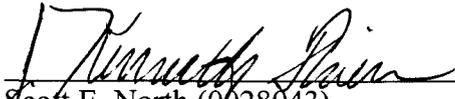
Under R.C. 3903.04, Plaintiff Ann H. Womer Benjamin, Superintendent of Insurance, State of Ohio, in her capacity as Liquidator of The Ohio General Insurance Company ("Liquidator"), moves the Court to approve the distribution of final payments to the Guaranty Funds and Associations in the full unpaid amounts of the amounts claimed by the Guaranty Funds and Associations as shown in Exhibit A to this motion. A memorandum in support of this motion is attached.

FILED
COMMON PLEAS COURT
FRANKLIN COUNTY, OHIO
20 NOV 25 PM 12:41
CLERK OF COURTS-07

Respectfully submitted,

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Attorney General of Ohio

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MEMORANDUM

Plaintiff moves the Court to approve the distribution of final payments to the Guaranty Funds and Associations in the full unpaid amounts of the amounts claimed by the Guaranty Funds and Associations as shown in Exhibit A to this motion.

On March 28, 1990, The Ohio General Insurance Company (“OGIC”) was declared insolvent and placed into liquidation, and the Ohio Superintendent of Insurance was appointed as Liquidator. R.C. 3903.21 and the Liquidation Order directed the Liquidator to take possession of and liquidate all property and assets of OGIC, to collect all debts and monies owed to OGIC, to pay reasonable compensation to persons employed to assist with the liquidation, and to defray from OGIC’s funds or assets all expenses of taking possession of, conserving, conducting, liquidating, disposing of, or otherwise dealing with the OGIC’s business and property.

R.C. 3903.42 requires the Liquidator to distribute claims in order by class. Under R.C. 3903.42, claims of a guaranty fund/association fall into either Class 1, which includes the costs and expenses of administration of a guaranty fund/association, or Class 2, which includes all claims of a guaranty fund/association. See R.C. 3903.42(A)-(B).

The Liquidator has marshaled assets sufficient to pay all Class 1 and Class 2 claims. Upon the Liquidator’s June 20, 2000, motion, the Court ordered the Liquidator to distribute early access payments to the Guaranty Funds and Associations in the amount of seventy-five percent (75%) of the amounts of their claims. See Journal Entry, filed June 27, 2000. The Liquidator distributed the early access payments to the Guaranty Funds and Associations in accordance with the Court’s order.

The Liquidator now has reached final determination of all of the claims of the Guaranty Funds and Associations and has sufficient assets to distribute the remaining balances owed to them. Attached as Exhibit A is a list of the Guaranty Funds and Associations and the remaining

		Class 2 Claims
9727403	Alabama Insurance Guaranty Association Attn: Betty S. Davis, Executive Director 502 Montgomery Highway, Suite 102 Birmingham, AL 35216	\$16,560.24
9727404	Arizona Property & Casualty Insurance Guaranty Fund Attn: Michael E. Surguine, Executive Director 1110 West Washington, Suite 270 Phoenix, AZ 85007	\$440,656.16
9727405	Arkansas Property & Casualty Guaranty Fund % Arkansas Department of Insurance Liquidation Division Attn: Steve A. Uhrynowycz, Deputy Receiver 1023 West Capitol Ave. Little Rock, AR 72201	\$47,333.51
9727406	Delaware Insurance Guaranty Association Attn: John J. Falkenbach, Executive Director 220 Continental Drive Newark, DE 19713	\$3,249.43
9727408	Georgia Insurers Insolvency Pool Attn: Michael C. Marchman, Executive Director 2177 Flintstone Drive, Suite R Tucker, GA 30084	\$27,424.79
9727409	Idaho Insurance Guaranty Association % Western Guaranty Fund Services Attn: David Edwards, President 1720 South Bellaire Street, Suite 408 Denver, CO 80222	\$4,542.25
9728883	Illinois Insurance Guaranty Fund Attn: Anne A. Sharp, Executive Director 120 South LaSalle Street, Suite 1910 Chicago, IL 60603	\$217.43
9727410	Iowa Insurance Guaranty Association Attn: Kent M. Forney, General Counsel 801 Grand Avenue, Suite 3700 Des Moines, IA 50309-2727	\$6,470.01
9727411	Kansas Insurance Guaranty Fund % Western Guaranty Fund Services Attn: David Edwards, President 1720 South Bellaire Street, Suite 408 Denver, CO 80222	\$20,578.47
9727412	Kentucky Insurance Guaranty Association Attn: A. Scott Webster, Executive Director Hurstbourne Park Bldg. 9200 Shelbyville Rd., Suite 605 Louisville, KY 40222-5133	\$4,897.14
9727413	Louisiana Insurance Guaranty Association Attn: Seth E. Keener, Jr., Executive Director 2142 Quail Run Drive Baton Rouge, LA 70808-4126	\$131,833.63
9727414	Michigan Property & Casualty Guaranty Association Attn: Thomas Kujawa, Executive Director P. O. Box 531266 Livonia, MI 48153-1266	\$64,722.25

**The Ohio General Insurance Company, In Liquidation
IGA Class 2 Claims**

Liquidator Number	Guaranty Fund/Association	Balance Due IGAs Class 2 Claims
9727415	Mississippi Insurance Guaranty Association Attn: John Weeks, Interim Executive Director 589 Northpark Drive, Suite A Ridgeland, MS 39157-5004	\$3,388.77
9727416	Missouri Property & Casualty Insurance Guaranty Assn Attn: Charles F. Renn, Executive Director 994 Diamond Ridge, Suite 102 Jefferson City, MO 65109	\$260,736.94
9729723	New Jersey Property-Liability Insurance Guaranty Assn Attn: Joseph L. Dellafera, Executive Director 59-63 Mine Brook Road Bernardsville, NJ 07924	\$5,418.54
9727418	Ohio Insurance Guaranty Association Attn: Frank A. Gartland, President 1840 Mackenzie Drive Columbus, OH 43220	\$170,506.42
9727419	Oklahoma Insurance Guaranty Association Attn: Howard B. Howell, General Manager 2601 Northwest Expressway, Suite 330E Oklahoma City, OK 73112	\$61,746.87
9727420	Pennsylvania Property & Casualty Insurance Guaranty Assn Attn: Homer A. Rhule, Executive Director One Penn Center 1617 J. F. Kennedy Blvd., Suite 1850 Philadelphia, PA 19103	\$29,989.01
9727421	South Dakota Property & Casualty Insurance Guaranty Assn Attn: Edwin E. Evans, Managing Secretary P. O. Box 1030 Sioux Falls, SD 57101-1030	\$414.00
9727422	Texas Property & Casualty Insurance Guaranty Association Attn: Marvin Kelly, Executive Director 9120 Burnet Road Austin, TX 78758	\$105,928.61
9727423	Utah Property & Casualty Insurance Guaranty Association Attn: Allen J. Muhlestein, Executive Director P. O. Box 1626 Sandy, UT 84091-1626	\$264.29
9727424	Washington Insurance Guaranty Association % Western Guaranty Fund Services Attn: David Edwards, President 1720 South Bellaire Street, Suite 408 Denver, CO 80222	\$52,326.76
9727426	Wyoming Insurance Guaranty Association % Western Guaranty Fund Services Attn: David Edwards, President 1720 South Bellaire Street, Suite 408 Denver, CO 80222	\$7,545.82
TOTAL IGA CLASS 2 CLAIMS		\$1,466,751.34