

FILED
COMMON PLEAS COURT
FRANKLIN COUNTY, OHIO

IN THE COURT OF COMMON PLEAS FRANKLIN COUNTY, OHIO

2010 DEC - 6 PM 12: 21

CLERK OF COURTS

MARY JO HUDSON, Ohio Superintendent of Insurance, in her capacity as Liquidator of Proliance Insurance Company,

Plaintiff,

v.

Proliance Insurance Company, Defendant.

Case No. 00CVH12-11391

Judge Julie M. Lynch

ORDER GRANTING LIQUIDATOR'S MOTION FOR AN ORDER APPROVING LIQUIDATOR'S REPORT OF CLAIMS IN CLASSES 1-6 AND AUTHORIZING A DISTRIBUTION OF ASSETS, AND ESTABLISHING JANUARY 3, 2011 AS THE ABSOLUTE FINAL BAR DATE

The Liquidator's Motion is GRANTED.

IT IS FURTHER ORDERED:

- (a) The Report of Claims attached as Exhibit A to the Liquidator's Motion including the determinations of the amounts and classes of each claim as set forth therein, is APPROVED.
- (b) January 3, 2011 is the absolute and final bar date in the Proliance liquidation proceedings for the submittal of proofs of claim forms, all of which will be deemed late filed and, if allowed, classed at Class 7 or below as defined in R.C. 3903.42.
- (d) All Unspecified Claims, Future Claims, and Blanket Claims, as those terms are defined in the Motion, are barred and foreclosed.
- (e) The Notice of Absolute Final Bar Date attached to the Liquidator's Motion as Exhibit B is APPROVED.
- (f) The Liquidator shall mail the Notice by first class United States mail, postage prepaid, within one business day of her receipt of this Order to the last known address as indicated in Proliance's records or the records of the Liquidator (unless notices previously sent to such addresses were returned to the Liquidator), to all

known insurance producers or agents of Proliance; all known former officers and directors of Proliance; all known general creditors which Proliance's books and records reveal have, or may have, claims against Proliance, its property or assets; Proliance Capital Corporation as well as known investors.

- (g) If any Notice sent to the last known address, either provided to the Liquidator by a claimant or in the company's records, is returned as undeliverable because the addressee has moved without providing a forwarding address as required by statute and the Liquidator has not been able through reasonable internet research and telephone attempts to locate a valid address for the claimant, then this should be noted in Proliance's records and any subsequent mailings or notices, whether ordered by the Court or otherwise, need not be sent to such address, and further orders that the Liquidator shall have no further obligation to attempt to locate another address.
- (h) The Liquidator shall post the Notice on the Liquidator's website, www.ohliq.com, under Open Liquidations – Proliance Insurance Co., within one business days of her receipt of this Order.
- (i) The Liquidator is authorized to exercise her discretion to accept after the Absolute Final Bar Date any late-filed Proof of Claim forms in the Proliance liquidation proceeding, and authorizing the Liquidator to reject any attempted filing of a claim after the Absolute Final Bar Date, so that the Liquidator will accordingly issue notice to the person attempting to file a claim advising that the claim will NOT be considered by the Liquidator and shall be treated as if no claim was filed and that the claimant attempting to present such a late-filed claim after the Absolute Final Bar Date shall not be entitled to any further consideration, and also authorizes the Liquidator to reject any requests for POC forms after the Absolute Final Bar Date.

DATE _____

JULIE LYNCH, JUDGE