

CAUSE NO. D-1-GV-13-000204

THE STATE OF TEXAS,
Plaintiff,

v.

SANTA FE AUTO INSURANCE
COMPANY,
Defendant.

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IN THE DISTRICT COURT OF

TRAVIS COUNTY, TEXAS

419th JUDICIAL DISTRICT

ORDER APPROVING SPECIAL DEPUTY RECEIVER'S FINAL ACCOUNTING AND APPLICATION TO TERMINATE RECEIVERSHIP AND DISCHARGE RECEIVER AND SPECIAL DEPUTY RECEIVER

On this date, the Court heard the *Final Accounting and Application to Terminate Receivership and Discharge Receiver and Special Deputy Receiver* (the "Application") filed by CANTILO & BENNETT, L.L.P., Special Deputy Receiver of Santa Fe Auto Insurance Company (the "SDR" and "Santa Fe" respectively). The SDR appeared by and through its counsel.

Having considered the Application, the Court finds as follows:

1. The *Amended Order of Reference to Master* entered on April 5, 2013, provides that motions filed pursuant to TEX. INS. CODE § 443.007 and § 443.352 are referred to the Special Master appointed in this proceeding;

2. Notice of the Application was provided in accordance with TEX. INS. CODE § 443.007 and the *Amended Order of Reference to Master*;

3. The Texas Property and Casualty Insurance Guaranty Association ("TPCIGA") filed its acknowledgement and waiver;

4. No objections to the Application were filed;

5. The Court has jurisdiction over the Application and the parties affected hereunder; and

6. The SDR's Application should be granted in all respects.

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

1. The Application is GRANTED in all respects.

2. The final financial accounting as set out in Exhibits A, B and C, is approved;

3. The SDR is authorized to transfer to the Commissioner of Insurance (the "Commissioner") any residual funds remaining after all distributions are made;

4. The SDR is authorized to deliver all unclaimed funds to the Commissioner, and the Court finds that such funds shall be deemed as unclaimed for purposes of TEX. INS. CODE § 443.304;

5. The SDR is authorized to deliver the funds described on Exhibit D, the Schedule of Unclaimed Distributions and Funds to be Remitted to Commissioner, remaining after the final distribution, to the Commissioner;

6. The Commissioner is authorized to deposit any funds recovered from the unknown assets assigned to the Commissioner in an account under § 443.304 of the Code if the Commissioner determines that the funds are insufficient to justify the costs of reopening the proceeding or cannot be distributed economically;

7. The SDR is authorized to execute and deliver Exhibit E, the assignment of non-cash assets, to the Commissioner;

8. The revised Exhibit 6 to the Distribution Application (Exhibit F) is approved;

9. The Commissioner is discharged as Receiver of Santa Fe;

10. CANTILO & BENNETT, L.L.P. is discharged as Special Deputy Receiver of Santa Fe;


11. Santa Fe's charter is dissolved pursuant to § 443.153(e);

12. This delinquency proceeding is terminated pursuant to § 443.352;


13. The Receiver and the SDR are released from any further obligations in this proceeding, provided they are authorized to take any actions and execute any documents as may be necessary to effectuate this Order; and

14. This order constitutes a final judgment fully resolving all issues relating to the Application and this delinquency proceeding.

Signed on _____ December 3, 2021.



JUDGE PRESIDING

PROPER NOTICE GIVEN
ACKNOWLEDGMENT OF NOTICE AND WAIVER
OF OBJECTION PRESENTED
SUBMITTED
RECOMMENDED
SIGNED ON 2nd DAY OF Dec. 2021


TOM COLLINS, RECEIVERSHIP SPECIAL MASTER

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Associated Case Party: STATE OF TEXAS OFFICE OF THE ATTORNEY GENERAL

Name	BarNumber	Email	TimestampSubmitted	Status
Cynthia Ann Morales	14417420	Cynthia.Morales@oag.texas.gov	12/6/2021 4:40:39 PM	SENT

Case Contacts

Name	BarNumber	Email	TimestampSubmitted	Status
Christopher G. Fuller	7515500	cfuller@fullerlaw.org	12/6/2021 4:40:39 PM	SENT
Rachel Obaldo	24041617	Rachel.Obaldo@oag.texas.gov	12/6/2021 4:40:39 PM	SENT
David Arthur Bickham	2295300	bickhamlawfirm@yahoo.com	12/6/2021 4:40:39 PM	SENT
William Clark	4302200	wsc1964@yahoo.com	12/6/2021 4:40:39 PM	SENT
Linda Kimball		lkimball@pmmlaw.com	12/6/2021 4:40:39 PM	SENT
Jeffrey R. Parsons		jparsons@pmmlaw.com	12/6/2021 4:40:39 PM	SENT
STEPHEN TAGGART		STAGGARTATTORNEY@SBCGLOBAL.NET	12/6/2021 4:40:39 PM	SENT
Special MasterClerk		specialmasterclerk@tdi.texas.gov	12/6/2021 4:40:39 PM	SENT