

IN THE CIRCUIT COURT OF THE  
SECOND JUDICIAL CIRCUIT,  
IN AND FOR LEON COUNTY, FLORIDA

IN RE: THE RECEIVERSHIP OF  
CASUALTY INSURANCE COMPANY  
OF FLORIDA, a Florida Corporation.

CASE NO.: 97-1064

BOB MERRILL  
CLERK CIRCUIT COURT  
LEON COUNTY, FLORIDA

07 OCT 16 PM 2:21

FILED  
CIRCUIT CIVIL DIV.

COPY

**RECEIVER'S MOTION FOR ORDER APPROVING SECOND INTERIM CLAIMS  
REPORT AND RECOMMENDATIONS**

THE FLORIDA DEPARTMENT OF FINANCIAL SERVICES, as Receiver of Casualty Insurance Company of Florida ("Receiver"), files herewith the Receiver's Second Interim Claims Report and says:

1. Casualty Insurance Company of Florida, ("Casualty"), was a Florida corporation previously authorized to transact insurance in the State of Florida pursuant to Chapter 641, Florida Statutes. On February 27, 1997, this Court adjudicated Casualty insolvent and entered the Consent Order Appointing the Florida Department of Insurance as Receiver of Casualty for Purposes of Liquidation, Injunction, and Notice of Automatic Stay (the "Order"). On January 7, 2003, the Florida Department of Insurance became a part of the Florida Department of Financial Services.
2. This Court has jurisdiction over the Casualty Receivership and is "authorized to make all necessary or proper orders to carry out the purposes of the Florida Insurers Rehabilitation and Liquidation Act. Section 631.021(1), Florida Statutes.
3. In accord with the Court's Order and Section 631.182, Florida Statutes, the Receiver has compiled a Second Interim Claims Report (the "Report") which consists of claims that were not included in the first claims report. The Report is attached hereto in electronic form as a diskette marked as Exhibit "A" and is broken down into two parts. Part A of the Report consists of claims of non-guaranty association claimants and Part B consists of all claims of guaranty association

claimants.

4. Part A of the Report contains 646 filed claims by non-guaranty association claimants for a total amount claimed of \$6,594,466.67. The total amount recommended by the Receiver is \$124,791.94. For the Court's convenience, a paper copy of the summary totals from the "Seoncd Interim Claims Report, Part A - For Non Guaranty Association Claimants" is attached as Exhibit "B".

5. Part B of the Report contains five (5) filed claims by a guaranty association claimant for a total amount claimed of \$3,392,645.33. The total amount recommended by the Receiver for the payment of guaranty association claims is \$3,388,790.49. For the Court's convenience, a paper copy of the summary totals from the "Seoncd Interim Claims Report, Part B - For Guaranty Association" is attached as Exhibit "C". The guaranty association identified within the report is the Florida Insurance Guaranty Association ("FIGA").

6. Under Section 631.181(1), Florida Statutes, claimants are entitled to notice of the Receiver's recommendations on their claim and the deadline for filing objections. Sample copies of "Notice to Claimants" are attached hereto as Composite Exhibit "D."

7. The Receiver requests that its Recommendations be approved unless an objection is filed thereto within a deadline set by the Court.

8. The Receiver has a procedure for dealing with late-filed objections. For any objection filed after the deadline, the Receiver will send a letter to the claimant advising the claimant that their objection was not filed in compliance with Florida Statutes and this Court's Order and, therefore will not be handled as a filed objection. A copy of this letter will be filed with the Court.

9. On a related issue, in preparing these filings the Receiver discovered an error concerning unearned premium claims previously deemed filed by this Court. In transferring data

from a prior claims processing system, these claims were assigned an incorrect filing date. To correct this data mapping error, the Receiver asked the Court for authorization to correct its records to reflect that these claims were timely filed as of March 20, 1998. No party would be prejudiced by this action.

WHEREFORE, the Receiver moves this Court for entry for an Order:

A. Authorizing and directing the Receiver to provide notice to each claimant, as herewith reported to the Court, of the Receiver's recommendations regarding their claim, by U.S. Mail to the last known address of such persons, as shown in the Receiver's files.

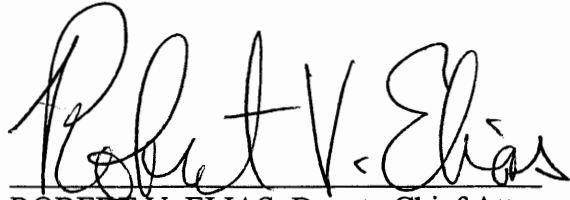
B. Directing all persons who have filed claims, as herewith reported to the Court, to file any objection to the Receiver's report with the Clerk of this Court on or before 11:59 p.m. on Thursday, November 15, 2007, and requiring that a copy of said objection be served on the Receiver.

C. Requiring any persons filing objections to submit documentation to support their claim and declaring that the Court will not consider any information or documentation submitted after the objection is filed.

D. Approving the Receiver's recommendations contained in Receiver's Second Interim Claims Report for which no objections are filed.

E. Authorize the Receiver to correct data mapping errors to reflect the timely filing date of March 20, 1998 for certain claims previously adjudicated by this Court.

DATED this 16<sup>th</sup> day of October, 2007.

A handwritten signature in black ink, appearing to read "Robert V. Elias". The signature is written in a cursive style with a horizontal line underneath it.

ROBERT V. ELIAS, Deputy Chief Attorney  
Florida Bar No. 530107  
Florida Department of Financial Services  
Division of Rehabilitation and Liquidation  
Post Office Box 110  
Tallahassee, Florida 32302-0110  
(850) 413-4408 – Telephone  
(850) 488-1510 - Facsimile