

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

IN RE: The Receivership of  
MAGNOLIA INSURANCE  
COMPANY, a Florida corporation authorized  
to transact an insurance business in Florida

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CASE NO.: 2010-CA-1522

**RECEIVER'S MOTION FOR APPROVAL OF FIFTH INTERIM CLAIMS  
REPORT AND RECOMMENDATION ON CLAIMS**

The Florida Department of Financial Services, in its capacity as Receiver for Magnolia Insurance Company ("MIC"), hereby files this Motion for Approval of Fifth Interim Claims Report and Recommendation on Claims, and states as follows:

1. This Court entered a Consent Order Appointing the Florida Department of Financial Services as Receiver of Magnolia Insurance Company for the purposes of Liquidation, Injunction and Notice of Automatic Stay on April 30, 2010.

2. This Court has jurisdiction over the MIC 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. MIC, located in Miami-Dade County, wrote homeowners' policies within the state of Florida, and had approximately 36,000 policies at the time of liquidation.

4. This Court entered the Order Approving the Receiver's First Interim Claims Report and Recommendation on Claims on July 10, 2013, which addressed non-guaranty claims in Classes 2 and 3.

5. The Court then entered the following Orders approving subsequent Interim Claims Reports: on November 12, 2013, the Court approved the Second Interim

Claims Report, which reported non-guaranty claims in Classes 6 and 8; on December 4, 2013, the Court approved the Third Interim Claims Report, which reported non-guaranty claims in Classes 2 and 6; and on March 24, 2016, the court approved the Fourth Interim Claims Report which reported two non-guaranty claims in Classes 2 and 8.

6. The Fifth Report addresses the guaranty association claims only. Part B reflects the 4 claims filed by the Florida Insurance Guaranty Association (“FIGA”) in Classes 1, 2 and 3 totaling \$50,888,585.59, which is also the amount recommended by the Receiver. The Report is attached as Exhibit “A.”

7. FIGA has been informed of the Receiver’s recommendations and agrees with those amounts. The attached Claim Acknowledgement (Exhibit “B”) reflects FIGA’s acknowledgement of and agreement to the amounts recommended in the Report and acts as a waiver of the requirement in Section 631.182, Florida Statutes that a notice be sent to the claimant with an opportunity to object.

WHEREFORE the Receiver respectfully requests this Court enter an Order approving the Receiver’s Fifth Interim Claims Report and Recommendations on Claims.

**SUBMITTED** this 19<sup>th</sup> day of July, 2016.



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Jody E. Collins, Senior Attorney  
Florida Bar No. 500445  
Florida Department of Financial Services  
Division of Rehabilitation and Liquidation  
8240 NW 52 Terrace, Suite 102  
Miami, Florida 33152  
(786) 336-1371 – Telephone  
(305) 499-2271 – Facsimile  
[Jody.Collins@myfloridacfso.com](mailto:Jody.Collins@myfloridacfso.com)

FLORIDA DEPARTMENT OF FINANCIAL SERVICES-DIVISION OF REHABILITATION AND LIQUIDATION

MAGNOLIA INSURANCE COMPANY  
FIFTH INTERIM CLAIMS REPORT

PART B - FOR GUARANTY ASSOCIATION CLAIMANTS

COMPANY: 527 INSURED: POLICY NUMBER: CLAIM NUMBER: FIGA CLAIMANT: FLORIDA INSURANCE GUARANTY ASSOCIATION AMOUNT CLAIMED: \$2,229,237.17  
 PRIORITY: CLASS 1 INS/CLMT STATE: DATE OF LOSS: 04/30/2010 PO BOX 14249 AMOUNT RECOMMENDED TO GUARANTY ASSOCIATION: \$2,229,237.17  
 STATUS: Evaluated DATE PROOF FILED: 04/30/2010 TALLAHASSEE, FL 32317

COMPANY: 527 INSURED: POLICY NUMBER: CLAIM NUMBER: FIGA CLAIMANT: FLORIDA INSURANCE GUARANTY ASSOCIATION AMOUNT CLAIMED: \$29,544,272.87  
 PRIORITY: CLASS 2 INS/CLMT STATE: DATE OF LOSS: 04/30/2010 PO BOX 14249 AMOUNT RECOMMENDED TO GUARANTY ASSOCIATION: \$29,544,272.87  
 STATUS: Evaluated DATE PROOF FILED: 04/30/2010 TALLAHASSEE, FL 32317

COMPANY: 527 INSURED: POLICY NUMBER: CLAIM NUMBER: FIGA CLAIMANT: FLORIDA INSURANCE GUARANTY ASSOCIATION AMOUNT CLAIMED: \$11,532,388.48  
 PRIORITY: CLASS 3 INS/CLMT STATE: DATE OF LOSS: 04/30/2010 PO BOX 14249 AMOUNT RECOMMENDED TO GUARANTY ASSOCIATION: \$11,532,388.48  
 STATUS: Evaluated DATE PROOF FILED: 04/30/2010 TALLAHASSEE, FL 32317

COMPANY: 527 INSURED: POLICY NUMBER: CLAIM NUMBER: FIGA CLAIMANT: FLORIDA INSURANCE GUARANTY ASSOCIATION AMOUNT CLAIMED: \$7,582,687.07  
 PRIORITY: CLASS 1 INS/CLMT STATE: DATE OF LOSS: 04/30/2010 PO BOX 14249 AMOUNT RECOMMENDED TO GUARANTY ASSOCIATION: \$7,582,687.07  
 STATUS: Evaluated DATE PROOF FILED: 04/30/2010 TALLAHASSEE, FL 32317

Note: If status is unevaluated, then dollar amounts have been suppressed

FLORIDA DEPARTMENT OF FINANCIAL SERVICES - DIVISION OF REHABILITATION AND LIQUIDATION  
MAGNOLIA INSURANCE COMPANY  
FIFTH INTERIM CLAIMS REPORT  
PART B - FOR GUARANTY ASSOCIATION

SUMMARY TOTALS

TOTAL AMOUNT CLAIMED BY GUARANTY ASSOCIATION \$50,888,585.59  
TOTAL AMOUNT RECOMMENDED TO GUARANTY ASSOCIATION \$50,888,585.59  
TOTAL NUMBER 4

COUNT OF CLASS 1 CLAIMS :	2	COUNT OF CLASS 6 CLAIMS :	0
AMOUNT CLAIMED FOR CLASS 1 CLAIMS BY GUARANTY ASSOCIATION :	\$9,811,924.24	AMOUNT CLAIMED FOR CLASS 6 CLAIMS BY GUARANTY ASSOCIATION :	\$0.00
AMOUNT RECMD FOR CLASS 1 CLAIMS TO GUARANTY ASSOCIATION :	\$9,811,924.24	AMOUNT RECMD FOR CLASS 6 CLAIMS TO GUARANTY ASSOCIATION :	
COUNT OF CLASS 2 CLAIMS :	1	COUNT OF CLASS 7 CLAIMS :	0
AMOUNT CLAIMED FOR CLASS 2 CLAIMS BY GUARANTY ASSOCIATION :	\$29,544,272.87	AMOUNT CLAIMED FOR CLASS 7 CLAIMS BY GUARANTY ASSOCIATION :	\$0.00
AMOUNT RECMD FOR CLASS 2 CLAIMS TO GUARANTY ASSOCIATION :	\$29,544,272.87	AMOUNT RECMD FOR CLASS 7 CLAIMS TO GUARANTY ASSOCIATION :	
COUNT OF CLASS 3 CLAIMS :	1	COUNT OF CLASS 8 CLAIMS :	0
AMOUNT CLAIMED FOR CLASS 3 CLAIMS BY GUARANTY ASSOCIATION :	\$11,532,388.48	AMOUNT CLAIMED FOR CLASS 8 CLAIMS BY GUARANTY ASSOCIATION :	\$0.00
AMOUNT RECMD FOR CLASS 3 CLAIMS TO GUARANTY ASSOCIATION :	\$11,532,388.48	AMOUNT RECMD FOR CLASS 8 CLAIMS TO GUARANTY ASSOCIATION :	
COUNT OF CLASS 4 CLAIMS :	0	COUNT OF CLASS 9 CLAIMS :	0
AMOUNT CLAIMED FOR CLASS 4 CLAIMS BY GUARANTY ASSOCIATION :	\$0.00	AMOUNT CLAIMED FOR CLASS 9 CLAIMS BY GUARANTY ASSOCIATION :	\$0.00
AMOUNT RECMD FOR CLASS 4 CLAIMS TO GUARANTY ASSOCIATION :		AMOUNT RECMD FOR CLASS 9 CLAIMS TO GUARANTY ASSOCIATION :	
COUNT OF CLASS 5 CLAIMS :	0	COUNT OF CLASS 10 CLAIMS :	0
AMOUNT CLAIMED FOR CLASS 5 CLAIMS BY GUARANTY ASSOCIATION :	\$0.00	AMOUNT CLAIMED FOR CLASS 10 CLAIMS BY GUARANTY ASSOCIATION :	\$0.00
AMOUNT RECMD FOR CLASS 5 CLAIMS TO GUARANTY ASSOCIATION :		AMOUNT RECMD FOR CLASS 10 CLAIMS TO GUARANTY ASSOCIATION :	

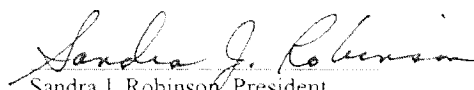
Note: If status is unevaluated, then dollar amounts have been suppressed

CLAIM ACKNOWLEDGEMENT  
MAGNOLIA INSURANCE CO.  
**Florida Insurance Guaranty Association**

The undersigned, **Florida Insurance Guaranty Association** having filed a claim under ID 527 20396 1, hereby acknowledges and agrees through its authorized representative to the Receiver's recommendations in the following amounts and classifications, and agrees that these are subject to court approval:

	<i>Amount Recommended</i>
Class 1 General Administrative & Unallocated Expense, suffix -01:	\$ 2,229,237.17
Class 1 Allocated Claims Handling Expense, suffix -04:	\$ 7,582,687.07
Class 2 Loss Claims, net of recovery, suffix -02:	\$29,544,272.87
Class 3 Unearned Premium Claims, suffix -03:	\$11,532,388.48
<b>Totals:</b>	<b>\$50,888,585.59</b>

The undersigned also hereby agrees that this Claim Acknowledgment constitutes formal notice of the Receiver's recommendations on the **Florida Insurance Guaranty Association** claim and waives the standard notice period.

  
Sandra J. Robinson, President  
Florida Insurance Guaranty Association  
PO Box 14249  
Tallahassee FL 32317

6/22/2016  
(Date)

**EXHIBIT B**