

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

In Re: The Receivership of
HOMEWISE PREFERRED
INSURANCE COMPANY,

Case No.: 2011 CA 2404

ORDER APPROVING RECEIVER'S CLAIMS STATUS REPORT

THIS CAUSE came on for consideration of the Receiver's Motion For Order Approving Receiver's Claims Status Report. After review of the Motion and being otherwise fully advised in all material premises, the Court finds as follows:

1. HomeWise Preferred Insurance Company ("HPIC") was licensed in 2006, by the Office of Insurance Regulation ("OIR") as a stock domestic property and casualty insurance company authorized to do business in Florida.

2. On September 2, 2011, this Court entered a Consent Order Appointing the Florida Department of Insurance as Receiver of HPIC for Purposes of Rehabilitation, Injunction, and Notice of Automatic Stay. Subsequently, on November 4, 2011, this Court entered an Order Appointing the Department as Receiver of HPIC for Purposes of Liquidation, Injunction, and Notice of Automatic Stay.

3. This Court has jurisdiction over the HPIC receivership and is authorized to enter all necessary and/or proper orders to carry out the purpose of the Florida Insurers Rehabilitation and Liquidation Act, part I, chapter 631, Florida Statutes. § 631.021(1), Fla. Stat.

4. Pursuant to section 631.182, Florida Statutes, "As soon as it has evaluated claims filed in the delinquency proceeding, the receiver shall report the claims to the circuit court, specifying in the report its recommendations with respect to the actions to be taken thereon."

5. According to the Receiver's Claims Status Report, the HPIC Statement of Affairs as of September 30, 2015, shows a deficiency of assets over liabilities in an amount that makes it impossible for the Receiver to make any distributions to claimants beyond claims in Class 1.

6. The Court finds that there are currently insufficient assets in the HPIC receivership estate to make any distributions to claimants beyond claims in Class 1.

7. In an effort to minimize additional cost to the estate, the Receiver proposes to refrain from evaluating claims in Classes 2-11 or from filing a report with the Court regarding those claims unless the estate recovers additional assets sufficient to make distributions beyond Class 1.

8. The Receiver also proposes to refrain from making any additional notifications to claimants with claims in Classes 2-11 unless it becomes necessary to evaluate claims in those classes.


IT IS, THEREFORE, ORDERED AND ADJUDGED as follows:

A. The Receiver's Claims Status Report is hereby approved.

B. The Receiver is hereby authorized to refrain from evaluating claims in Classes 2-11 and refrain from filing a report with the Court regarding those claims unless the HPIC estate recovers additional assets sufficient to make distributions beyond Class 1.

C. The Receiver is hereby authorized to refrain from mailing any additional notifications to claimants with claims in Classes 2-11 unless it becomes necessary to evaluate claims in those classes.

DONE AND ORDERED in Chambers at Leon County Courthouse, Tallahassee, Florida, on this the ____ day of JAN 05 2016, 2016.


~~ANGELA C. DEMPSEY~~
CIRCUIT JUDGE
JOHN C. COOPER, Circuit Judge