# Florida Department of Financial Services, Division of Rehabilitation and Liquidation Guarantee Insurance Company in Liquidation Statement of Affairs As of June 30, 2019

	Estimated Realizable Value
ASSETS	
Cash-Company Operating SPIA-Restricted Pooled Cash in SPIA Due from the Admin Fund Short Term Investments Short Term Investments-Restricted Allowance - Short Term Investments Accrued Interest Receivable Reinsurance Recoverable Allowance Reinsurance Recoverable Accounts Receivable Allowance - Accounts Receivables Long Term Investments Allowance - Long Term Investments Other Assets Advance to Guaranty Associations	\$5,000.00 375,747.61 29,357,659.48 851.49 10,398,909.44 (10,398,909.44) 66,000.60 11,907,108.66 (9,139,676.58) 20,958,954.89 (20,958,954.89) 4,235.79 (4,235.79) 2,158,132.36 1,508,949.05
Total Assets	\$36,239,772.67
LIABILITIES Secured Claims	699,153.79
Class 1 Administrative Claims Class 1 - Guaranty Associations	80,397,481.38
Class 2 Loss Claims Class 2 - Guaranty Associations Class 2 - Other Class 3 Unearned Premium Claims under Non-assessable Policies	489,387,588.75 12,749,515.16
Class 3 - Guaranty Associations Class 3 - Other Class 5 Employee Claims Class 6 General Creditor Claims	8,852,885.83 22,261,107.47 27,804.05
Class 6 - Other Class 7 State & Local Government Claims Class 9 Surplus Notes/Unearned Premium Claims under Assessable Policies	332,393,138,38 858,382.75
Class 9 - Other Class 11 Shareholder Claims	28,601,000.00 401,271.39
Total Liabilities	\$976,629,328.95
EQUITY	
Contributed Equity - State of Florida Estate Equity	223,714.79 (940,613,271.07)
Excess (Deficiency) of Assets over Liabilities	(\$940,389,556.28)
Total Liabilities and Equity	\$36,239,772.67

#### Florida Department of Financial Services, Division of Rehabilitation and Liquidation Guarantee Insurance Company in Liquidation Statement of Cash Receipts and Disbursements From the Date of Liquidation through June 30, 2019

	Fiscal Year to Date	Since Date of Liquidation
CASH RECEIPTS		
Premium Collections	\$5,002,265.49	\$15,855,647.76
Reinsurance Recoveries	1,248,243.98	1,918,728.39
Subrogation and Salvage Recoveries	3,004,778.07	4,467,534.49
Litigation Recoveries	159,718.94	159,718.94
Tax Recoveries	350,408.30	762,369.21
Other Collections / Recoveries	3,985,801.84	8,903,413.26
Sale of Personal Property Inventory	849.78	8,311.53
Sale of Real Property Inventory	920,000.00	2,175,000.00
Mortgage Interest Income	0.00	9,812.50
Receipts Before Investment Activities	14,672,066.40	34,260,536.08
Interest and Dividend Receipts	638,867.78	1,747,744.15
Sale of Short Term Investment	33,509.77	39,612.31
Sale of Long Term Investment	296,389.26	296,389.26
Receipts From Investment Activities	968,766.81	2,083,745.72
Total Cash Receipts	15,640,833.21	36,344,281.80
OACH BIODUDGENEUTO A BIOTRIBUTIONS		
CASH DISBURSEMENTS & DISTRIBUTIONS		
Professional Fees and Expenses	2,754,177.36	4,203,941.70
Salaries and Fringe Benefits	2,721,258.96	4,973,456.36
Employee Welfare	4,431.21	9,496.21
Travel Expenses Admin Expenses	5,757.59	54,313.10
Equipment and Furniture Expenses	118,283.79	227,824.66
Rent, Building and Equipment	38,295.56	41,223.90
Taxes	76,492.41 18,552.53	170,507.34
Disbursements		86,888.02
Disbursements	5,737,249.41	9,767,651.29
Distributions		
Early Access-Guaranty Associations	1,212,601.30	1,212,601.30
Payments to Other Receivers	0.00	104,864.66
Total Distributed	1,212,601.30	1,317,465.96
Disbursements & Distributions Before Investment Activities	6,949,850.71	11,085,117.25
Financial Expenses	71,551.79	90,411.43
Purchase Short Term Investment	5,503.19	14,644.74
Purchase Long Term Investment	908.45	908.45
Disbursements for Investment Activities	77,963.43	105,964.62
Total Cash Disbursements & Distributions	7,027,814.14	11,191,081.87
Net Increase (Decrease) in Cash	8,613,019.07	25,153,199.93
Beginning Cash Balance:		
Beginning Cash	21,125,388.02	(27,534,728.94)
Adjustments to Beginning Cash	0.00	32,119,936.10
Adjusted Beginning Cash Balance	21,125,388.02	4,585,207.16
Ending Cash Balance	29,738,407.09	29,738,407.09
Cash Balance per the Statement of Affairs (non-printing)	29,738,407.09	0.00
Cash Balance per the Statement of Affairs	29,738,407.09	29,738,407.09
Out-of-Balance with the Statement of Affairs	0.00	0.00
The accompanying notes & schedules are an integral part	of those financial statements	

#### Florida Department of Financial Services, Division of Rehabilitation and Liquidation Guarantee Insurance Company in Liquidation Statement of Cash Receipts and Disbursements From the Date of Liquidation through June 30, 2019

	Fiscal Year to Date	Since Date of Liquidation
Suspense/Over & Short	\$0.00	\$0.00

Schedule of Cash - Company For the Twelve Months Ended June 30, 2019

#### Cash - Company

		Balance						Balance
Description		7/1/18	Interest	Deposits	Checks/Fees	Transfers	Voids/Stop Pays/Adjustments	6/30/19
Fifth Third Bank - Premium		14,705.93	0.00	5,487,673.44	(675.88)	(5,496,703.49)	0.00	5,000.00
	Totals:	14,705.93	0.00	5,487,673.44	(675.88)	(5,496,703.49)	0.00	5,000.00

#### Florida Department of Financial Services, Division of Rehabilitation and Liquidation

Guarantee Insurance Company Schedule of SPIA - Restricted For the Twelve Months Ended June 30, 2019

#### SPIA - Restricted

Description		Balance 7/1/18	Adjustments/Deposits	Interest	Transfers/Distributions	Balance 6/30/19
TigerRisk Re	SPIA 42008000	367,612.19	0.00	8,135.42	0.00	375,747.61
	Total:	367,612.19	0.00	8,135.42	0.00	375,747.61

Schedule of Short Term Investments For the Twelve Months Ended June 30, 2019

#### **Money Market Accounts**

Description		Balance 7/1/18	Adjustments/ Fees		Distributions	
BNY Mellon Raymond James	Fidelity Investment MMKT Gov RJ Deposit Program	0.00 0.00	3,297.27 0.00	751.06 2,193.17	(3,201.33) (2,188.68)	847.00 4.49
	-	0.00	3,297.27	2,944.23	(5,390.01)	851.49

#### Schedule of Short Term Investments- Restricted For the Twelve Months Ended June 30, 2019

#### **Short Term Investments - Restricted**

		Balance 7/1/18	Adjustments	Balance 6/30/19
Description NCCI Inc. Pool Admin. FBO GIC	US Bank	10,024,655.14	(9,777,008.40)	247,646.74
The Peoples Ins. Co. of China/GIC & Victoria Ins. Co. of Canada IAT Reinsurance Co. Ltd. FBO GIC	US Bank US Bank	70,609.34 1,744,513.09	0.00 (58,879.20)	70,609.34 1,685,633.89
GIC/Zurich American Ins. Co. Reinsurance Trust GIC/Ancora Re Reinsurance Trust GIC/Scottsdale Ins. Co. Reinsurance Trust	Wells Fargo Wells Fargo Wells Fargo	7,215,948.65 583.84 17,765,065.75	(7,215,653.45) (583.84) (9,370,341.48)	295.20 0.00 8,394,724.27
		36,821,375.81	(26,422,466.37)	10,398,909.44

#### Allowance - Short Term Investments - Restricted

			Balance 7/1/18	Adjustments	Balance 6/30/19
NCCI Inc. Pool Admin. FBO GIC	US Bank		(10,024,655.14)	9,777,008.40	(247,646.74)
The Peoples Ins. Co. of China/GIC & Victoria Ins. Co. of Canada IAT Reinsurance Co. Ltd. FBO GIC	US Bank US Bank		(70,609.34) (1,744,513.09)	0.00 58,879.20	(70,609.34) (1,685,633.89)
GIC/Zurich American Ins. Co. Reinsurance Trust GIC/Ancora Re Reinsurance Trust GIC/Scottsdale Ins. Co. Reinsurance Trust	Wells Fargo Wells Fargo Wells Fargo		(7,215,948.65) (583.84) (17,765,065.75)	7,215,653.45 583.84 9,370,341.48	(295.20) 0.00 (8,394,724.27)
		Totals:	(36,821,375.81)	26,422,466.37	(10,398,909.44)

Totals:	(36,821,375.81)	26,422,466.37	(10,398,909.44)
Total Short Term Investments - N	et of Allowances	_	0.00

### Schedule of Accrued Interest Receivable

For the Twelve Months Ended June 30, 2019

#### **Accrued Interest Receivable**

Description	9	Balance 7/1/18	Accrued	Received (566,246.70)	Balance 6/30/19 66.000.60
State Treasury	SPIA, 4-20-0-010000-00000	24,034.22	608,213.08	(500,240.70)	
	Totals:	24,034.22	608,213.08	(566,246.70)	66,000.60

## Florida Department of Financial Services, Division of Rehabilitation and Liquidation Guarantee Insurance Company in Liquidation Schedule of Reinsurance Recoverables - Net of Allowance

For Twelve Months Ended June 30, 2019

#### Reinsurance Recoverables

Recovery Agent	Balance 7/1/2018	Billed	Recovered	Adjustments	Balance 6/30/2019
Receiver	9,565,264.58	3,996,442.03	(1,121,749.09)	(532,848.86)	11,907,108.66
Total	9,565,264.58	3,996,442.03	(1,121,749.09)	(532,848.86)	11,907,108.66

#### **Allowance Reinsurance**

Recovery Agent	Balance 7/1/2018	Increases	<b>Decreases</b> 425,588.00	Balance 6/30/2019 (9,139,676.58)
Receiver	(9,565,264.58)	0.00		,
Total	(9,565,264.58)	0.00	0.00	(9,139,676.58)

Reinsurance Recoverables - Net of Allowance

2,767,432.08

Schedule of Accounts Receivable For the Twelve Months Ended June 30, 2019

#### Other Collections - Recovery/Receivable

Description		Balance 7/1/18	Adjustments	Payments Received	Balance 6/30/19
		3,708,954.89	0.00	0.00	3,708,954.89
Note Receivable - Ancora Re		13,000,000.00	0.00	0.00	13,000,000.00
Note Receivable - Steve Mariano		1.200.000.00	0.00	0.00	1,200,000.00
Note Receivable - Quadra Capital		3.000.000.00	0.00	0.00	3,000,000.00
Note Receivable - Steele Investment Partners Funds Held Falls Lake National Ins. Co.		500,000.00	0.00	(450,000.00)	50,000.00
(fka Stonewood Ins. Co.) Note Receivable - Tobacco Road Weber Forbearance Agreement on Judgment M&T Bank Cash Collateral on LOC		450,000.00 800,000.00 25,000.00	0.00 0.00 0.00	(450,000.00) (800,000.00) (25,000.00)	0.00 0.00 0.00
IVIQ I DATIK CASTI CONALETATON ECO	Totals:	22,683,954.89	0.00	(1,725,000.00)	20,958,954.89

#### Allowance - Other Receivables

		Balance 7/1/18	Adjustments	Payments Received	6/30/19
Description  Note Receivable - Ancora Re  Note Receivable - Steve Mariano  Note Receivable - Quadra Capital  Note Receivable - Steele Investment Partners  Funds Held Falls Lake National Ins. Co.		(3,708,954.89) (13,000,000.00) (1,200,000.00) (3,000,000.00) (500,000.00)	0.00 0.00 0.00 0.00 0.00	0.00 0.00 0.00 0.00 450,000.00	(3,708,954.89) (13,000,000.00) (1,200,000.00) (3,000,000.00) (50,000.00)
(fka Stonewood Ins. Co.) Note Receivable - Tobacco Road Weber Forbearance Agreement on Judgment	Totals:	(450,000.00) (800,000.00) (22,658,954.89)	0.00 0.00 0.00	450,000.00 800,000.00 1,700,000.00	0.00 0.00 (20,958,954.89)

Total Accounts Receivable - Net of Allowances	0.00
Total Accounts Receivable - Net of American	

Schedule of Long Term Investments For the Twelve Months Ended June 30, 2019

#### Stocks

Description  Shares of Patriot National Inc UBS Financial Services Acct.  Shares of Liquid Holdings Group Inc UBS Financial Services Acct.	Balance 7/1/18 29,700.00 19,061.07	Adjustments (29,700.00) (14,825.28)	0.00 0.00	6/30/19 0.00 4,235.79
	Totals: 48,761.07	(44,525.28)	0.00	4,235.79
	Total Long Term Investme	nts		4,235.79

#### Allowance - Long Term Investments

Description  Shares of Patriot National Inc UBS Financial Services Acct.  Shares of Liquid Holdings Group Inc UBS Financial Services Acct.		Balance 7/1/18 (29,700.00) (19,061.07)	Adjustments 29,700.00 14,825.28	0.00 0.00	Balance 6/30/19 0.00 (4,235.79)
Shares of Liquid Holdings Group Inc 653 Financial Control	Totals:	(48,761.07)	44,525.28	0.00	(4,235.79)
	Total Allov	wance - Long Ter	m Investment	s =	0.00

Schedule of Other Assets
For the Twelve Months Ended June 30, 2019

#### **Statutory Deposits**

		Balance 7/1/18	Adjustments	Recovered	Balance 6/30/19
Description  California - Citibank		27,820.52	0.00	(27,820.52)	0.00
Indiana - Bank of New York Mellon		97,094.00 99,438.00	0.00 562.00	(97,094.00)	0.00
Massaschuetts - Conduent Missouri - Central Bank		1,192,844.15	(1,192,844.15)	0.00	(0.00)
Nevada - Bank of New York Mellon (Special Dep)		197,438.00 98,719.00	0.00 1.023.00	(197,438.00) 0	0.00 99,742.00
Nevada - Bank of New York Mellon (Work Comp) Capital Surplus Acct. for IN, NV, TN Deposits		115,297.33	0.00	(115,297.33)	0.00
New Mexico - Century Trust		92,309.60 1.071.685.47	6,689.02 36,333.99	0.00	98,998.62 1,108,019.46
Oregon - US Bank South Carolina - US Bank		323,227.00	17,207.58	0.00	340,434.58
Virgina - Bureau of Insurance		506,292.00	4,645.70 0.00	0.00	510,937.70 0.00
North Carolina - Us Bank (1)	Totals:	0.00 3,822,165.07	(1,126,382.86)	(537,649.85)	2,158,132.36

<sup>(1)</sup> This deposit was transferred to the North Carolina Insurance Guaranty Association and the Receiver will be pursuing an early access

### Schedule of Advance To Guaranty Association

For the Twelve Months Ended June 30, 2019

#### **Advance To Guaranty Association**

		Balance 7/1/18	Advanced	Recovered	Balance 6/30/19
Description		0.00	246,229.50	0.00	246,229.50
Idaho Montana Missouri		0.00	50,118.25 1,212,601.30	0.00 0.00	50,118.25 1,212,601.30
	Totals:	0.00	1,262,719.55	0.00	1,508,949.05

Note: A multi-state Guaranty Association Early Access Agreement was approved by court order dated September 28, 2018.

### Schedule of Secured Claims For the Twelve Months Ended June 30, 2019

#### Secured Claims - Other Reinsurance

Description	Account	Balance 7/1/18	Received	Interest	Distributions	Balance 6/30/19
TigerRisk Re	State Treasury - SPIA Account	367,612.19	0.00	8,135.42	0.00	375,747.61
	Totals:	367,612.19	0.00	8,135.42	0.00	375,747.61

#### Secured Claims Against Estate

Description		Balance 7/1/18 Deposits			Claim Filed	6/30/19
Law Firm Professional Services POC		0.00	0.00	0.00	11,863.45	11,863.45
	Totals:	0.00	0.00	0.00	11,863.45	11,863.45

#### Secured Claims - Large Deductible

	Account	Balance 7/1/18	Received	Interest	Distributions	Balance 6/30/19
Description Destroyable	State Treasury - SPIA Account	92,375.75	0.00	0.00	0.00	92,375.75
Dockery Limited Partnership	State Heastry - 3FTA Account	0.00	147.931.25	0.00	0.00	147,931.25
Quality Business Services, Inc.		0.00	66,372.15	0.00	0.00	66,372.15
Sundowner Trailers Inc. Century Employer Organization		0.00	4,863.58	0.00	0.00	4,863.58
	Totals:	92,375.75	219,166.98	0.00	0.00	311,542.73

Total Secured Claims 699,153.79

### **Notes to Financial Statements**

Dated June 30, 2019

- 1. Estate Information. Guarantee Ins. Co (GIC) was a property and casualty insurance company that issued workers compensation policies and was domiciled in Florida. It was placed in liquidation on November 27, 2017.
- 2. Basis of Presentation. The accompanying financial statements have been prepared on a modified cash basis of accounting using a fiscal year of July 1, 2018 through June 30, 2019. The assets are stated at their estimated realizable values, while the liabilities are stated at their gross filed amounts and are periodically adjusted as evaluated, adjudicated and/or paid. Interest is accrued and reinsurance receivables are only posted when billed to reinsurers. In addition, the statements do not provide accruals for all future administrative expenses to liquidate the estate or costs to pursue or litigate claims against others.
- 3. Unaudited. The accompanying financial statements have not been audited by an independent certified public accountant and no opinion is expressed on their compliance with generally accepted accounting principles.
- 4. Pooled Investments. Most the invested assets of the estates are combined into two main pooled accounts: The Receiver's operating account held at Wells Fargo and the Special Purpose Investment Account held at the State of Florida Treasury. Each estate's share of the pooled investments is presented on the accompanying financial statements as "Pooled Cash Due from the Admin Fund".
- 5. Cash Company Operating. This asset consists of one account at Fifth Third Bank kept open by the Receiver to allow for collection of premium. The account balance on this statement is as of June 30, 2019.
- 6. Special Purpose Investment Account (SPIA) Restricted. Represents funds wired to the Receiver by Tiger Risk Re. Tiger Risk claims the funds were sent to GIC in error and have requested their return. The Receiver will hold these funds in a segregated account until a final disposition is determined.
- 7. Short Term Investments. The investments are stated at fair value, which approximates market value. Market values are those provided by the depository trust institution or brokerage institution in possession of the securities at the balance sheet date. This investment consists of a money market account at Raymond James
- 8. Short Term Investments Restricted. The investments are stated at fair value, which approximates market value. Market values are those provided by the depository trust institution or brokerage institution in possession of the securities at the balance sheet date. These investments consist of various accounts at US Bank and Wells Fargo that are restricted pursuant to reinsurance trust agreements that will be resolved as the receivership proceeds.
  - The collectability of some of these funds is dependent on factors beyond the control of the Receiver. Some of these funds may ultimately not be collectible or available for payment of GIC claims.
- 9. Reinsurance. Reinsurance receivables have resulted from losses that have been paid and billed to the reinsurer(s). These receivables have been determined to be owed and are shown with allowance provisions for uncollectible amounts. The amount may include one or more reinsurance receivables being collected on behalf of the Receiver by an intermediary or the Receiver's staff. This receivable consists of Captive Reinsurers' Negative Funds Held Balances for which the Receiver is pursuing collection and funds wired by Tiger Risk referenced in footnotes (6) and (15) that will be adjusted when the ultimate disposition of the funds is resolved.
  - The collectability of some of these funds is dependent on factors beyond the control of the Receiver. Some of these funds may ultimately not be collectible or available for payment of GIC claims.
- 10. Accounts Receivable. These account receivables consist of various notes entered by GIC with the borrowers listed on the Schedule of Accounts Receivable, a receivable due from a forbearance agreement in lieu of a judgment, and cash collateral held by Falls Lake National Ins. Co. for a policy that GIC reinsured on a 50% quota share contract.

The collectability of some of these funds is dependent on the outcome of ongoing litigation and other factors. Due to the inherent uncertainty of litigation and factors beyond the control of the Receiver, some of these funds may ultimately not be collectible or available for payment of GIC claims.

# Florida Department of Financial Services, Division of Rehabilitation and Liquidation

## Guarantee Insurance Co. in Liquidation Notes to Financial Statements

**Dated June 30, 2019** 

12. Long Term Investments. The investments are stated at fair value, which approximates market value. Market values are those provided by the depository trust institution or brokerage institution in possession of the securities at the balance sheet date. This investment consists of stock in Patriot National Inc. and Liquid Holdings Group, Inc. as valued on the GIC UBS Financial Services account statement at May 31, 2019.

Some of these funds may ultimately not be available for payment of GIC claims.

- 13. Other Assets. These assets consist of states' statutory deposits held at various financial institutions. The Schedule of Other Assets reflects the value of these deposits at June 30, 2019 or latest available, those that have been collected by the Receiver and those where the state has taken its deposit.
- 14. Advance to Guaranty Association(s). Represents funds advanced to guaranty associations for the payment of covered claims and expenses. The guaranty association is obligated to promptly return any of these funds if the Receiver determines that repayment of claims of equal or superior priority is necessary
- 15. Secured Claims. Secured claims represent liabilities for such items as collateral for bonds or LOC's, amounts for which the ownership is in dispute with other entities, amounts subject to court ordered distribution and other such items. These secured claims represent funds wired to the Receiver from Tiger Risk Re that were deposited to a segregated account until disposition of the funds can be resolved and amounts related to large deductible policies some or all of which may be used to reimburse the guaranty funds as they pay losses.
- 16. Claims. Unless otherwise noted, the Statement of Affairs contains claim liabilities by priority class pursuant to 631.271, Florida Statutes. Unless otherwise stated, the claim liabilities reported are gross filed, un-adjudicated, and have not been reduced by any early access payments from the Florida Receiver. Claim liability numbers are based upon the most current available information and documentation provided to the Receiver from both internal and external sources.
  - The First Interim Claims Report was approved on December 4, 2018. The deadline to file an objection
    was February 19, 2019. Ten objections were filed; nine have been resolved.
- 17. Interest Distributions. For companies placed into receivership on or after July 1, 2012, Section 631.271, Florida Statutes authorizes the payment of interest on claims in Classes 1-9 prior to making any payment on shareholder claims. At this time, the Receiver does not anticipate having sufficient assets in this estate to pay all claims for Classes 1-9. Accordingly, this statement does not reflect an interest reserve for Classes 1-9 allowed claims.
- 18. **Federal Priority.** Pursuant to 31 U.S.C.A. § 3713, a federal government claim shall be paid first, when a debtor to the United States is insolvent and other conditions apply. To establish finality, shield itself from potential liability, and ultimately discharge the estate, the Receiver will file a federal release request with the U.S. Department of Justice (DOJ).
- 19. Contributed Equity State of Florida. The Receiver will, from time to time, expend public funds to carry out certain duties during the course of liquidating an insurance company. The Division accounts for these expenditures as a contribution of equity by the State.
- 20. Excess (Deficiency) of Assets over Liabilities. The excess or (deficiency) represents the estimated realizable value of assets after deducting the current estimate of liabilities. This excess or (deficiency) does <u>not</u> take into consideration any estimates for future administrative costs to liquidate the estate or costs to pursue or litigate claims against others.