

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

In Re: The Receivership of
American Capital Assurance Corp.

CASE NO.: 2021 CA 0641

**ORDER AUTHORIZING EARLY ACCESS DISBURSEMENTS
TO ELIGIBLE GUARANTY ASSOCIATIONS**

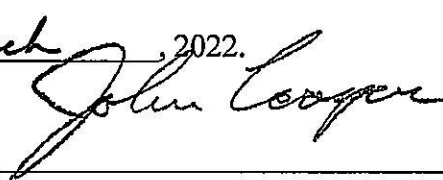
THIS MATTER was considered upon the Department's *Application for an Order Authorizing Early Access Disbursements to Eligible Guaranty Associations*. The Court, having reviewed the motion and being otherwise fully advised in the premises, finds the following:

1. The Guaranty Associations listed in "Exhibit B," as attached to the Department's Application, are the guaranty associations contemplated by section 631.397, Florida Statutes, which provides in substance that the Department may disburse assets marshaled in an insolvent insurer's receivership to each guaranty association entitled thereto, as such assets become available.
2. The written Early Access Agreement, attached to the Department's Application as "Exhibit A," between the Department and the eligible Guaranty Associations, satisfies the requirements of section 631.397, Florida Statutes.
3. The court has not previously authorized any Early Access disbursements in the AmCap receivership estate.
4. The Department has adequate liquid assets available to provide the eligible Guaranty Associations with an aggregate early access disbursement of Thirty Million Four Hundred Thirty Thousand Dollars and no cents (\$30,430,000.00) as requested in the Department's Application for the claims and administrative expenses incurred by the Guaranty Associations.

E-Filed and E-Served
by SB on MAR 03 2022

WHEREFORE, it is **ORDERED** and **ADJUDGED** that the Department is authorized and directed to release Thirty Million Four Hundred Thirty Thousand Dollars (\$30,430,000.00) as early access funds to the Guaranty Associations as listed in "Exhibit B" of the Department's Application.

DONE and **ORDERED** in Chambers at the Leon County Courthouse, Tallahassee, Leon County, Florida, this 3rd day of March, 2022.



Honorable John C. Cooper
CIRCUIT JUDGE