

**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 641

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

**THIS MATTER** was considered upon the Department's *Sixth Application for an Order Authorizing Early Access Disbursements to Eligible Guaranty Associations* ("Sixth Application") in the American Capital Assurance Corp. ("AmCap") receivership. The Court, having reviewed the application and being otherwise fully advised in the premises, finds the following:

1. The Guaranty Associations listed in "Exhibit C," as attached to the Department's Sixth 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 Sixth 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 previously authorized the disbursement of Forty-Eight Million, Twenty-Three Thousand, One Hundred Nine Dollars and 00/100 (\$48,023,109) to eligible Guaranty Associations in the AmCap receivership.

4. The Department has adequate liquid assets available to provide the eligible Guaranty Associations with an aggregate early access disbursement of **Nine Hundred Ninety-Eight Thousand, Eight Hundred Forty-One Dollars and 00/100 (\$998,841)** as requested in the

Department's Sixth Application for the claims and administrative expenses incurred by the eligible Guaranty Associations.

**THEREFORE**, it is **ORDERED** and **ADJUDGED** that the Department is authorized and directed to release **Nine Hundred Ninety-Eight Thousand, Eight Hundred Forty-One Dollars and 00/100 (\$998,841)**<sup>1</sup> as early access funds to the eligible Guaranty Associations as listed in "Exhibit C" of the Department's Sixth Application.

**DONE AND ORDERED** in Tallahassee, Leon County, Florida, on May 9, 2026.

  
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JOSHUA HAWKES  
Circuit Judge

Copies furnished:  
Parties via e-filing portal

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<sup>1</sup> As listed in Exhibit C to the Application: Florida (FIGA) - \$59,513; Georgia (GIIP) - \$0; Louisiana (LIGA) - \$73,376; South Carolina (SCPCIGA) - \$0; Texas (TPCIGA) - \$865,952; Total - \$998,841