

Filed in The District Court of Travis County, Texas

FEB 21 2014

CAUSE NO. D-1-GV-12-001713

At 3:29 p.m. Amalia Rodriguez-Mendoza, Clerk

THE STATE OF TEXAS	§	IN THE DISTRICT COURT OF
	§	
VS.	§	TRAVIS COUNTY, TEXAS
	§	
GRAMERCY INSURANCE COMPANY	§	53RD JUDICIAL DISTRICT

ORDER GRANTING APPLICATION TO APPROVE NOTICE AND SET CLAIMS FILING DEADLINE

The Court considered the *Application to Approve Notice and Set Claims Filing Deadline* (the "Application"), filed by Resolution Oversight Corporation, solely in its capacity as Special Deputy Receiver of Gramercy Insurance Company, (the "SDR" and "Gramercy" respectively). After considering the Application and documentation submitted by the SDR, and the recommendation of the Master appointed in this proceeding (the "Master"), the Court finds as follows:

1. The *Supplemental Order of Reference to Master* (the "Order of Reference") provides that the Application is referred to the Master;
2. The Application was submitted to the Master in accordance with the Order of Reference;
3. Notice of the Application was provided in accordance with TEX. INS. CODE § 443.007 (d) and the Order of Reference, and no objections to the Application were filed;
4. The Master has issued a recommendation that the Application should be granted pursuant to Rule 171 of the Texas Rules of Civil Procedure;
5. The Court has jurisdiction over the Application and the parties in interest; and
6. The Affidavit of Ernesto Garza is admitted and the Application should be GRANTED in all respects.

IT IS THEREFORE ORDERED ADJUDGED AND DECREED as follows:

1. The Application is GRANTED;
2. The Court approves the notice to the parties described in this Application, and finds that such notice complies with the requirements of TEX. INS. CODE § 443.155(a) and due process;
3. The Court approves the Liquidation Notices, attached as Exhibits 1 and 2, and the Publication Notice attached as Exhibit 3, and finds that notices substantially similar to such exhibits comply with the requirements of TEX. INS. CODE § 443.155(b);
4. The Court approves the Proof of Claim ("POC") forms attached as Exhibits 4 and 5, and finds that a form substantially similar to such exhibits complies with the requirements of TEX. INS. CODE § 443.252;
5. The Court sets **February 26, 2015, 11:59 p.m. C.S.T.** as the Claims Filing Deadline for the filing of POCs;
6. The Court authorizes the SDR to process POCs as described in the Application;
7. The SDR is not required to process any POC that is fully covered by an Insurance Guaranty Association, and may notify the claimant who filed the POC that it will not be processed as a claim in the receivership pursuant to TEX. INS. CODE § 443.253(m);
8. The SDR is not required to process a POC for any class until it appears reasonably likely that there will be a distribution to that class as permitted by TEX. INS. CODE § 443.253(k);
9. The SDR is authorized to require a claimant to submit an affidavit to verify that a late filed POC may be treated as timely filed under TEX. INS. CODE § 443.251(b);

10. All claimants who assert a third party claim against a Gramercy policyholder and who file a POC with the SDR are deemed to have released and waived any claim against the Gramercy policyholder up to the amount of policy limits of the Gramercy insured's policy pursuant to TEX. INS. CODE § 443.256(h);

11. The SDR is authorized to take actions consistent with TEX. INS. CODE Chapter 443 to implement this order; and

12. This Order constitutes a final judgment fully resolving all issues relating to the Application, provided that this Court shall retain jurisdiction to issue further orders pursuant to TEX. INS. CODE Chapter 443.

SIGNED this 21ST day of FEBRUARY, 2014.

Original Signed by
[Signature]
Judge Presiding

PROPER NOTICE GIVEN
ACKNOWLEDGMENT OF NOTICE AND WAIVER
OF OBJECTION PRESENTED
SUBMITTED
RECOMMENDED 7/6
SIGNED ON 20 DAY OF Feb. 2014
Original Signed by
TOM COLLINS, RECEIVERSHIP SPECIAL MASTER