

19TH JUDICIAL DISTRICT COURT

STATE OF LOUISIANA

PARISH OF EAST BATON ROUGE

J. ROBERT WOOLEY, AS ACTING
COMMISSIONER OF INSURANCE FOR
THE STATE OF LOUISIANA

VERSUS

AMCARE HEALTH PLANS OF
LOUISIANA, INC.

* NUMBER: 499,737

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* DIVISION: "2A"

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ORDER GRANTING MOTION OF LIQUIDATOR TO APPROVE FINAL
DISSOLUTION AND DISTRIBUTION PLAN AS OF AUGUST 31, 2016, AND FOR
OTHER RELIEF

THIS MATTER came before the Court on the Motion ("Motion") of James J. Donelon, Commissioner of Insurance for the State of Louisiana ("Commissioner" or "Liquidator"), in his capacity as Liquidator of AmCare Health Plans of Louisiana, Inc. ("AmCare-LA"), through the Commissioner's Court Appointed Deputy Receiver, Marlon V. Harrison ("Deputy Receiver" and collectively "AmCare"), (i) to approve the Final Dissolution and Distribution Plan as of August 31, 2016 ("Final Plan"); and (ii) for other relief. Capitalized terms used but not defined in this Order have the meanings given to them in the Motion or the Final Plan.

Appearances: John Ashley Moore, counsel for the Commissioner in his capacity as Liquidator and his Court Appointed Deputy Receiver, Marlon V. Harrison.

Also present in court: Marlon V. Harrison, Deputy Receiver; Karen Rainey and Greg Bordlee of Southeastern Management & Consulting Group, LLC and Tim McKey, CPA.

On November 12, 2002, AmCare-LA was placed into liquidation. The Commissioner as Liquidator, appointed Marlon V. Harrison, Court Appointed Deputy Receiver for AmCare-LA.

By order dated September 19, 2016, the Court fixed December 5, 2016, at 1:00 o'clock p.m., for hearing upon the Final Plan, in order that required notices could be timely perfected in advance of hearing. The Liquidator's Motion and the Final Plan were filed with the Court on November 17, 2016.

CONSIDERING the hearing held in this matter on December 5, 2016 ("Hearing"), the exhibits attached to and made a part of the Final Plan, the evidence presented in this proceeding, the other documents and materials of record in this proceeding, and the law and the evidence



being in favor thereof:

IT IS ORDERED that the Motion is **GRANTED**;

IT IS FURTHER ORDERED that the Final Plan is **APPROVED**;

IT IS FURTHER ORDERED that the Court Appointed Deputy Receiver is authorized to take such other action necessary and appropriate to complete the closure of the estate, including but not limited to the outstanding tasks set forth in the Final Plan;

IT IS FURTHER ORDERED that the Commissioner as Liquidator and his Court Appointed Deputy Receiver be released from any and all obligations and duties to the estate upon completion of the remaining tasks set forth in the Final Plan;

IT IS FURTHER ORDERED that estate expenses be paid and that the estate be allowed to reserve funds based on historical estimates submitted by the Court Appointed Deputy Receiver for the payment of final bills and expenses associated with the dissolution of the estate as set forth in the Final Plan;

IT IS FURTHER ORDERED that six (6) months after the final distribution of funds as set forth in the Final Plan, all bank accounts be closed;

IT IS FURTHER ORDERED that the Unclaimed Property Funds as set forth in the Final Plan be turned over to the Louisiana State Treasurer;

IT IS FURTHER ORDERED that the estate be discharged of all unsatisfied liabilities and/or unfunded claims;

IT IS FURTHER ORDERED that tax returns for 2016 forward be prepared and filed subsequent to the approval of this Final Plan and any other matters be administratively completed by the Court Appointed Deputy Receiver and Southeastern Management and Consulting Group, LLC;

IT IS FURTHER ORDERED that, based on La. R.S.22:2034 G. and La. R.S. 22:2027, the Commissioner of Insurance, as Liquidator, through his Court Appointed Deputy Receiver, shall distribute Surplus to the following educational institutions in equal amounts: Xavier University, University of Louisiana-Monroe, LSU Shreveport, Southern University, University of New Orleans and University Louisiana-Lafayette;

IT IS FURTHER ORDERED that if there are any residual funds remaining after payment of all expenses and obligations, the remaining funds shall be distributed by the Commissioner of Insurance, as Liquidator, through his Court Appointed Deputy Receiver, equally to the aforementioned educational institutions;

IT IS FURTHER ORDERED that the records of the estate be expeditiously destroyed after one (1) year of the closure of the estate;

IT IS FURTHER ORDERED that the estate be closed and this liquidation suit be dismissed;

IT IS FURTHER ORDERED that the Court has continuing jurisdiction in connection with the Final Plan and completion of all outstanding tasks necessary to complete the liquidation consistent with the provisions of the Final Plan; and

IT IS FURTHER ORDERED that, subject to the foregoing, the authority of the Commissioner of Insurance, as Liquidator, through his Court Appointed Deputy Receiver, to appear in this or any other matter in order to enforce his authority and actions in this proceeding is reserved.

SO ORDERED on December 5, 2016.

ORDER SIGNED at Baton Rouge, Louisiana, this 30 day of Jan, 2017 ~~December, 2016.~~

Janice Clark
DRAFT

Honorable Janice G. Clark
Judge, 19th Judicial District Court

Order submitted by:
By Attorneys,
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FILED
NOV 17 2016
[Signature]
DEPUTY CLERK OF COURT

CERTIFIED TRUE AND
CORRECT COPY

JAN 31 2017
[Signature]
East Baton Rouge Parish
Deputy Clerk of Court