IN THE CHANCERY COURT OF THE STATE OF TENNESSEE
TWENTIETH JUDICIAL DISTRICT, DAVIDSON COUNTY

FILED
2009 AUG -5 AM 10: 14
CLERK & MASTER
DAVIDSON CO. CHANCERY CT.
D.C.&M.

STATE OF TENNESSEE, *ex rel.* LESLIE A. NEWMAN) in her official capacity as COMMISSIONER OF) COMMERCE AND INSURANCE, on behalf of) the employees of Norwalk Furniture Corporation of) Tennessee (aka Norwalk Wood Products Division) for) Tennessee self-insured workers' compensation benefits,)

Petitioner,

vs.

MIDWEST EMPLOYERS CASUALTY COMPANY,) A Missouri domiciled insurance company, and) NORWALK FURNITURE CORPORATION OF) TENNESSEE, A Tennessee domiciled corporation.)

Respondents.

Re: Bond for Workers' Compensation Self-Insurance of) Norwalk Furniture Corporation of Tennesseé – for claims) incurred January 1, 1992 to July 1, 2007.)

No. 09-384-III

NOTICE OF LPT TRANSACTION COMPLETION AND LIFTING OF TEMPORARY STAY PURSUANT TO ORDER APPROVING LPT

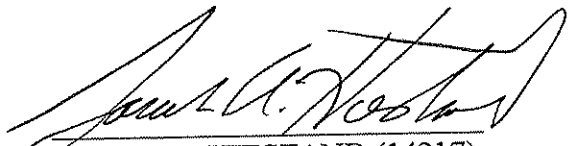
The Petitioner, Commissioner of Commerce and Insurance for the State of Tennessee, through counsel, hereby files and gives notice of the fact that the Commissioner and Brentwood National Insurance Company executed the LPT agreement pursuant to the Order Approving Commissioner as Administrator of Bond Fund to Enter into Loss Portfolio Transfer, Lifting Stay upon Transfer, and Requiring Notices including Publication, entered on July 13, 2009. The Commissioner has paid the consideration out of the Bond Fund called for by the LPT agreement. The attached copy of the Final Closing Statement, Exhibit A hereto, enumerates the exact consideration of $479,067.86 paid on July 22, 2009 (Purchase Price minus payments made out of

Bond since 2/5/09) and acknowledges that the risk of loss passed to the assuming insurer on that final closing date.

In accordance with paragraph D of the July 13, 2009 Order, the temporary stay on workers' compensation actions and proceedings in this State has been lifted.

Respectfully submitted.

ROBERT E. COOPER, JR.
Attorney General



SARAH A. HIESTAND (14217)
Senior Counsel, Financial Division
Office of the Attorney General
P.O. Box 20207
Nashville, TN 37202-0207
(615) 741-6035; fax 615-532-8223
Attorneys for Petitioner Leslie A. Newman,
Commissioner, Tennessee Department of
Commerce and Insurance
Administrator of the Bond Fund

CERTIFICATE OF SERVICE

I hereby certify that the foregoing Notice is being served by United State mail, postage prepaid, on the interested parties, as set forth in the service list following on this the 5th - day of August, 2009.

SARAH A. HIESTAND

Notice/ Service list
Aubrey L. Brown, Esq.
Glankler Brown
One Commerce Square, Ste 1700
Memphis, TN 38103
Direct Dial 901-576-1710
abrown@glankler.com

Counsel to Respondent MWECC

Thomas L. Sandifer
Claims Attorney
Midwest Employers Casualty Company
14755 North Outer Forty Drive, Suite 300
Chesterfield, MO. 63017
Direct Dial 636-449-7148
Tsandifer@mwecc.com

INTERESTED NON PARTIES:

Brentwood National Insurance Company
104 Continental Place, Suite 200
Brentwood, Tennessee 37027
Proposed Insurer for LPT

Brentwood Services Administrators, Inc.
104 Continental Place, Suite 200
Brentwood, Tennessee 37027
ATTN: Everett Sinor
(615) 263.1300 (tel.) (615) 263.1301 (fax)
Everett.Sinor@bwood.com *Norwalk/TN's Third Party Administrator*

Craig P. Fickling, Esq.
Fickling & Madewell
118 E. First St.
P.O. Box 1483
Cookeville, TN 38503
Phone 931-528-6403; fax 931-520-1628
Attorney for claimant employees Darrell Denney, Clarence Grider and John Shock

David Day, Esq.
Law Office of David Day, PC
19 South Jefferson Ave., Suite 100
Cookeville, TN 38501
931-528-7002, fax 931-372-8280; david@daviddaypc.com
Attorney for claimant employee Kenneth D. Lane

Dan Rader, III, Esq.
Moore, Rader, Clift & Fitzpatrick
46 North Jefferson Avenue
P.O. Box 3347
Cookeville, TN 38502-3347
Phone: 931-526-3311, fax 931-526-3092
danrader@citlink.net

Norwalk/TN's defense counsel in workers' compensation cases.

SECOND INJURY FUND
STATE OF TENNESSEE
William G. Calhoun, Director of Legal Services, via email delivery to william.calhoun@tn.gov

Josh Baker, Esq.
General Civil Division
Tennessee Attorney General's Office
P.O. Box 20207
Nashville, TN 37202-0207
(handdelivery by intraoffice mail)
Department of Labor and Workforce Development

(No mailing to Norwalk Furniture Corporation of Tennessee as all prior mailings have returned undeliverable and unable to be forwarded).

NORWALK FURNITURE OF TENNESSEE LPT
FINAL CLOSING STATEMENT - July 22, 2009

LPT Agreement Purchase Price	$485,000.00
MINUS Payments Since 2/5/09	-$5,932.14
PLUS Excess Insurance & Other Recoveries Since 2/5/09	$0.00
TOTAL DUE AT CLOSING	**$479,067.86**

TENNESSEE COMMISSIONER OF COMMERCE AND INSURANCE
IN THE CAPACITY OF ADMINISTRATOR OF THE BOND FUND
FOR NORWALK FURNITURE OF TENNESSEE'S WORKERS'
COMPENSATION LIABILITIES

Leslie A Newman

By: Leslie A. Newman, Liquidator
Date: July 22, 2009

BRENTWOOD NATIONAL INSURANCE COMPANY

By: Jeffrey P. Pettus, Chief Operating Officer
Date: July 22, 2009

The parties acknowledge by their signatures hereto payment and receipt of the monies delineated above on the final closing date as the final total due at closing, and that by virtue of said payment and receipt, the risk of loss has passed to BNIC.

EXHIBIT
A
to Notice