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

FILED
2015 NOV 30 AM 11:34
CLERK & MASTER
DAVIDSON COUNTY CHANCERY COURT
D.C. & M.

**STATE OF TENNESSEE**
**ex rel. JULIE MIX McPEAK,**
**COMMISSIONER OF COMMERCE**
**AND INSURANCE FOR THE STATE OF**
**TENNESSEE,**

**Petitioner,**

**v.**

**DOCTORS INSURANCE RECIPROCAL**
**(RRG), a Tennessee Domiciled Insurance**
**Company,**

**Respondent.**

**No. 03-294-(IV)**

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**DOCTORS INSURANCE RECIPROCAL RECEIVER'S MOTION FOR THE COURT TO ACCEPT AND APPROVE NUMEROUS FINAL DETERMINATIONS AS TO ENUMERATED CLAIMS**

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## I. Introduction

Julie Mix McPeak, as Commissioner of the Tennessee Department of Commerce and Insurance, in her capacity as Liquidator of Doctors Insurance Reciprocal (RRG) in Liquidation ("DIR"), and through her appointed Special Deputy Receiver, moves the Court, under T.C.A. §56-9-331, to accept and approve, as final, the determinations made as to the claims set forth in **Exhibits A, B** and **C** attached hereto. As to three (3) claims set forth in **Exhibit A**, the DIR Receiver also requests approval to distribute 100% of the approved claim amounts because those three (3) claims have been determined, upon review, to be Class 2 claims. **Exhibit B** sets forth the final Class 6 claim determinations for which acceptance and approval are sought. The remainder of the claims for which acceptance and approval are sought are Class 7 claims and are set forth in **Exhibit C**. This Motion does not request approval of a distribution, pro rata or

otherwise, as to the approved Class 6 or Class 7 claim amounts set forth in **Exhibits B** and **C**, but rather only seeks approval of the listed Class 6 and Class 7 claims and the respective approved claim amounts presented, so that they will be established and ready for distribution, if any, upon later motion to, and order of, the Court.

## II. Discussion

### a) Three Class 2 Claim Determinations Set Forth in Exhibit A

The Special Deputy Receiver had originally determined that three particular claims – POC Nos. 2692, 2693 and 2863 – were late-filed and thus were classified as Class 7 / Late-filed. The claimants objected to that late-filed classification. But for the position of the Special Deputy Receiver that those claims were late-filed, each of these three (3) claims were policyholder-based claims and thus would have been considered as Class 2 claims.

The claimants, through their objections to the Class 7 classification, presented argument and evidence that supported their respective positions that their claims should be considered as timely-filed. Also the approved amounts at issue in the three claims gave the Special Deputy Receiver pause as to whether the costs of further litigation over the classification objections would be in the best interest of the DIR Liquidation Estate. Accordingly, and under the authority provided under T.C.A. § 56-9-327(b), the Special Deputy Receiver reached agreements with those claimants which resulted in the alteration of the previous claim determinations and the issuance of amended Notices of Determination acknowledging the claims as Class 2 claims at the agreed amount set forth in those amended Notices of Determination. The amended Notices of Determination for POC Nos. 2692 and 2693 were issued on August 11, 2015. The amended Notice of Determination for POC No. 2863 was issued on October 12, 2015. The thirty (30) day period allowed under T.C.A. § 56-9-327(a) having expired, the amended Notices of Determinations for POC Nos. 2692, 2693 and 2893 are now final.

Presently, there is one DIR Class 2 claim that has not been liquidated and has not been presented to the Court for approval or disposition otherwise – POC No. 2921 submitted by a Dr. Michael Wheelis. The approval and payment of POC Nos. 2692, 2693 and 2893 as Class 2 claims do not present any issue of the DIR Liquidation Estate not having funds sufficient to pay the Wheelis claim (POC No. 2921). The Wheelis claim – and its unliquidated status – may well be a matter for further discussion with, and order of, the Court. But payment of POC Nos. 2692, 2693 and 2893 (*see* **Exhibit A**), would not jeopardize having funds available to pay the Wheelis claim, in its full claimed amount, if such is the ultimate disposition of the Wheelis claim.

The three (3) Class 2 claims listed in **Exhibit A** to this Motion have been finalized and are ready to be accepted by the Court and paid once an order from the Court allowing such has become final. Pursuant to T.C.A. §56-9-331, the DIR Receiver recommends that the Court (1) accept this report as to those claims set forth in **Exhibit A**, (2) approve the final claim amounts listed for these claims and (3) order that such claims be paid once said order becomes final under the applicable rules of civil procedure (*see* Request for Rule 54.02, Tenn. R. Civ. P. certification, *infra*).

**b) <u>Class 6 Claim Determinations Set Forth in Exhibit B</u>**

The Class 6 claims (i.e. claims by state or local governments) set forth in **Exhibit B** are claims that have been reviewed and adjudicated with final recommended claim amounts (which at times are $0.00) set forth. The DIR Receiver urges the Court to accept this report of final claim amounts and to approve the determined claim amounts for the Class 6 claims listed in **Exhibit B**. Such acceptance will advance these proceedings – all that will remain concerning the attached Class 6 claims will be a request from the DIR Receiver for payment/distribution, pro rata or otherwise, upon determination of whether funds are available for Class 6 claim payments. The Class 6 claim determinations set forth in **Exhibit B** represent determinations that have either

not been objected to (and thus are final) or have been objected to with the objection addressed to final disposition. Accordingly, they are ripe to be presented as the final approved claim amounts for the listed Class 6 claims. Pursuant to T.C.A. §56-9-331, the DIR Receiver recommends that the Court accept this report as to the Class 6 claims set forth in **Exhibit B** and approve the final claim amounts listed for these claims.

**c) Class 7 Claim Determinations Set Forth in Exhibit C**

The Class 7 claims set forth in **Exhibit C** are late-filed claims that have been reviewed and adjudicated with final recommended claim amounts (which at times are $0.00) set forth. The DIR Receiver urges the Court to accept this report of final claim amounts and to approve the determined claim amounts for the Class 7 claims listed in **Exhibit C**. Such acceptance will advance these proceedings – all that will remain concerning the attached Class 7 claims will be a request from the DIR Receiver for payment/distribution, pro rata or otherwise, upon determination of whether funds are available for Class 7 claim payments.

Each of the Class 7 claims listed have had determinations issued from the DIR Special Deputy Receiver. Those determinations have either not been objected to (and thus are final) or have been objected to with the objection addressed to final disposition. Accordingly, they are ripe to be presented as the final approved claim amounts for the listed Class 7 claims. Pursuant to T.C.A. §56-9-331, the DIR Receiver recommends that the Court accept this report as to the Class 7 claims set forth in **Exhibit C** and approve the final claim amounts listed for these claims.

## III. Notice

A copy of this Motion – including the "Setting of Hearing" section – and Exhibits will be mailed, via first class mail, to the claimants (or their counsel) listed in **Exhibit A** and **Exhibit B**. Notice of this Motion will be given to every Class 7 claimant of the DIR Liquidation Estate listed in **Exhibit C** through mailing a postcard, via first class mail, to each claimant's address as

shown in the DIR Liquidation's records. That postcard notice will inform the Class 7 claimants of the filing of this Motion, the hearing date, time and place, the deadline for response to the Motion, a short description of the relief sought in the Motion and a reference to the Tennessee Department of Commerce and Insurance website where a complete copy of this Motion and Exhibits will be posted. Attached as **Exhibit D** is a template of that "postcard" notice.

Because the Wheelis claim is the sole remaining Class 2 DIR claim and because those claims set forth in **Exhibit A** have now been determined as Class 2 claims, a copy of the Motion and Exhibits will be sent to counsel for Dr. Wheelis. Similarly, a copy of the Motion and Exhibits will be sent to counsel for the Virginia Deputy Receiver who holds pending Class 5 claims in the DIR Liquidation. As to notice to other Class 5 claim holders, and as to notice in general, a copy of the Motion and Exhibits attached hereto will be posted on the Tennessee Department of Commerce and Insurance website as soon as practicable after the filing of this Motion.

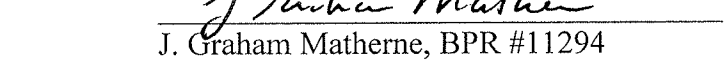
## IV. Request That Order Granting Requested Relief Be Made Final Pursuant to Rule 54.02 Tenn. R. Civ. P.

This Motion seeks relief that needs to be relied upon in advancing the progression of the DIR Liquidation Proceedings toward further distributions and ultimate closure. But the relief afforded through granting this Motion does not address all matters at issue in the DIR Liquidation Proceedings. In order to provide certainty with regard to the relief granted, the DIR Receiver requests that the Court expressly find that there exists no just reason for delay and that the Order granting this Motion be entered as final regarding the matters addressed in that Order. Rule 54.02 Tenn. R. Civ. P.

## V. Conclusion

For the reasons set forth herein, the DIR Receiver requests this Court, pursuant to T.C.A. §56-9-331, (1) accept **Exhibit A** attached hereto as a report and listing of certain Class 2 claims, (2) approve the claim amounts set forth in **Exhibit A** for each such Class 2 claim, (3) approve 100% payment of the Class 2 claim listed in **Exhibit A**, (4) accept **Exhibit B** attached hereto as a report and listing of certain Class 6 claims, (5) approve the claim amounts set forth in **Exhibit B** for each such Class 6 claim, (6) accept **Exhibit C** attached hereto as a report and listing of certain Class 7 claims, (7) approve the claim amounts set forth in **Exhibit C** for each such Class 7 claim, and (8) incorporate the listings set forth in **Exhibits A, B** and **C** in a final order granting the relief requested herein.

Respectfully submitted,



J. Graham Matherne, BPR #11294
WYATT, TARRANT & COMBS, LLP
2525 West End Avenue, Suite 1500
Nashville, TN 37203-1423
615.244.0020
Counsel for the DIR Receiver and
DIR Special Deputy Receiver

**SETTING OF HEARING/DEADLINE FOR RESPONSE IN OPPOSITION**

**THIS MOTION IS SET TO BE HEARD ON FRIDAY, December 18, 2015 AT 9:00 A.M. (CENTRAL TIME) IN THE COURTROOM FOR THE CHANCERY COURT OF DAVIDSON COUNTY, TENNESSEE (PART IV) LOCATED AT THE METRO COURTHOUSE IN NASHVILLE, TENNESSEE. ANY RESPONSE IN OPPOSITION IS TO BE FILED WITH THE COURT AND SERVED ON ABOVE-NOTED COUNSEL ON OR BEFORE MONDAY, December 14, 2015. IF NO RESPONSE IS TIMELY FILED AND SERVED, THE MOTION CAN BE GRANTED WITHOUT FURTHER NOTICE.**

## CERTIFICATE OF SERVICE

I certify that a true and correct copy of the foregoing has been delivered by U.S. Mail, First Class postage prepaid, to the following on this 30th day of November, 2015:

Sarah A. Hiestand, Senior Counsel
Office of the Attorney General
State of Tennessee
Post Office Box 20207
Nashville, TN 37202-0207

Fred Greenburg
608 Baltimore Pike
Media, PA 19063
(counsel to Dr. Alan Yates – POC Nos. 2692 and 2693)

Mark Miller
Spotts & Fain PC
P.O. Box 1555
Richmond, VA 23218-1555
(counsel for Dr. Miller – POC No. 2863)

Minnesota Revenue Dept.
Attn: Jerry Sieve, Tax Specialist Senior
600 North Robert St.
Mail Station 1780
St Paul, MN 55145-1780
(Class 6 Claimant)

Maine Revenue Services, Compliance Division
Attn: Laurie Mahany, Services Mgr.
Po Box 9101
Augusta, ME 04332
(Class 6 Claimant)

Tennessee Dept. Of Commerce And Insurance
Attn: James Ayers, Lead Tax Analyst
500 James Robertson Pkwy.
Nashville, TN 37243
(Class 6 Claimant)

State Of Idaho Department Of Insurance
Attn: Patricia Dillard, Premium Tax
700 West State Street, 3rd Floor
Boise, ID 83720
(Class 6 Claimant)

Department Of Consumer And Business Services
Insurance Division
Attn: Marcia Jones, Administrative Specialist
350 Winter Street Ne, Room 440
Salem, OR 97301-3883
(Class 6 Claimant)

West Virginia Insurance Commission
Attn: Jane L. Cline, Insurance Commissioner
1124 Smith Street
Charleston, WV 25311
(Class 6 Claimant)

Clifford C. Whitney, III
Varner, Parker & Sessums, P.A.
1110 Jackson Street
Vicksburg, MS 39180
(Counsel to Dr. Wheelis – POC No. 2921)

Patrick H. Cantilo
Cantilo & Bennett, LLP
11401 Century Oaks Terrace, Suite 300
Austin, TX 78758
(Counsel to the Virginia Deputy Receiver)

On or before Tuesday, December 1, 2015, a postcard notification will be sent by U.S. Mail, First Class postage prepaid, to all Class 7 claimants of the DIR Liquidation Estate, at the claimant's address as shown in the DIR Liquidation Estate's records, informing the claimant of the filing of the foregoing, the hearing date, time, and place, deadlines for response, a short description of the relief sought, and that a copy of the foregoing will be posted on the Tennessee Department of Commerce and Insurance website.

Counsel to the DIR Special Deputy Receiver

61410161.2

| POC NUMBER | CLAIMANT NAME | CLAIMANT ADDRESS | RRAO DETERMINED VALUE |
|---|---|---|---|
| 0002692 | ALAN YATES | 638 NEWTOWN-YARDLEY ROAD, STE. 2A NEWTOWN, PA 18940 | $3,492.23 |
| 0002693 | ALAN YATES | 638 NEWTOWN-YARDLEY ROAD, STE. 2A NEWTOWN, PA 18940 | $25,000.00 |
| 0002863 | GEORGE MILLER, JR., | 1530 NORTH KEY BOULEVARD ARLINGTON, VA 22209 | $20,264.35 |
| | | | $48,756.58 |

EXHIBIT

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A

| POC NUMBER | CLAIMANT NAME | CLAIMANT ADDRESS | RRAO DETERMINED VALUE |
|---|---|---|---|
| 0000008 | MINNESOTA REVENUE DEPT. | ATTN: JERRY SIEVE, TAX SPECIALIST SENIOR<br>MAIL STATION 1780<br>600 NORTH ROBERT STREET<br>ST. PAUL, MN 55145-1780 | $0.00 |
| 0001084 | TENNESSEE DEPT OF COMMERCE AND INSURANCE | ATTN: JAMES AYERS, LEAD TAX ANALYST<br>500 JAMES ROBERTSON PKWY<br>NASHVILLE, TN 37243 | $0.00 |
| 0001300 | STATE OF IDAHO DEPT OF INS | ATTN: PATRICIA DILLARD, PREMIUM TAX<br>700 WEST STATE STREET, 3RD FLOOR<br>BOISE, ID 83720 | $150.00 |
| 0001336 | DEPARTMENT OF CONSUMER AND BUSINESS SERVICES - INSURANCE DIVISION | ATTN: MARCIA JONES,<br>ADMINISTRATIVE SPECIALIST<br>350 WINTER ST. NE, ROOM 440<br>SALEM, OR 97301-3883 | $806.90 |
| 0001531 | MAINE REVENUE SERVICE, COMPLIANCE DIVISION | ATTN: LAURIE MAHANY<br>P.O. BOX 9101<br>AUGUSTA, ME 04332 | $215.18 |
| 0002145 | WV INSURANCE COMMISSION | ATTN: JANE L. CLINE,<br>INSURANCE COMMISSIONER<br>1124 SMITH STREET<br>CHARLESTON, WV 25311 | $333.62 |
| | | | $1,505.70 |

EXHIBIT

B

| POC NUMBER | CLAIMANT NAME | CLAIMANT ADDRESS | RRAO DETERMINED VALUE |
|---|---|---|---|
| 0000167 | PROVIDENCE PARK OB-GYN, PC | C/O OSCAR ALMEIDA, JR, MD<br>176 MOBILE INFIRMARY BLVD.<br>MOBILE, AL 36607 | $0.00 |
| 0000168 | OSCAR ALMEIDA | C/O OSCAR ALMEIDA, JR, MD<br>176 MOBILE INFIRMARY BLVD.<br>MOBILE, AL 36607 | $0.00 |
| 0000169 | PROVIDENCE PARK OB-GYN, PC | C/O OSCAR ALMEIDA, JR, MD<br>176 MOBILE INFIRMARY BLVD.<br>MOBILE, AL 36607 | $0.00 |
| 0000170 | OSCAR ALMEIDA | C/O OSCAR ALMEIDA, JR, MD<br>176 MOBILE INFIRMARY BLVD.<br>MOBILE, AL 36607 | $0.00 |
| 0000307 | RUSH FOUNDATION HOSPITAL | ATTN: KEN PURVIS<br>1314 19TH AVENUE<br>MERIDIAN, MS 39301 | $0.00 |
| 0000308 | RUSH FOUNDATION HOSPITAL | ATTN: KEN PURVIS<br>1314 19TH AVENUE<br>MERIDIAN, MS 39301 | $0.00 |
| 0000311 | RUSH FOUNDATION HOSPITAL | ATTN: KEN PURVIS<br>1314 19TH AVENUE<br>MERIDIAN, MS 39301 | $0.00 |
| 0000312 | RUSH FOUNDATION HOSPITAL | ATTN: KEN PURVIS<br>1314 19TH AVENUE<br>MERIDIAN, MS 39301 | $0.00 |
| 0000313 | RUSH FOUNDATION HOSPITAL | ATTN: KEN PURVIS<br>1314 19TH AVENUE<br>MERIDIAN, MS 39301 | $0.00 |
| 0000314 | RUSH FOUNDATION HOSPITAL | ATTN: KEN PURVIS<br>1314 19TH AVENUE<br>MERIDIAN, MS 39301 | $0.00 |
| 0000315 | RUSH FOUNDATION HOSPITAL | ATTN: KEN PURVIS<br>1314 19TH AVENUE<br>MERIDIAN, MS 39301 | $0.00 |
| 0000337 | RUSH FOUNDATION HOSPITAL | ATTN: KEN PURVIS<br>1314 19TH AVENUE<br>MERIDIAN, MS 39301 | $0.00 |
| 0001223 | LEE COUNTY -- MISSISSIPPI | ATTN: RONALD E. BELL,<br>COUNTY ADMINISTRATOR<br>P.O. BOX 1785<br>TUPELO, MS 38802 | $0.00 |
| 0001428 | BRYAN NELSON | 6524 U.S. HWY 98<br>HATTIESBURG, MS 39402 | $0.00 |
| 0001525 | BRYAN NELSON | 6524 U.S. HWY 98<br>HATTIESBURG, MS 39402 | $0.00 |
| 0001726 | ROBERT J. GRIMM, ESQ | SWARTZ CAMPBELL<br>4750 US STEEL TOWER<br>600 GRANT STREET<br>PITTSBURGH, PA 15219 | $0.00 |
| 0001727 | ROBERT J. GRIMM, ESQ | SWARTZ CAMPBELL<br>4750 US STEEL TOWER<br>600 GRANT STREET<br>PITTSBURGH, PA 15219 | $0.00 |



EXHIBIT
C

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|---|---|---|---|
| 0002512 | JOE WALKER | 14430 MAIN STREET<br>COFFEEVILLE, MS 38922 | $0.00 |
| 0002583 | TERRY SIMS | 3226 SCR 52<br>RALEIGH, MS 39153 | $0.00 |
| 0002586 | DANIEL MCGARRIGAN | 662 BELMONT AVENUE<br>SOUTHAMPTON, PA 18966 | $6,723.00 |
| 0002587(A) | GREGORY PEDRO | 560 VAN REED RD., STE. 201<br>READING, PA 19610 | $0.00 |
| 0002587(B) | GREGORY PEDRO | 560 VAN REED RD., STE. 201<br>READING, PA 19610 | $0.00 |
| 0002590 | WARRINGTON CLINIC, P.A. | P.O. BOX 289<br>MARKS, MS 38646 | $4,468.10 |
| 0002591 | EASTSIDE VENTURES, INC | 48 MEDICAL PARK DR, STE. 450<br>BIRMINGHAM, AL 35235 | $8,367.20 |
| 0002593 | BRENDA BRADSHAW | 2300 CHARLES STREET<br>FREDERICKSBURG, VA 22401 | $4,167.21 |
| 0002676 | PEDIATRIC ASSOCIATES OF MOBILE | 3719 DAUPHIN ST., STE. 102<br>MOBILE, AL 36608 | $0.00 |
| 0002687 | PARSONS, LEE & JULIANO, P.C. | POST OFFICE BOX 530630<br>BIRMINGHAM, AL 35253-0630 | $62.00 |
| 0002688 | PARSONS, LEE & JULIANO, P.C. | ATTN: JASPER JULIANO POST OFFICE BOX 530630<br>BIRMINGHAM, AL 35253-0630 | $0.00 |
| 0002689 | MICHAEL KING; THE SURGICAL CLINIC OF NORTH MISSISSIPPI | 2215 JEFFERSON DAVIS DR.<br>OXFORD, MS 38655 | $11,143.61 |
| 0002694 | SANDS ANDERSON MARKS & MILLER | P.O. BOX 1998<br>RICHMOND, VA 23832 | $1,135.01 |
| 0002695 | GREGORY BROWN | C/O DAVID M. CANTOR<br>462 SOUTH FOURTH ST., STE. 2200<br>LOUISVILLE, KY 40202 | $0.00 |
| 0002696 | SANDS ANDERSON MARKS & MILLER | P.O. BOX 1998<br>RICHMOND, VA 23218-1998 | $0.00 |
| 0002746 | SARA KILROY | 88 Broad St. Fl 8<br>Boston, MA 02110 | $0.00 |
| 0002749 | ELLEN KILROY | 147 WHISCONIER ROAD<br>BROOKFIELD, CT 06804 | $0.00 |
| 0002750 | KEVIN KILROY | 147 WHISCONIER RD<br>BROOKFIELD, CT 06804 | $0.00 |
| 0002751 | MICHAEL ORLANDO | FAQUIER HOSPITAL -PATHOLOGY<br>500 HOSPITAL DRIVE<br>WARRENTON, VA 20186 | $0.00 |
| 0002757 | SHERRY PARKER-BARR | 14334 S. SHEPARD<br>DOLTON, IL 60419 | $0.00 |
| 0002758 | DEAN RUDAY | 130 ORTHODOX DRIVE<br>RICHBORO, PA 18954 | $127,000.00 |
| 0002759 | WOMAN'S GROUP OF MERIDIAN | 1221 24TH AVE.<br>MERIDIAN, MS 39301 | $0.00 |
| 0002762 | ROBERT TURNER | 1897 BOONE HALL DRIVE<br>CHARLESTON, SC 29407 | $0.00 |
| 0002763 | HERBERT FLOYD | 5001 HARDY STREET<br>HATTIESBURG, MS 39402 | $0.00 |
| 0002764 | DAVID JAMESON | 5001 HARDY STREET<br>HATTIESBURG, MS 39402 | $0.00 |

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|---|---|---|---|
| 0002771 | GERREN PERRY | 11201 POPLAR GROVE COURT<br>LAUREL, MD 20708 | $155.70 |
| 0002774 | MEDICAL CARE AVAILABILITY & REDUCTION OF ERROR FUND | ATTN: BETH PERSUN<br>1010 N. 7TH STREET, SUITE 201<br>HARRISBURG, PA 17102 | $3,189.20 |
| 0002776 | ALDERFER / KUPERSMITH ASSOCIATES | 670 LAWN AVE, STE. 4<br>SELLERVILLE, PA 18960 | $0.00 |
| 0002777 | ALDERFER / KUPERSMITH ASSOCIATES | 670 LAWN AVE, SUITE 4<br>SELLERVILLE, PA 18960 | $0.00 |
| 0002778 | LAURA DABINETT | 1820 PLAZA DR.<br>WINCHESTER, VA 22601 | $363,095.57 |
| 0002779 | PENNSYLVANIA VASCULAR ASSOCIATES, P.C. | 700 SPRUCE ST., STE. 101<br>PHILADELPHIA, PA 19106 | $375.00 |
| 0002780 | ALF ADLER | ADLER CENTER FOR WOMENS HEALTH<br>22960 OPITZ BLVD., STE. 350<br>WOODBRIDGE, VA 22191 | $0.00 |
| 0002782 | ACUTECARE, LLC | 2412 RING ROAD<br>ELIZABETHTOWN, KY 42701 | $0.00 |
| 0002783 | ACUTECARE, LLC | 2412 RING ROAD<br>ELIZABETHTOWN, KY 42701 | $0.00 |
| 0002788 | OCEANWAY MEDICAL CENTER, INC. | 11513 NORTH MAIN STREET<br>JACKSONVILLE, FL 32218 | $0.00 |
| 0002789 | ZOUHEIR SHAMA | 2536 Cosmos Drive<br>ATLANTA, GA 30345 | $0.00 |
| 0002793 | RICHARD SNOW | 701 UNIVERSITY BLVD E STE 707<br>TUSCALOOSA, AL 35401 | $4,170.97 |
| 0002794 | Dallas Emergency Group, LLC | PO Box 80369<br>Lafayette, LA 70598 | $0.00 |
| 0002795 | THE SCHUMACHER GROUP OF TEXAS, INC | PO BOX 80369<br>LAFAYETTE, LA 70598 | $0.00 |
| 0002796 | GRAY EMERGENCY GROUP, L.P | PO BOX 80369<br>LAFAYETTE, LA 70598 | $1,351.30 |
| 0002801 | LINCOLN EMERGENCY GROUP, LLC | P.O. BOX 80369<br>LAFAYETTE, LA 70598 | $927.02 |
| 0002802 | The Estate of Victor Chase and Kammy Chase | 223 FOURTH AVENUE, 10TH FLOOR<br>PITTSBURGH, PA 15222 | $0.00 |
| 0002803 | WEST VIRGINIA INSURANCE COMMISSION | P.O. BOX 50540<br>CHARLESTON, WV 25305 | $0.00 |
| 0002804 | ESTATE AND HEIRS OF PATRICK JACKSON | ATTN: JUDITH BARNETT, ESQ.<br>501 SOUTH STATE STREET<br>JACKSON, MS 39201 | $0.00 |
| 0002805 | PAUL QUINN | 2194 RAWLE STREET<br>PHILADELPHIA, PA 19149 | $0.00 |
| 0002806 | ERNEST COPE | UPPER BUCKS ORTHOPAEDIC ASSOC.<br>711 LAWN AVENUE, PROF. CTR.<br>SELLERSVILLE, PA 18960-1582 | $0.00 |
| 0002810 | THE SCHUMACHER GROUP OF NEW MEXICO, INC. | P.O. BOX 80369<br>LAFAYETTE, LA 70598 | $0.00 |
| 0002816 | TAMMY WILLOUGHBY | ADMIN. OF EST. OF WANDA BYERS<br>104 EAST FOURTH STREET<br>OWENSBORO, KY 42302-0549 | $0.00 |

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| 0002818 | UPPER BUCKS ORTHAEPEDIC ASSOC. | 711 LAWN AVENUE - PROFESSIONAL CTR.<br>SELLERSVILLE, PA 18960-1582 | $0.00 |
| 0002826 | SAEID ALEMO, MD | 2630 HOLME AVENUE, STE. 103<br>PHILADELPHIA, PA 19152 | $5,000.00 |
| 0002843 | GREGORY BROWN | C/O DAVID M. CANTOR<br>462 SOUTH FOURTH ST., STE. 2200<br>LOUISVILLE, KY 40202 | $0.00 |
| 0002852 | MEDICAL CARE AVAILABILITY & REDUCTION OF ERROR FUND | ATTN: BETH PERSUN<br>1010 N. 7TH STREET, SUITE 201<br>HARRISBURG, PA 17102 | $59,322.93 |
| 0002853 | MEDICAL CARE AVAILABILITY & REDUCTION OF ERROR FUND | ATTN: BETH PERSUN<br>1010 N. 7TH STREET, SUITE 201<br>HARRISBURG, PA 17102 | $44,126.34 |
| 0002854 | MEDICAL CARE AVAILABILITY & REDUCTION OF ERROR FUND | ATTN: BETH PERSUN<br>1010 N. 7TH STREET, SUITE 201<br>HARRISBURG, PA 17102 | $76,830.85 |
| 0002855 | MEDICAL CARE AVAILABILITY & REDUCTION OF ERROR FUND | ATTN: BETH PERSUN<br>1010 N. 7TH STREET, SUITE 201<br>HARRISBURG, PA 17102 | $31,501.09 |
| 0002856 | MEDICAL CARE AVAILABILITY & REDUCTION OF ERROR FUND | ATTN: BETH PERSUN<br>1010 N. 7TH STREET, SUITE 201<br>HARRISBURG, PA 17102 | $24,863.40 |
| 0002857 | MEDICAL CARE AVAILABILITY & REDUCTION OF ERROR FUND | ATTN: BETH PERSUN<br>1010 N. 7TH STREET, SUITE 201<br>HARRISBURG, PA 17102 | $121,661.20 |
| 0002858 | MEDICAL CARE AVAILABILITY & REDUCTION OF ERROR FUND | ATTN: BETH PERSUN<br>1010 N. 7TH STREET, SUITE 201<br>HARRISBURG, PA 17102 | $0.00 |
| 0002859 | MEDICAL CARE AVAILABILITY & REDUCTION OF ERROR FUND | ATTN: BETH PERSUN<br>1010 N. 7TH STREET, SUITE 201<br>HARRISBURG, PA 17102 | $0.00 |
| 0002860 | AMY JOHNSON | 2320 DEYERLE KNOB RD.<br>ROCKY MT., VA 24151 | $0.00 |
| 0002865 | HALL, RENDER, KILLIAN, HEATH & LYMAN, P.S.C. | ONE AMERICAN SQUARE, STE. 2000<br>INDIANAPOLIS, IN 46282 | $1,983.38 |
| 0002866 | HALL, RENDER, KILLIAN, HEATH & LYMAN, P.S.C. | ONE AMERICAN SQUARE, STE. 2000<br>INDIANAPOLIS, IN 46282 | $6,187.76 |
| 0002867 | HALL, RENDER, KILLIAN, HEATH & LYMAN, P.S.C. | ONE AMERICAN SQUARE, STE. 2000<br>INDIANAPOLIS, IN 46282 | $9,161.64 |
| 0002868 | HALL, RENDER, KILLIAN, HEATH & LYMAN, P.S.C. | ONE AMERICAN SQUARE, STE. 2000<br>INDIANAPOLIS, IN 46282 | $1,148.48 |
| 0002869 | HALL, RENDER, KILLIAN, HEATH & LYMAN, P.S.C. | ONE AMERICAN SQUARE, STE. 2000<br>INDIANAPOLIS, IN 46282 | $2,303.00 |
| 0002870 | HALL, RENDER, KILLIAN, HEATH & LYMAN, P.S.C. | ONE AMERICAN SQUARE, STE. 2000<br>INDIANAPOLIS, IN 46282 | $3,166.20 |
| 0002871 | HALL, RENDER, KILLIAN, HEATH & LYMAN, P.S.C. | ONE AMERICAN SQUARE, STE. 2000<br>INDIANAPOLIS, IN 46282 | $7,170.84 |
| 0002897 | DONALD HARDIN, ADMIN. FOR MARTHA HARDIN & FRANK HANSON | 4401 GARY AVE.<br>FAIRFIELD, AL 35064 | $0.00 |
| 0002899 | BRENDA NOLEN, AS ADMIN, LAWRENCE NOLEN & FRANK HANSON | 4401 GARY AVE.<br>FAIRFIELD, AL 35064 | $0.00 |

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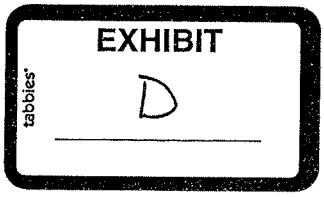
| 0002920 | ROBERT MCGREW | 11100 Rivercrest Drive<br>LITTLE ROCK, AR 72212 | $0.00 |
| 0002922 | ARIZONA DEPARTMENT OF INSURANCE | ATTN: KELLY STEPHENS, COMPLIANCE SECTION MGR.<br>2910 N. 44TH STREET, SUITE 210<br>PHOENIX, AZ 85018-7256 | $1,001.40 |
| | | | $931,759.40 |

**DIR Exhibit "D"**

**NOTICE TO ALL CLASS 7 CLAIMANTS IN THE DIR** (Doctors Insurance Reciprocal, RRG), **LIQUIDATION PROCEEDINGS**

On November 30, 2015, a Motion was filed in the DIR Liquidation Proceedings in Davidson County, TN Chancery Court – Case No. 03-294 (IV) – seeking, amongst other matters, acceptance and approval of (1) the adjudicated Class 7claims listed in Exhibit C to that Motion and (2) the final approved amounts for each such claim. You are receiving this Notice because your claim likely appears on that Exhibit C. **THIS MOTION REQUESTS ONLY ACCEPTANCE AND APPROVAL OF THE LISTED CLASS 7 CLAIMS. IT DOES NOT REQUEST APPROVAL OF ANY DISTRIBUTION OR PAYMENT AS TO THOSE CLAIMS.** Any distribution or payment of any approved Class 7 claim amount will be upon future motion to the Court of which you will receive notice.

Opposition to the November 30, 2015 Motion is due to the Court and to be served on DIR counsel by Monday, December 14, , 2015. Hearing on that Motion is set for Friday, December 18, 2015 at 9:00 a.m. (Central Time) in the Chancery Court (Part IV) Courtroom, Metro Courthouse, Nashville, TN.

A copy of the November 30, 2015 Motion, plus all exhibits, is available on the website for the Tennessee Department of Commerce and Insurance – http://www.tn.gov/insurance/companyactions.shtml

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