Filed 12/09/2015 Commonwealth Court of Pennsylvania 1 LIN 2015

IN THE COMMONWEALTH COURT OF PENNSYLVANIA

IN RE: Lincoln General Insurance Company : In Liquidation :

No. 1 LIN 2015

<u>COMPLIANCE REPORT REGARDING NOTICE OF LIQUIDATION ORDER</u> <u>AND PROCEDURES FOR FILING CLAIMS</u>

Teresa D. Miller, Insurance Commissioner of the Commonwealth of Pennsylvania, in her capacity as Statutory Liquidator ("Liquidator") of Lincoln General Insurance Company ("Lincoln"), through undersigned counsel, respectfully offers the following:

1. By Order dated November 5, 2015, this Court placed Lincoln in liquidation ("Liquidation Order") and appointed Teresa D. Miller, Insurance Commissioner of the Commonwealth of Pennsylvania, as Statutory Liquidator.

2. In addition to the notice requirements pertaining to the entry of a Liquidation Order that are contained in Section 524 of the Insurance Department Act of 1921, Act of May 17, 1921 ("Act"), P.L. 789, *as amended*, added by the Act of December 14, 1977, P.L. 280, 40 P.S. §§ 221.1—221.63, paragraph 15 of the Liquidation Order directs the Liquidator to publish notice about the procedures for filing claims against the estate of Lincoln.

3. Moreover, paragraph 16 of the Liquidation Order directs the Liquidator to file a compliance report with the Court within 30 days of giving notice of the Liquidation Order, as set forth in Section 524 of the Act, and of the procedures for filing claims noting, in reasonable detail, the date that and manner by which these notices were given.

4. On November 10, 2015, the Liquidator sent notice of the Liquidation Order by firstclass mail to all known policyholders who would be affected by the cancellation provisions in the Act and the Liquidation Order (See Section 521 of the Act and paragraph 12 of the Liquidation Order), as well as the Insurance Commissioner in each state where Lincoln did business, and a representative with the National Conference of Insurance Guaranty Funds to facilitate notice of the Liquidation Order to the responsible individual guaranty associations. Subsequently, on November 25, 2015, the Liquidator sent notice of the Liquidation Order by first-class mail to all other interested parties.

5. The mailings referenced in paragraph 4 included, in addition to notice of the Liquidation Order, a proof of claim form and answers to frequently asked questions.

6. The Liquidator also caused the procedures for filing claims, including the date of the last day for filing, to be published in <u>The York Dispatch/York Sunday News and York Daily</u> Record on November 17, 2015, and the <u>Legal Intelligencer</u> on November 25 2015.

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Dated:

Respectfully submitted,

PRESTON M. BUCKMAN (I.D. #57570) Insurance Department Counsel Office of Liquidations, Rehabilitations & Special Funds Governor's Office of General Counsel Capital Associates Building 901 North 7th Street Harrisburg, PA 17102 (717) 787-6009

Attorney for Teresa D. Miller, Insurance Commissioner of the Commonwealth of Pennsylvania, in her capacity as Statutory Liquidator of Lincoln General Insurance Company In Liquidation

CERTIFICATE OF SERVICE

I hereby certify that I am this day serving the foregoing document upon all parties of record in this proceeding in accordance with the requirements of 1 Pa. Code Chapter 33 in the following manner:

Service via regular U.S. Mail addressed as follows:

Mr. Marvin D. Mohn Walshire Assurance Company 3350 Whiteford Road York, PA 17402-0138

PRESTON M. BUCKMÁN (I.D. #57570) Insurance Department Counsel Office of Liquidations, Rehabilitations & Special Funds Governor's Office of General Counsel Capital Associates Building 901 North 7th Street Harrisburg, PA 17102 (717) 787-6009

Counsel for the Statutory Liquidator of Lincoln General Insurance Company

C DATED:



COMMONWEALTH OF PENNSYLVANIA GOVERNOR'S OFFICE OF GENERAL COUNSEL

December 9, 2015

Michael F. Krimmel, Chief Clerk Commonwealth Court of Pennsylvania 601 Commonwealth Avenue, Suite 2100 P.O. Box 69185 Harrisburg, PA 17120-9185

Re: Lincoln General Insurance Company (In Liquidation) No. 1 LIN 2015

Dear Mr. Krimmel:

Attached please find the Liquidator's Compliance Report Regarding Notice of Liquidation Order and Procedures for Filing Claims with regard to the above-referenced liquidation.

Thank you for your assistance in this matter.

Very truly yours,

Preston M. Buckman Insurance Department Counsel

PMB:drh

Enclosure