## **NEVADA CONTRACTORS INSURANCE COMPANY, INC.**



In Receivership

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**BARBARA D. RICHARDSON** Receiver

CANTILO & BENNETT, L.L.P. Special Deputy Receiver

May 3, 2019

## **NOTICE TO POLICYHOLDERS, CREDITORS, AND OTHER INTERESTED PARTIES** WHO MAY HAVE CLAIMS AGAINST NEVADA CONTRACTORS INSURANCE COMPANY, INC. AND/OR BUILDERS INSURANCE COMPANY, INC.

This letter is written to provide notice of the liquidation and a claim filing deadline for Nevada Contractors Insurance Company, Inc. ("NCIC") and Builders Insurance Company, Inc. ("BIC") (collectively, the "Companies"). Please read this notice information carefully.

On or about April 18, 2013, in Case No. A-13-678046, Dept. No. XI, the Companies were placed into permanent receivership by the Eighth Judicial District Court of Nevada (the "Court"). The Commissioner of Insurance for the State of Nevada ("Commissioner") was appointed Permanent Receiver, and CANTILO & BENNETT, L.L.P. was appointed Special Deputy Receiver ("SDR") for the Companies.

On April 26, 2019, the Court signed an Order (the "Court's Order") formally "(1) Finding and Declaring Companies to be Insolvent, and Placing Companies into Liquidation; and (2) Establishing Final Claims Filing Deadline." The Court's Order includes several provisions that are important to the windingup of the receivership, including the following:

- 1. formally adjudging the Companies to be insolvent on the grounds that they are unable to meet maturing obligations;
- 2. formally placing the Companies into liquidation, authorizing the Receiver to liquidate the business of the Companies and wind up their ceased operations;
- 3. reiterating the authorization of the SDR to continue to handle and adjudicate claims pursuant to the receivership claims and appeal procedure (the "RAP") previously authorized by the Court;
- establishing a final receivership Claims Filing Deadline (the "Deadline") of October 28, 4. 2019, for those Policyholders, Creditors, and Other Interested Parties Who May Have Claims Against NCIC and/or BIC that have not previously submitted a claim to the SDR;
- 5. expressly providing that claims, for which a Proof of Claim ("POC") has already been submitted to the receivership, should <u>not</u> be resubmitted, <u>unless</u> it is solely to make the claim absolute (i.e., both non-contingent and liquidated in amount) by on or before October 28, 2019;

- 6. directing that no claim received by the SDR after the Deadline, except those claims of the Nevada Insurance Guaranty Association ("NVIGA"), may share in the Companies' assets;
- 7. directing that no claim that is not rendered absolute (*i.e.*, both non-contingent and liquidated in amount), except those claims of NVIGA, may share in the Companies' assets; and
- 8. expressly providing that final claim determinations already made by the SDR regarding previously submitted POCs, pursuant to the RAP previously authorized by the Court, are final claim determinations.

The mere mailing of this "Notice" does not mean that you have a valid claim against the Companies, and this Notice is only meant to inform you of the Companies' liquidation and Deadline for claims. *You may access additional information regarding the Companies' receivership through the following web site: <u>www.buildersinsuranceco.com</u>. The Court's Order referenced above, as well as claim forms and other information, is available on the web site. The Court is not to be contacted regarding claims.* 

The submission of a claim and its determination will be made by the SDR, and the SDR will inform in the future on the availability of assets for claim distributions, *i.e.*, as to claims approved for either BIC or NCIC in receivership. All workers' compensation claims ("WC Claims") for benefits involving BIC should be submitted directly to the NVIGA, and WC Claims are not subject to any claims deadline—and these claims will be handled directly by NVIGA.

You may also call (512) 478-6000 or write our office with any questions at the following address: P.O. Box 400460, Las Vegas, Nevada 89113-9998, and all claims/POCs should be submitted to the SDR at this address. As noted above, the Court is not to be contacted regarding claims.

Sincerely,

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Mark F. Bennett Authorized Representative of the Special Deputy Receiver