

1 **OGM**
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6 **DISTRICT COURT**

7 **CLARK COUNTY, NEVADA**

8 STATE OF NEVADA, COMMISSIONER OF
INSURANCE, IN HIS OFFICIAL CAPACITY
9 AS STATUTORY RECEIVER FOR
DELINQUENT DOMESTIC INSURER,

10
11 Plaintiff,

12 vs.

13 NEVADA CONTRACTORS INSURANCE
COMPANY INC., a Nevada Domiciled Captive
Insurance Company,

14 and

15 BUILDERS INSURANCE COMPANY INC., a
16 Nevada Domiciled Property and Casualty
Insurance Company.

17 Defendants.
18

Case No.: A-13-678046-B (Lead Case)
Dept. No.: XI

**ORDER GRANTING FINAL APPROVAL
OF PROPOSED PLAN OF
DISTRIBUTION TO ESTATE
CLAIMANTS OF NEVADA
CONTRACTORS INSURANCE
COMPANY, INC.**

Date of Hearing: October 19, 2020
Time of Hearing: 9:00 a.m.

19 AND RELATED MATTERS
20

21 The matter of final approval of the Proposed Plan of Distribution to Estate Claimants of
22 Nevada Contractors Insurance Company, Inc. came on for hearing before the Court on October
23 19, 2020. The Court was advised that settlements had been reached with respect to any remaining
24 disputed claims and that no objections had been received concerning the proposed plan of
25 distribution after notice to the claimants. No supplemental notice was deemed necessary as any

1 settlements that had been reached would not negatively affect other claimants in the particular
2 class of distribution (given the sufficiency of assets to pay all claims in the particular class and
3 given the reserves that had been set aside pursuant to the Motion for Preliminary Approval filed
4 on May 22, 2020, which was granted on June 26, 2020).

5 IT IS HEREBY ORDERED that the final proposed plan of distribution is approved
6 including:

- 7 A. The distribution of payments in full from NCIC to those claimants whose claims
8 had been adjudicated by the SDR both as to an amount certain, and as to falling
9 within the statutory distribution priorities specified in NRS 696B.420(1)(B)
10 through 696B.420(1)(F).
- 11 B. The distribution of payments from NCIC, *pro rata*, to those claimants whose claims
12 had been adjudicated by the SDR both as to an amount certain, and as to falling
13 within the statutory distribution priorities specified in NRS 696B.420(1)(G).
- 14 C. Approval of the Special Deputy Receiver's BIC claim determination against NCIC
15 as set forth in the Motion for Preliminary Approval. Subject to the reserves for
16 expenses and contingencies for further wind-down, BIC's claim shall be paid after
17 the payment of all other NCIC approved claims. After final wind-down of NCIC,
18 any remaining reserve funds of NCIC will be paid to BIC in further payment of
19 BIC's claim.
- 20 D. Approval of the Special Deputy's reserve as set forth in the Motion for Preliminary
21 Approval for expenses and contingencies in connection with further winding-down
22 of the NCIC receivership.

1 IT IS HEREBY FURTHER ORDERED that a status check concerning the actual
2 distributions is set for in chambers hearing on January 22, 2021.

3 Dated this 18th day of January, 2021.

4 
5 _____
DISTRICT COURT JUDGE

6 Respectfully submitted by,

7 SANTORO WHITMIRE

8 */s/ James E. Whitmire*
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