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Angle Sparks

_ewis & Clark County District Cour STATE OF MONTANA

By: <u>Helen Coleman</u>
DV-25-2016-0000640-OC
Menahan, Mike
54.00

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Counsel for the Liquidator

MONTANA FIRST JUDICIAL DISTRICT COURT LEWIS AND CLARK COUNTY

IN THE MATTER OF THE LIQUIDATION OF CARECONCEPTS INSURANCE, INC., A RISK RETENTION GROUP,

Respondent.

CASE NO. ADV-2016-640

LIQUIDATOR'S FINAL CLOSING ACCOUNTING

Troy Downing, the Montana State Auditor, Commissioner of Securities and Insurance, in his role as the court-ordered Liquidator of CareConcepts Insurance Inc., a Risk-Retention Group ("CareConcepts"), by and through the undersigned counsel, files this Final Closing Accounting to the Court pursuant to the Court's "Order for Payment of Administrative Expenses, Payment to Class 2 Policyholder Claimants, Closure of the Estate and Discharge of the Liquidator" filed on November 9, 2023.

The final actual accounting is attached as Exhibit A, and the final statement of cash receipts and disbursements is attached as Exhibit B. As reflected in Exhibit A, the Liquidator distributed \$49,376 more to Class 2 Claimants than was estimated in the closing application. The final total distribution to Class 2 claimants amounted to 43%, set forth as follows:

Approved Class 2 Claims: \$7,219,303

Class 2 distributions: \$3,118,544

Payout %: 43%

This matter is now closed.

Respectfully submitted this 31st day of January 2024.

TROY DOWNING Commissioner of Securities and Insurance, Montana State Auditor

/s/ Chris McConnell
Chris McConnell
Attorney for the Liquidator

CERTIFICATE OF SERVICE

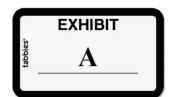
The undersigned hereby certifies that on January 31, 2024, a true and correct copy of the foregoing Liquidator's Final Closing Accounting was served upon the following by regular and electronic mail:

Michael J. FitzGibbons FitzGibbons and Company, Inc. 8701 E. Vista Bonita Dr., Suite 200 Scottsdale, AZ 85255 mjf@fitzgibbonsco.com

/s/Tiffany Hoffman
Tiffany Hoffman
Paralegal, Montana State Auditor

CareConcepts Insurance, Inc., a Risk Retention Group, in Liquidation Final Actual Acccounting

| | Proforma | | | | Actual | | Variance | | | |
|---|----------------------------|--------------|------------------------|----------------------------|--------------|------------------------|----------------------------|--------------|------------------------|--|
| | Estimated Balance Sheet | Distribution | Final Balance Sheet | Estimated Balance Sheet | Distribution | Final Balance Sheet | Estimated Balance Sheet | Distribution | Final Balance Sheet | |
| Assets | | | <u> </u> | | | | | | | |
| Cash & Equivalents | 2,641,610 | 2,641,610 | - | 2,655,270 | 2,655,270 | - | 13,660 | 13,660 | - | |
| Total assets | 2,641,610 | 2,641,610 | - | 2,655,270 | 2,655,270 | - | 13,660 | 13,660 | - | |
| Liabilities | | | | | | | | | | |
| Class 1: | | | | | | | | | | |
| Accrued administrative expenses | 7,890 | 7,890 | - | 9,689 | 9,689 | - | 1,799 | 1,799 | - | |
| Projected administrative expenses | 84,336 | 84,336 | - | 46,822 | 46,822 | | (37,514) | (37,514) | - | |
| Total Class 1 | 92,226 | 92,226 | - | 56,511 | 56,511 | - | (35,715) | (35,715) | - | |
| Class 2: | | | | | | | | | | |
| Unpaid Claims | 6,699,518 | 2,549,384 | 4,150,134 | 6,699,518 | 2,598,759 | 4,100,759 | - | 49,376 | (49,376) | |
| Unfiled and Subordinate Claims: | | | | | | | | | | |
| Unpaid Claims | 1,627,370 | | 1,627,370 | 1,627,370 | | 1,627,370 | - | - | - | |
| Accrued Expenses, Other | 372,365 | | 372,365 | 372,365 | | 372,365 | - | - | - | |
| Total liabilities | 8,791,479 | 2,641,610 | 6,149,869 | 8,755,764 | 2,655,270 | 6,100,494 | (35,715) | 13,660 | (49,376) | |
| Total surplus (deficit) | (6,149,869) | - | (6,149,869) | (6,100,494) | - | (6,100,494) | 49,376 | - | 49,376 | |
| Total liabilities and surplus (deficit) | 2,641,610 | 2,641,610 | <u>-</u> | 2,655,270 | 2,655,270 | | 13,660 | 13,660 | <u>-</u> | |



CareConcepts Insurance, Inc., a Risk Retention Group, in Liquidation Cash Receipts and Disbursements August 2016 to November 30, 2023

| | August to | | | | | | | | ITD |
|---|-----------|-----------|-----------|-----------|-----------|-----------|-----------|-----------|-----------|
| | Dec. 2016 | 2017 | 2018 | 2019 | 2020 | 2021 | 2022 | 2023 | Total |
| | | | | | | | | | |
| Cash receipts: | | | | | | | | | |
| Investment income | 8,523 | 3,149 | 13,260 | 28,840 | 10,174 | 1,805 | 12,119 | 68,645 | 146,514 |
| Reinsurance collections | - | - | - | - | - | - | - | 1,935,264 | 1,935,264 |
| Sale of investments | 1,705,318 | - | - | - | - | - | - | - | 1,705,318 |
| Income tax recoveries | 91,541 | - | - | - | - | - | - | - | 91,541 |
| Letter of credit | 100,000 | - | - | - | - | - | - | - | 100,000 |
| Other | 1,000 | <u> </u> | | | | | | | 1,000 |
| | 1,906,382 | 3,149 | 13,260 | 28,840 | 10,174 | 1,805 | 12,119 | 2,003,909 | 3,979,637 |
| Cash disbursements: | | | | | | | | | |
| Loss and loss adjustment expenses | 7,000 | 90,856 | 117,081 | 97,755 | 38,841 | 24,651 | 513,334 | 2,618,544 | 3,508,062 |
| Salary and employee benefits | 7,258 | 21,631 | 32,525 | 16,352 | 20,908 | 21,950 | 24,572 | 8,802 | 153,999 |
| Special Deputy Liquidator | 42,368 | 117,993 | 41,892 | 23,275 | 22,229 | 21,597 | 29,694 | 60,355 | 359,402 |
| Insurance | 791 | 772 | 814 | 814 | 683 | 684 | 966 | 889 | 6,413 |
| Professional fees | 7,139 | 5,600 | 474 | 4,930 | 4,825 | 10,771 | 5,353 | 14,195 | 53,287 |
| Rent, rent items and utilities | 1,113 | 2,714 | 2,686 | 3,520 | 4,601 | 4,359 | 2,404 | 1,561 | 22,959 |
| Offices supplies, postage and printing | 1,888 | 2,562 | 3,128 | 2,062 | 2,848 | 2,640 | 4,250 | 2,006 | 21,384 |
| EDP equipment, software and consulting | 10,503 | 1,389 | 21,010 | 12,146 | 4,515 | 13,515 | 5,631 | 3,224 | 71,933 |
| Purchase of investments | 2,248 | - | _ | _ | _ | - | _ | - | 2,248 |
| Other | 698 | - | _ | _ | 4 | 41 | 90 | 235 | 1,068 |
| Publication costs | 7,743 | - | - | - | - | - | - | - | 7,743 |
| | 88,749 | 243,517 | 219,610 | 160,854 | 99,453 | 100,208 | 586,294 | 2,709,811 | 4,208,496 |
| Net change in cash | 1,817,633 | (240,368) | (206,350) | (132,014) | (89,279) | (98,404) | (574,175) | (705,902) | (228,859) |
| Cash and cash equivalents - beginning of period | 228,859 | 2,046,492 | 1,806,124 | 1,599,774 | 1,467,760 | 1,378,480 | 1,280,077 | 705,902 | 228,859 |
| Cash and cash equivalents - end of period | 2,046,492 | 1,806,124 | 1,599,774 | 1,467,760 | 1,378,480 | 1,280,077 | 705,902 | - | - |

