

RECEIVED

DEC 15 2003

GV 204523

COPY

LIQUIDATION OVERSIGHT

THE STATE OF TEXAS

v.

AMCARE HEALTH PLANS OF TEXAS,
INC. and AMCARE MANAGEMENT, INC.

§
§
§
§
§

IN THE DISTRICT COURT OF

TRAVIS COUNTY, TEXAS

200th JUDICIAL DISTRICT

SPECIAL DEPUTY RECEIVER'S
STATEMENTS OF EXPENSE FOR NOVEMBER 2003

TO THE HONORABLE JUDGE OF THIS COURT:

COMES NOW, Jean Johnson, Special Deputy Receiver under contract to the Permanent Receiver of Amcare Health Plans of Texas, Inc. and Amcare Management, Inc., pursuant to TEX. INS. CODE ANN. art. 21.28, § 12(b), and presents to this Court STATEMENTS OF EXPENSE FOR NOVEMBER 2003, for each entity in the above-referenced receivership estate. The Statements of Expense cover the period of November 1, 2003, through November 30, 2003, and are sworn to by the Special Deputy Receiver.

Respectfully submitted,

RIEWE & WELCH, P.C.
811 Barton Springs Rd., Suite 740
Austin, Texas 78704
Telephone: 512/482-9291
Facsimile: 512/482-9211
e-mail: brieve@r-wlaw.com

Brian E. Riewe
State Bar No. 16915600

Steven R. Welch
State Bar No. 21126600

FILED #6

2003 DEC 15 PM 1:11

By: Brian E. Riewe

Attorneys for the Special Deputy Receiver

Amber Rodriguez
DISTRICT CLERK
TRAVIS COUNTY, TEXAS

NOTICE

Pursuant to TEX. INS. CODE ANN. art. 21.28, § 12(b), these Statements shall be approved by the court unless objection is filed within ten (10) days after the presentation of the statement. The objection, if any, must be made by a party at interest and shall specify the item or items objected to and the ground of such objection. The court shall set the objection down for hearing. The burden of proof shall be upon the party objecting to show that the items objected to are improper, unnecessary or excessive.

The Special Master has asked that the following rules be provided to you:

1. A copy of any objection shall be served on:
 - (a) Special Master, Tom Collins, 708 Rio Grande, Suite 200, Austin, Texas 78701;
 - (b) The Special Master's Docket Clerk, Ms. Jean Sustaita, Texas Department of Insurance, 333 Guadalupe, Hobby Tower III, Room 540, Austin, Texas;
 - (c) All interested persons, including those listed on the Statement's Certificate of Service; and
 - (d) The undersigned counsel.
2. Any written objection shall specifically list all reasons for objection with supporting references to and discussion of statutory and case authorities. Reasons not stated in writing will not be considered orally at the hearing.
3. Failure to file timely a written objection before the Special Master and appear for hearing constitutes a waiver of the right to object to the Special Master's Order of Recommendation to the District Court.

Brian E. Riewe

Brian E. Riewe

CERTIFICATE OF SERVICE

I certify that a true and correct copy of the above document was forwarded via electronic mail to the following persons on this the 15th day of December, 2003:

Mr. James Kennedy, **Attorney for the Receiver**
Texas Department of Insurance
333 Guadalupe, Tower I
9th Floor, MC-110-1A
Austin, Texas 78701
Email: james.kennedy@tdi.state.tx.us

Ms. Elizabeth Fuller, **Attorney for the Receiver**
Texas Department of Insurance
333 Guadalupe, Tower I
9th Floor, MC-110-1A
Austin, Texas 78701
Email: elizabeth.fuller@tdi.state.tx.us

Ms. Evelyn Jenkins, **Liquidation Oversight**
Texas Department of Insurance
333 Guadalupe St., Tower III
5th Floor, MC-305-1C
Austin, Texas 78701
Email: Evelyn.Jenkins@tdi.state.tx.us

Mr. Todd Lucksinger, **Attorney for Amcare Health Plans of Texas, Inc. & Amcare Management, Inc.**
1310 Utah
Houston, Texas 77007
Email: tluck@evl.net

Mr. Thomas S. Lucksinger
President, Amcareco, Inc.
The SLI Group
10200 Old Katy Road
Houston, Texas 77043
Email: toml@thesligroup.com

Lee Spangler, **Assistant General Counsel**
Texas Medical Association
401 West 15th Street
Austin, Texas 78701
Email: lee.spangler@texmed.org

Mr. Charles Bailey, **General Counsel**
Texas Hospital Association
6225 US Hwy 290 E.
Austin, Texas 78723
Email: cbailey@tha.org

Pat Harris
Harris County Medical Society
1515 Hermann Drive
Houston, Texas 77004
Email: pat_harris@hcms.org

Mr. Mike Johnston, **Atty-Hermann Memorial**
Ms. Margaret A. Pollard, **Atty-St. Luke's Episcopal**
Sullins Johnston Rohrbach & Magers, P.C.
3200 Southwest Freeway, Suite 2200
Houston, Texas 77027
Email: mjohnston@sjrm.com
Email: mpollard@sjrm.com

Ms. Sue Buser, **Attorney for Louisiana Receiver**
Martinez & Buser, L.L.C.
1518 Highway 30 East
Gonzales, Louisiana 70737
Email: sbuser@eatel.net

Mr. Billy Bostick, **Oklahoma Independent Mngr**
1555 Poydras Street, Ste. 1150
New Orleans, Louisiana 70112
Email: billy.bostick@bccg.com

Ms. Karen Colombo
Bay Area Obstetrics & Gynecology, P.A.
#17 Professional Park
Webster, Texas 77598
Email: k.kcolombo@verizon.net

Mr. Leonard Bubis, **Director**
COR Specialty Associates of North Texas, P.A.
1320 Greenway, #200
Irving, Texas 75038
Email: lbubis@csant.com

Dallas Radiologists
Attn: T. Raymona Meeks
7515 Greenville Ave., Suite 710
Dallas, Texas 75231
Email: rmeeks@dallasradiologists.com

Kaner Medical Group
Attn: Dana Fannin
P.O. Box 210429
Bedford, Texas 76088-7429
Email: dfannin@kanermed.com

Mr. David W. Hobson, M.D.
1601 Main St., Ste. 302
Richmond, Texas 77469
Email: frtdesk@women-babies.com

Aquileo N. Hernandez, M.D.
11914 Astoria Blvd., Ste. 450
Houston, Texas 77089
Email: ahernandez40@hotmail.com

Mr. Jon McGough
Assistant General Counsel
University of North Texas System
3500 Camp Bowie Blvd.
Fort Worth, Texas 76107-2699
Email: jmcgough@hsc.unt.edu

Mr. Thomas L. Weinberg
Assistant General Counsel
DaVita, Inc.
1423 Pacific Avenue
Tacoma, Washington 98402
Email: rhartman@davita.com

Ms. Tricia Smith
P.O. Box 589
Rhome, Texas 76078
Email: bksmom02@aol.com

Mr. Cosme E. Ramirez
16110 Herngrif St.
Houston, Texas 77032-1334
Email: cosmeeramirez@yahoo.com

Millennium Outpatient Surgery Center
Attn: Jean Czinger
10900 Warner Ave., Suite 124
Fountain Valley, California 92708
Email: jean_czinger@yahoo.com

Ms. Carleen M. Simon-Yates, RPH
1600 Eldridge #2001
Houston, Texas 77077
Email: cmsyjap1@aol.com

Ms. Stellene Cox
2331 County Road 1076
Celeste, Texas 75423
Email: ccox02@7-11.com

Mr. Samuel Owolabi
16714 Cheshire Place Dr.
Houston, Texas 77083
Email: oblow1@yahoo.co.uk

Dr. Clay Heighten
VP Managed Care
MedicalEdge Healthcare Group
9229 LBJ Freeway, Suite #250
Dallas, Texas 75243
Email: cheighte@med-edge.com

Mr. Jonathan F. Buck
Catholic Healthcare West d/b/a Mercy Westside
Hospital & St. Rose Dominican Hospital-Siena Campus
330 North Brand Blvd., 4th Floor
Glendale, California 92103
Email: JBuck@CHW.edu

Brian E. Riewe

Brian E. Riewe

TDI 03389

NO. GV 204523

THE STATE OF TEXAS

§
§
§
§
§
§

IN THE DISTRICT COURT OF

VS.

TRAVIS COUNTY, TEXAS

AMCARE HEALTH PLANS OF TEXAS,
INC. and AMCARE MANAGEMENT, INC.

200TH JUDICIAL DISTRICT

Affidavit

THE STATE OF TEXAS

§
§
§

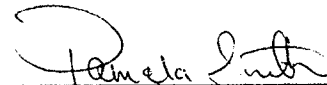
COUNTY OF DALLAS

On this day personally appeared before me, Jean Johnson, in her capacity as Special Deputy Receiver of Amcare Health Plans of Texas, Inc., upon her oath stated that the foregoing is a true and correct copy of the Statement of Expenses for the period of November 1, 2003, through November 30, 2003, in the receivership estate of Amcare Health Plans of Texas, Inc. and Amcare Management, Inc., in Cause No. GV-204523 pending in the 200th Judicial District Court of Travis County, Texas, pursuant to TEX. INS. CODE ANN. art. 21.28, § 12(b).

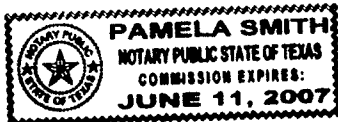


Jean Johnson, Special Deputy Receiver of Amcare Health Plans of Texas, Inc.

SWORN TO AND SUBSCRIBED BEFORE ME by Jean Johnson, on this the 12 day of December, 2003.



Notary Public, State of Texas



Liquidation Oversight Standardized Attested 12 (b) Expenses
AMCARE HEALTH PLANS OF TEXAS, INC.
RECEIVERSHIP #512H
FOR THE MONTH ENDING NOVEMBER 30, 2003

p. 1 of 3

	<u>SDR</u>	<u>SUB</u>	<u>TOTAL</u>
ASSET RELATED GROUP			
Premium			
Collection Expense			
SDR		-	-
Subcontractor	-	-	-
Receivable			
Agent Balance Expense			
SDR		-	-
Subcontractor	-	-	-
Reinsurance Expense			
SDR		-	-
Subcontractor	-	-	-
Subrogation Expense			
SDR		-	-
Subcontractor	-	3,008	3,008
Intercompany Receivable Expenses			
SDR	-	-	-
Subcontractor	-	-	-
Other Receivable Expenses			
SDR	193	-	193
Subcontractor	-	761	761
Litigation Receivable			
D&O Litigation Expense			
SDR	275	-	275
Subcontractor	-	773	773
Judgment Expense			
SDR	-	-	-
Subcontractor	-	-	-
Investment Account Expense			
SDR	-	-	-
Subcontractor	-	-	-
Other Litigation Expense			
SDR	7,416	-	7,416
Subcontractor	-	10,382	10,382
Sale/Conversion of Investment Assets			
Securities/Bonds Sales Expense			
SDR	-	-	-
Subcontractor	-	-	-
Statutory Deposit Expense			
SDR	-	-	-
Subcontractor	-	-	-
Real Estate Sales Expense	-	-	-
Mortgage Note Expense	-	-	-

Liquidation Oversight Standardized Attested 12 (b) Expenses
AMCARE HEALTH PLANS OF TEXAS, INC.
RECEIVERSHIP #512H
FOR THE MONTH ENDING NOVEMBER 30, 2003

P. 2 of 3

	<u>SDR</u>	<u>SUB</u>	<u>TOTAL</u>
Subsidiary Affiliated Expense	-	-	-
Other Asset Sales Expenses	-	-	-
SDR	-	-	-
Subcontractor	-	-	-
Sale of Company Fixed Assets			
Charter Sales Expense	-	-	-
Furniture, Fixtures & Equipment Expense	-	-	-
SDR	-	-	-
Subcontractor	-	-	-
Company Real Estate Expense	-	-	-
Other Fixed Asset Expense	-	-	-
TOTAL ASSET GROUP EXPENSE	7,884	14,924	22,808
 CLAIMS RELATED GROUP			
Class I Covered Claims Expense			
SDR Fees	-	-	-
SDR Subcontractor Fees	-	-	-
Other Covered Claims	-	-	-
Class I Non Covered Claims Expenses			
SDR Fees	34,930	-	34,930 *
SDR Subcontractor Fees	-	3,456	3,456 *
Other Non Covered Claims	-	-	- *
TOTAL CLAIMS GROUP EXPENSE	34,930	3,456	38,386
 ADMINISTRATIVE RELATED GROUP			
Class I General Admin Expenses			
SDR	-	-	-
Subcontractor	-	-	-
Accounting/Auditing/Federal Income Tax Services	-	1,860	1,860
Consulting Fees/Services	-	-	-
Legal Fees/Services	-	2,320	2,320
Liquidation Division Allocation	-	3,675	3,675
Bank/Miscellaneous Charges	-	315	315
Building/Utilities	-	-	-
Contract/Employee	-	-	-
Equipment/Lease/Maintenance	-	-	-
Employee - Payroll, PRTax, Benefits	-	-	-
Inventory/Storage/Moving	-	8,060	8,060
Mailing/Printing/Postage/Publication	-	220	220
Office Supplies/Miscellaneous	-	-	-

Liquidation Oversight Standardized Attested 12 (b) Expenses
AMCARE HEALTH PLANS OF TEXAS, INC.
RECEIVERSHIP #512H
FOR THE MONTH ENDING NOVEMBER 30, 2003

P. 3 of 3

	<u>SDR</u>	<u>SUB</u>	<u>TOTAL</u>
Telephone	-	1	1
Travel		-	-
Class I SDR Admin Expenses			
Administration	988	-	988
Accounting	2,325	-	2,325
Special Services	-	-	-
Travel	-	-	-
TOTAL GENERAL ADMINISTRATIVE GROUP EXPENSE	<u>3,313</u>	<u>16,451</u>	<u>19,764</u>
GRAND TOTALS	<u>46,127</u>	<u>34,831</u>	<u>80,958</u>

* Includes time spent by contractors and employees to process Medicaid claims for Texas Childrens Health Plans ("TCHP"). TCHP is a contract entered into by the Conservator of Amcare Health Plans of Texas, Inc. to assume Medicaid members and enrollees.

NO. GV 204523

THE STATE OF TEXAS

VS.

AMCARE HEALTH PLANS OF TEXAS,
INC. and AMCARE MANAGEMENT, INC.

§
§
§
§
§
§

IN THE DISTRICT COURT OF

TRAVIS COUNTY, TEXAS

200TH JUDICIAL DISTRICT


Affidavit

THE STATE OF TEXAS

COUNTY OF DALLAS

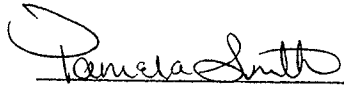
§
§
§

On this day personally appeared before me, Jean Johnson, in her capacity as Special Deputy Receiver of Amcare Management, Inc., upon her oath stated that the foregoing is a true and correct copy of the Statement of Expenses for the period of November 1, 2003, through November 30, 2003, in the receivership estate of Amcare Health Plans of Texas, Inc. and Amcare Management, Inc., in Cause No. GV-204523 pending in the 200th Judicial District Court of Travis County, Texas, pursuant to TEX. INS. CODE ANN. art. 21.28, § 12(b).

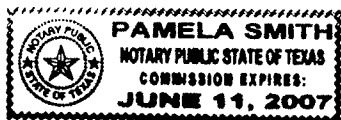


Jean Johnson, Special Deputy Receiver of
Amcare Management, Inc.

SWORN TO AND SUBSCRIBED BEFORE ME by Jean Johnson, on this the 12
day of December, 2003.



Notary Public, State of Texas



Liquidation Oversight Standardized Attested 12 (b) Expenses
AMCARE MANAGEMENT, INC.
RECEIVERSHIP #512M
FOR THE MONTH ENDING NOVEMBER 30, 2003

P. 1 of 3

ASSET RELATED GROUP	<u>SDR</u>	<u>SUB</u>	<u>TOTAL</u>
Premium			
Collection Expense			
SDR		-	-
Subcontractor	-	-	-
Receivable			
Agent Balance Expense			
SDR	-	-	-
Subcontractor	-	-	-
Reinsurance Expense			
SDR		-	-
Subcontractor	-	-	-
Subrogation Expense			
SDR		-	-
Subcontractor	-	-	-
Intercompany Receivable Expenses			
SDR	-	-	-
Subcontractor	-	-	-
Other Receivable Expenses			
SDR	-	-	-
Subcontractor	-	-	-
Litigation Receivable			
D&O Litigation Expense			
SDR		-	-
Subcontractor	-	-	-
Judgment Expense			
SDR	-	-	-
Subcontractor	-	-	-
Investment Account Expense			
SDR	-	-	-
Subcontractor	-	-	-
Other Litigation Expense			
SDR	38	-	38
Subcontractor	-	-	-
Sale/Conversion of Investment Assets			
Securities/Bonds Sales Expense			
SDR	-	-	-
Subcontractor	-	-	-
Statutory Deposit Expense			
SDR	-	-	-
Subcontractor	-	-	-
Real Estate Sales Expense	-	-	-
Mortgage Note Expense	-	-	-

Liquidation Oversight Standardized Attested 12 (b) Expenses
AMCARE MANAGEMENT, INC.
RECEIVERSHIP #512M
FOR THE MONTH ENDING NOVEMBER 30, 2003

P. 2 of 3

	<u>SDR</u>	<u>SUB</u>	<u>TOTAL</u>
Subsidiary Affiliated Expense	-	-	-
Other Asset Sales Expenses	-	-	-
SDR	-	-	-
Subcontractor	-	-	-
Sale of Company Fixed Assets			
Charter Sales Expense	-	-	-
Furniture, Fixtures & Equipment Expense	-	-	-
SDR	192	-	192
Subcontractor	-	-	-
Company Real Estate Expense	-	-	-
Other Fixed Asset Expense	-	-	-
	<hr/>	<hr/>	<hr/>
TOTAL ASSET GROUP EXPENSE	230	-	230
		-	
CLAIMS RELATED GROUP			
		-	
Class I Covered Claims Expense		-	
SDR Fees	-	-	-
SDR Subcontractor Fees	-	-	-
Other Covered Claims	-	-	-
Class I Non Covered Claims Expenses		-	
SDR Fees	82	-	82 *
SDR Subcontractor Fees	-	-	- *
Other Non Covered Claims	-	-	- *
	<hr/>	<hr/>	<hr/>
TOTAL CLAIMS GROUP EXPENSE	82	-	82
		-	
ADMINISTRATIVE RELATED GROUP			
Class I General Admin Expenses			
SDR	-	-	-
Subcontractor			
Accounting/Auditing/Federal Income Tax Services	-	1,699	1,699
Consulting Fees/Services	-	-	-
Legal Fees/Services	-	-	-
Liquidation Division Allocation	-	969	969
Bank/Miscellaneous Charges	-	11	11
Building/Utilities	-	-	-
Contract/Employee	-	-	-
Equipment/Lease/Maintenance	-	-	-
Employee - Payroll, PRTax, Benefits	-	-	-
Inventory/Storage/Moving	-	996	996
Mailing/Printing/Postage/Publication	-	-	-

Liquidation Oversight Standardized Attested 12 (b) Expenses
AMCARE MANAGEMENT, INC.
RECEIVERSHIP #512M
FOR THE MONTH ENDING NOVEMBER 30, 2003

P. 3 of 3

	<u>SDR</u>	<u>SUB</u>	<u>TOTAL</u>
Office Supplies/Miscellaneous	-	-	-
Telephone	-	-	-
Travel	-	-	-
Class I SDR Admin Expenses			
Administration	240	-	240
Accounting	115	-	115
Special Services	-	-	-
Travel	-	-	-
TOTAL GENERAL ADMINISTRATIVE GROUP EXPENSE	<u>355</u>	<u>3,675</u>	<u>4,030</u>
GRAND TOTALS	<u>667</u>	<u>3,675</u>	<u>4,342</u>

* Includes time spent by contractors and employees to process Medicaid claims for Texas Childrens Health Plans ("TCHP"). TCHP is a contract entered into by the Conservator of Amcare Health Plans of Texas, Inc. to assume Medicaid members and enrollees.