

GV 204523

THE STATE OF TEXAS

v.

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

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IN THE DISTRICT COURT

TRAVIS COUNTY, TEXAS

200<sup>th</sup> JUDICIAL DISTRICT

Filed in The District Court  
of Travis County, Texas

JUL 27 2011 BP

At  
Amalia Rodriguez-Mendoza, Clerk

**ORDER APPROVING  
THE SDR'S APPLICATION TO MAKE  
A SECOND INTERIM DISTRIBUTION OF ASSETS**

On this day came on to be heard the SDR's Application to Make a Second Interim Distribution of Assets filed by Jean Johnson, Special Deputy Receiver under contract to the Permanent Receiver of AmCare Health Plans of Texas, Inc., and AmCare Management, Inc., (hereinafter collectively referred to as "AmCare"), for authority to make a second interim distribution to holders of Class Two medical claims in the amount of seventy three percent (73%) of the principal amount of their approved claims, bringing the total interim distributions to ninety-two percent (92%). The Special Deputy Receiver represented to the Court that it is in the best interest of the receivership estate to make this distribution as set out in the Application and asked the Court to reaffirm this Court's prior order of April 4, 2005, the spirit of which dictates that funds of the estate be used to fund this interim distribution without further need for a holdback pursuant to Texas Insurance Code Section 843.405. Having considered the Application, the Court finds as follows:

1. This Court has jurisdiction over the subject matter of this Application under TEX. INS. CODE Chapter 443;

2. The Amended Order of Reference to Master ("Order of Reference") entered by this Court on November 3, 2005, provides under Section III that the subject matter of this Application is referred to the Special Master appointed in this proceeding;

3. The Application was submitted to the special Master in accordance with the Order of Reference;

4. Notice of the Application was provided in accordance with TEX. INS. CODE §443.007(d) and the Order of Reference, and no objections to the Application were filed;

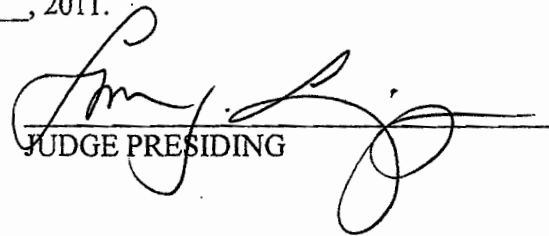
5. The Special Master has issued a recommendation that the Application should be granted pursuant to Rule 171 of the Texas Rules of Civil Procedure; and

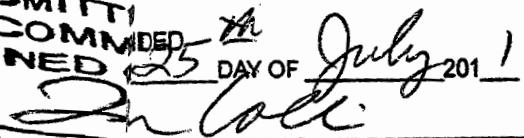
6. The recommendation of the Special Master should be confirmed, and the Application should be granted in all respects.

**It is therefore ORDERED, ADJUDGED, and DECREED that:**

1. The Application is GRANTED in all respects;
2. The Court authorizes the Special Deputy Receiver to make a second interim distribution to holders of approved medical claims pursuant to their claims priority in the amount of seventy three percent (73%) of the principal amount of their approved claims, bringing the total interim distributions to ninety-two percent (92%) as set out in the Application.

SIGNED this 27<sup>th</sup> day of July, 2011.

  
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JUDGE PRESIDING

PROPER NOTICE GIVEN  
NO OBJECTION FILED.  
SUBMITTED  
RECOMMENDED 27<sup>th</sup>  
SIGNED 25 DAY OF July 2011  
  
\_\_\_\_\_  
TOM COLLINS, RECEIVERSHIP SPECIAL MASTER