

CAUSE NO. D-1-GN-18-001285

THE TEXAS DEPARTMENT OF INSURANCE, <i>Plaintiff,</i>	§ § § § § § § § §	IN THE DISTRICT COURT OF    TRAVIS COUNTY, TEXAS   261 <sup>ST</sup> JUDICIAL DISTRICT
v.		
ACCESS INSURANCE COMPANY, <i>Defendant.</i>		

**SPECIAL DEPUTY RECEIVER'S QUARTERLY FINANCIAL REPORT AND  
SUMMARY STATEMENT OF EXPENSES  
(JUNE 1, 2022 THROUGH AUGUST 31, 2022)**

TO THE HONORABLE DISTRICT COURT:

CANTILO & BENNETT, L.L.P., solely in its capacity as the Special Deputy Receiver of Access Insurance Company (the “SDR” and “Access” respectively), files this Financial Report and Summary Statement of Expenses of the receivership estate for the period of June 1, 2022 to August 31, 2022. The attached report is filed pursuant to TEX. INS. CODE ANN., §§ 443.015(g) and 443.016(a) and the Court’s Order Granting the SDR’s Second Supplement to Application for Approval of Fees and Expenses, entered on May 28, 2020.

The Special Deputy Receiver has served this Quarterly Financial Report to all known parties at interest, as shown in the certificate of service.

Respectfully submitted,

FULLER LAW GROUP

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**Attorney for CANTILO & BENNETT, LLP,  
Special Deputy Receiver of Access Insurance Co.**

## CERTIFICATE OF SERVICE

I certify that on September 15, 2022, a true and correct copy of this SPECIAL DEPUTY RECEIVER'S QUARTERLY FINANCIAL REPORT AND SUMMARY STATEMENT OF EXPENSES (JUNE 1, 2022 TO AUGUST 31, 2022) was served pursuant to the Order of Reference, Texas Rules of Civil Procedure, TEX. INS. CODE ANN. SEC. 443.007(d) and the Court's order on electronic service on the following by email, except as specifically otherwise noted.

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*/s/Christopher Fuller*  
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Christopher Fuller

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**Access Insurance Co  
Statement of Expenses**

**For Period Ending  
08/31/22**

	Total Jun	Total Jul	Total Aug	Total Quarter
<b>SDR</b>				
Cantilo & Bennett, LLP				
Partner/Attorney/	29,240.00	29,777.50	32,766.00	91,783.50
Associate	13,376.00	9,424.00	7,424.00	30,224.00
Receivership Specialist/	5,486.00	2,171.00	1,313.00	8,970.00
Receivership Specialist	208.00	0.00	0.00	208.00
Expenses	160.01	93.90	124.48	378.39
<b>Total SDR Billing</b>	<b>48,470.01</b>	<b>41,466.40</b>	<b>41,627.48</b>	<b>131,563.89</b>
<b>SDR Subcontractors - Legal</b>				
Fuller Law Group				
Attorney	5,746.00	4,082.00	4,186.00	14,014.00
Expenses	284.11	284.00	0.00	568.11
<b>Total Billing</b>	<b>6,030.11</b>	<b>4,366.00</b>	<b>4,186.00</b>	<b>14,582.11</b>
Inquest Resources				
Paralegal	2,000.00	616.00	1,464.00	4,080.00
Receivership Specialist	1,768.00	1,072.00	576.00	3,416.00
Litigation Assistant/Records Mgr	775.00	920.00	645.00	2,340.00
Expenses	78.30	107.61	34.25	220.16
<b>Total Billing</b>	<b>4,621.30</b>	<b>2,715.61</b>	<b>2,719.25</b>	<b>10,056.16</b>
Greg Pierce-Attorney at Law				
Attorney	176.00	0.00	2,640.00	2,816.00
Expenses	0.00	0.00	0.00	0.00
<b>Total Billing</b>	<b>176.00</b>	<b>0.00</b>	<b>2,640.00</b>	<b>2,816.00</b>
<b>Total Legal Subcontractors</b>	<b>10,827.41</b>	<b>7,081.61</b>	<b>9,545.25</b>	<b>27,454.27</b>
<b>SDR Subcontractors - Other</b>				
Petrosewicz & Company, Inc				
Accountant-Principal/	2,394.00	988.00	779.00	4,161.00
Accountant	2,519.00	2,442.00	1,914.00	6,875.00
Accountant	77.00	33.00	33.00	143.00
Expenses	74.49	38.67	89.30	202.46
<b>Total Billing</b>	<b>5,064.49</b>	<b>3,501.67</b>	<b>2,815.30</b>	<b>11,381.46</b>
Abaci, Inc.				
Project Manager	200.00	300.00	150.00	650.00
Technical Analyst	351.50	218.50	484.50	1,054.50
Expenses	0.00	0.00	0.00	0.00
<b>Total Billing</b>	<b>551.50</b>	<b>518.50</b>	<b>634.50</b>	<b>1,704.50</b>
EMKAY Associates				
Claims Manager/	620.00	670.00	700.00	1,990.00
Claims Representative/	17,379.00	11,817.00	17,028.00	46,224.00
Claims Representative	10,827.00	8,523.00	13,239.00	32,589.00
Claims Representative	3,304.00	2,142.00	3,332.00	8,778.00
Expenses	0.00	136.34	0.00	136.34
<b>Total Billing</b>	<b>32,130.00</b>	<b>23,288.34</b>	<b>34,299.00</b>	<b>89,717.34</b>
Tharp and Associates-Reinsurance/Litigation Expert				
Reinsurance Consultant	10,912.50	11,812.50	11,756.25	34,481.25

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**Access Insurance Co  
Statement of Expenses**

**For Period Ending  
08/31/22**

	<b>Total Jun</b>	<b>Total Jul</b>	<b>Total Aug</b>	<b>Total Quarter</b>
IT/Data Base Admin Expenses	1,850.00	1,295.00	1,295.00	4,440.00
	0.00	0.00	0.00	0.00
	<b>12,762.50</b>	<b>13,107.50</b>	<b>13,051.25</b>	<b>38,921.25</b>
Merlinos & Associates Consulting Actuary Expenses	885.00	0.00	0.00	885.00
	0.00	0.00	0.00	0.00
	<b>885.00</b>	<b>0.00</b>	<b>0.00</b>	<b>885.00</b>
<b>Total Other SDR Subcontractors</b>	<b>51,393.49</b>	<b>40,416.01</b>	<b>50,800.05</b>	<b>142,609.55</b>
<b>Receivership Service Providers</b>				
SafeSite	318.50	318.50	318.50	955.50
Answer National	1,721.49	1,875.95	1,424.56	5,022.00
docuLynx-Document Scanning & Indexing / DRS Imaging Services	1,019.34	1,019.58	1,019.58	3,058.50
Cloudnine	6,915.76	0.00	0.00	6,915.76
Dove Mailing	530.80	626.10	655.60	1,812.50
Network 1 Consulting	3,420.00	3,621.38	3,420.00	10,461.38
Vertafore	734.53	734.53	734.53	2,203.59
Derek Massey-Travel Reimbursement for Mail Pick up	93.60	93.60	143.60	330.80
Operating Account Bank Fees-Frost	15.00	15.00	15.00	45.00
Truist (formerly SunTrust RH) CD Account fees-4 Accounts	344.16	344.17	344.15	1,032.48
Texas Treasury Unrestricted Account - Management Fees	2,066.85	1,045.51	1,093.21	4,205.57
Texas Treasury Restricted Accounts - Management Fees	373.01	172.23	199.10	744.34
<b>Total Other</b>	<b>17,553.04</b>	<b>9,866.55</b>	<b>9,367.83</b>	<b>36,787.42</b>
<b>Sub-Total SDR, Subcontractor &amp; Provider Expenses</b>				
<b>Sub-Total SDR, Subcontractor &amp; Provider Expenses</b>	<b>128,243.95</b>	<b>98,830.57</b>	<b>111,340.61</b>	<b>338,415.13</b>
<b>Liquidation Oversight Allocation</b>				
RLO Allocation	6,293.77	7,316.26	6,016.60	19,626.63
Special Master's Fees	483.95	26.67	95.00	605.62
<b>Total RLO &amp; SM Expense</b>	<b>6,777.72</b>	<b>7,342.93</b>	<b>6,111.60</b>	<b>20,232.25</b>
<b>Total Expenses</b>	<b>135,021.67</b>	<b>106,173.50</b>	<b>117,452.21</b>	<b>358,647.38</b>

**Access Insurance Co  
Statement of Net Assets**

**For the Period Ending  
8/31/2022**

Line		08/31/22
<b>Cash</b>		
1	Cash	
	Cash - Unrestricted	64,691,127
	APF Funds (Loan proceeds)	
<b>Investments</b>		
2	Short-Term Investments	250,000
3	Bonds	
4	Stocks - Preferred & Common	
5	Investments in Subsidiaries, Controlled or Affiliated Entities	
6	Mortgage Loans	
7	Real Estate	
8	Policy Loans	
9	Other Invested Assets	
<b>Restricted Assets</b>		
10	Statutory Deposits	122,375
11	Funds held by or deposited with Reinsured Companies	
12	Restricted - Other	
	Funds Held in Trust for Others-Allianz & Partner Re	9,843,719
	Funds Held-Premium Collected on Cancelled Policies	271
<b>Reinsurance Receivable</b>		
13	Reinsurance Recoverables on Paid Losses & LAE (net of allowance)	1,152,453
14	Reinsurance Recoverables on Unpaid Losses & LAE (net of allowance)	65,113,348
15	Reinsurance Recoverables on UEP & Contingent Commissions	
<b>Other Receivables</b>		
16	Salvage & Subrogation Recoveries	
17	Premiums Due from Agents & Policyholders	
18	Receivable from Parents, Subsidiaries & Affiliates	
19	Receivable from Guaranty Associations - Early Access Payments	120,005,069
20	Other Receivables	
	Income and Premium Tax Receivable	96,451
<b>Other Assets</b>		
21	FF&E	
22	Other Assets	
	<b>Total Assets</b>	<b>261,274,813</b>

**NOTES**

Ref No.

**Access Insurance Co**  
**Changes in Net Assets for the Quarter Ending**

08/31/22

Line		05/31/22	08/31/22	Change
<b>Cash</b>				
1	Cash			
	Cash - Unrestricted	61,948,115	64,691,127	2,743,012
	APF Funds (Loan proceeds)	0	0	0
<b>Investments</b>				
2	Short-Tem Investments	500,000	250,000	(250,000)
3	Bonds	0	0	0
4	Stocks - Preferred & Common	0	0	0
5	Investments in Subsidiaries, Controlled or Affiliated Entities	0	0	0
6	Mortgage Loans	0	0	0
7	Real Estate	0	0	0
8	Policy Loans	0	0	0
9	Other Invested Assets	0	0	0
	<i>Detail Item if any</i>	0	0	0
	<i>Detail Item if any</i>	0	0	0
<b>Restricted Assets</b>				
10	Statutory Deposits	178,638	122,375	(56,263)
11	Funds held by or deposited with Reinsured Companies	0	0	0
12	Restricted - Other	0	0	0
	Collateral Assignment - Suntrust Bank Certificate of Deposit	0	0	0
	Funds Held in Trust for Others-Allianz & Partner Re	9,920,666	9,843,719	(76,947)
	Premiums Paid-Held for Others	271	271	0
<b>Reinsurance Receivable</b>				
13	Reinsurance Recoverables on Paid Losses & LAE (net of allowance)	2,111,879	1,152,453	(959,426)
14	Reinsurance Recoverables on Unpaid Losses & LAE (net of allowance)	66,333,480	65,113,348	(1,220,132)
15	Reinsurance Recoverables on UEP & Contingent Commissions	0	0	0
<b>Other Receivables</b>				
16	Salvage & Subrogation Recoveries	0	0	0
17	Premiums Due from Agents & Policyholders	0	0	0
18	Receivable from Parents, Subsidiaries & Affiliates	0	0	0
19	Receivable from Guaranty Associations - Early Access Payments	120,005,069	120,005,069	0
20	Other Receivables	0	0	0
	Income and Premium Tax Receivable	96,451	96,451	0
<b>Other Assets</b>				
21	FF&E	0	0	0
22	Other Assets	0	0	0
	<b>Total Assets</b>	<b>261,094,569</b>	<b>261,274,813</b>	<b>180,244</b>



**Access Insurance Co**  
**Statement of Net Liabilities**

For Period Ending  
08/31/22

Line		08/31/22
1	Secured Claims	
2	APF Loan	
3	Special Deposit Claims	
<b>Administrative Claims - Class 1</b>		
4	Administrative Claims - State/Receiver	
	Special Deputy Receiver, Subcontractors Fees & Expenses	93,025
	Liquidation Oversight	6,017
	Special Master's Fees	95
5	Administrative Claims - Guaranty Assns	
	Administrative Expense Paid	27,165,834
	Administrative Expense Reserves	
6	LAE - Guaranty Assns	
	LAE Paid	17,070,826
	LAE Reserves	1,557,312
<b>Policy Claims - Class 2</b>		
7	Loss Claims - Guaranty Assns	
	Loss Claims Paid	72,196,439
	Loss Claims Reserves	3,160,520
8	Loss Claims - Other	
	Other Loss Claims Paid	
	Other Loss Claims Reserves	153,659,797
9	LAE - Other	
10	Unearned & Advance Premium Claims - GA	19,654,499
11	Unearned & Advance Premium Claims - Other	1,844,786
<b>Other Liabilities</b>		
12	Class 3 Claims	
13	Class 4 Claims	
14	Class 5 General Unsecured Creditor Claims	34,150,995
15	Class 5 Reinsurance Related Unsecured Claims	
16	Class 6 Claims	57,284
17	Class 7 Claims	
18	Class 8 Claims	
19	Class 9 Claims	
20	Class 10 Interest	
21	Class 11 Claims	
22	Other Liabilities	
	Funds Held in Trust for Others-Allianz & Partner Re	9,843,719
	Funds Held-Premium Collected on Cancelled Policies	271
	Non Filed POCs for pre Receivership Liabilities	144,420,639
	<b>Total Liabilities</b>	484,882,058
23	Total Equity/(Deficit) Excess (Deficiency) of Assets over Liabilities	(223,607,245)
	<b>Total Liabilities &amp; Equity</b>	261,274,813

**NOTES**

Ref. No.

**Access Insurance Co**  
**Statement of Net Liabilities**

**For Period Ending**  
**08/31/22**

8 Included in this amount are approved class 2 claims totaling \$30,248. The balance of the liability is based on the September 30, 2021 Merlinos & Associates, Inc. "Loss and Loss Expense Report" with adjustments for amounts obtained by the various state guaranty associations.

22 Non Filed POCs for Pre Receivership Liabilities

Ceded Reinsurance Premium Payable	117,456,621
Provision for Reinsurance	10,955,670
Commissions Payable	9,889,444
Taxes, Licenses, Fees	4,627,439
Other Liabilities	664,019
Taxing Authorities	827,446
Totals	<u>144,420,639</u>

**Access Insurance Co**  
**Changes in Net Liabilities for the Quarter Ending**

08/31/22

Line		05/31/22	08/31/22	Change
1	Secured Claims	0	0	0
2	APF Loan	0	0	0
3	Special Deposit Claims	0	0	0
<b>Administrative Claims - Class 1</b>				
4	Administrative Claims - State/Receiver	0	0	0
	Special Deputy Receiver, Subcontractors Fees & Expenses	103,659	93,025	(10,634)
	Liquidation Oversight	7,206	6,017	(1,189)
	Special Master's Fees	549	95	(454)
5	Administrative Claims - Guaranty Assns	0	0	0
	Administrative Expense Paid	26,995,580	27,165,834	170,254
	Administrative Expense Reserves	0	0	0
6	LAE - Guaranty Assns	0	0	0
	LAE Paid	16,880,137	17,070,826	190,689
	LAE Reserves	1,791,533	1,557,312	(234,221)
<b>Policy Claims - Class 2</b>				
7	Loss Claims - Guaranty Assns	0	0	0
	Loss Claims Paid	71,722,094	72,196,439	474,345
	Loss Claims Reserves	3,718,231	3,160,520	(557,711)
8	Loss Claims - Other	0	0	0
	Other Loss Claims Paid	0	0	0
	Other Loss Claims Reserves	156,028,449	153,659,797	(2,368,652)
9	LAE - Other	0	0	0
10	Unearned & Advance Premium Claims - GA	19,654,499	19,654,499	0
11	Unearned & Advance Premium Claims - Other	1,844,786	1,844,786	0
<b>Other Liabilities</b>				
12	Class 3 Claims	0	0	0
13	Class 4 Claims	0	0	0
14	Class 5 General Unsecured Creditor Claims	31,638,045	34,150,995	2,512,950
15	Class 5 Reinsurance Related Unsecured Claims	0	0	0
16	Class 6 Claims	67,449	57,284	(10,165)
17	Class 7 Claims	0	0	0
18	Class 8 Claims	0	0	0
19	Class 9 Claims	0	0	0
20	Class 10 Interest	0	0	0
21	Class 11 Claims	0	0	0
22	Other Liabilities	0	0	0
	Funds Held in Trust for Others-Allianz & Partner Re	9,920,667	9,843,719	(76,948)
	Funds Held-Premium Collected on Cancelled Policies	271	271	0
	Non Filed POCs for pre Receivership Liabilities	144,420,639	144,420,639	0
	<b>Total Liabilities</b>	484,793,793	484,882,058	88,265
23	Total Equity/(Deficit) Excess (Deficiency) of Assets over Liabilities	(223,699,224)	(223,607,245)	91,980
	<b>Total Liabilities &amp; Equity</b>	261,094,569	261,274,813	180,244

R-559

**Access Insurance Co  
Sources & Uses of Cash**

**For Period Ending  
08/31/22**

	<b>Qtr Ending Aug-22</b>
<b>Income</b>	
Premium Receipts	0
Agents' Balances Received	0
Reinsurance Recoveries	2,526,368
Salvage & Subrogation Recoveries	620
Affiliates Recovery	0
Settlement/Litigation Recovery	0
Other Receipts	13,096
Sale of Real & Personal Property	0
Investment Sales/Receipts	250,000
Other Asset Receipts	56,140
<b>Total Receipts from Assets/Receivables</b>	<b>2,846,224</b>
Interest & Dividend Receipts, EA Interest	6,365
Cash Deposit Interest	260,603
<b>Total Cash Receipts</b>	<b>3,113,192</b>
<b>Disbursements</b>	
SDR Fees & Expenses	148,459
Subcontractor Legal Fees & Expenses	28,814
Subcontractor Other Fees & Expenses	135,536
Non-Subcontractor Fees & Expenses	0
Other Expenses	36,043
RLO Fees & Expenses	21,328
<b>Total Disbursements for Operations</b>	<b>370,180</b>
Loss Claims & LAE Expense Payments	0
Early Access Payments - GA	0
Refunds & Other Distributions	0
<b>Total Cash Distributions</b>	<b>0</b>
<b>Total Cash Disbursements &amp; Distributions</b>	<b>370,180</b>
<b>Net Increase(Decrease) in Cash</b>	<b>2,743,012</b>
<b>Cash at Beginning of Period</b>	<b>61,948,115</b>
<b>Cash at End of Period</b>	<b>64,691,127</b>

## Automated Certificate of eService

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Christopher Fuller on behalf of Christopher Fuller

Bar No. 07515500

cfuller@fullerlaw.org

Envelope ID: 68303967

Status as of 9/19/2022 3:08 PM CST

### Case Contacts

Name	BarNumber	Email	TimestampSubmitted	Status
Brian Falligant		bfalligant@inquestresources.com	9/15/2022 3:22:12 PM	SENT
Special Masters Clerk		specialmasterclerk@tdi.texas.gov	9/15/2022 3:22:12 PM	SENT
Kimberly M. Hammer	24002219	kimberly.hammer@tdi.texas.gov	9/15/2022 3:22:12 PM	SENT
Melvin L. Burner	3425700	bburner@mwlaw.com	9/15/2022 3:22:12 PM	SENT
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Patricia Muniz		pmuniz@inquestresources.com	9/15/2022 3:22:12 PM	SENT
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David Broemel		dbroemel@bakerdonelson.com	9/15/2022 3:22:12 PM	ERROR

### **Automated Certificate of eService**

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Christopher Fuller on behalf of Christopher Fuller

Bar No. 07515500

cfuller@fullerlaw.org

Envelope ID: 68303967

Status as of 9/19/2022 3:08 PM CST

Associated Case Party: TEXAS DEPARTMENT OF INSURANCE

Name	BarNumber	Email	TimestampSubmitted	Status
Brian E. Riewe	16915600	brian.riewe@tdi.texas.gov	9/15/2022 3:22:12 PM	SENT