

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

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

**SPECIAL DEPUTY RECEIVER'S QUARTERLY FINANCIAL REPORT AND
SUMMARY STATEMENT OF EXPENSES**
(SEPTEMBER 1, 2022 THROUGH NOVEMBER 30, 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 September 1, 2022 to November 30, 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

/s/Christopher Fuller
Christopher Fuller
Texas Bar No. 07515500
4612 Ridge Oak Drive
Austin, Texas 78731
Telephone: (512) 470-9544
Email: cfuller@fullerlaw.org

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

CERTIFICATE OF SERVICE

I certify that on December 15, 2022, a true and correct copy of this SPECIAL DEPUTY RECEIVER'S QUARTERLY FINANCIAL REPORT AND SUMMARY STATEMENT OF EXPENSES (SEPTEMBER 1, 2022 TO NOVEMBER 30, 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.

Via Email: specialmasterclerk@tdi.texas.gov
Special Master's Clerk
Rehabilitation & Liquidation Oversight
TEXAS DEPARTMENT OF INSURANCE
PO Box 149104
Austin, TX 78714-9104

Via e-Service: Brian.Riewe@tdi.texas.gov
Brian Riewe
TEXAS DEPARTMENT OF INSURANCE
PO Box 149104
Austin, TX 78714-9104

Via Email: Lori.Talley@tdi.texas.gov
Lori Talley
Rehabilitation & Liquidation Oversight
TEXAS DEPARTMENT OF INSURANCE
P.O. Box 149104
Austin, TX 78714-9104

Via Email: Kimberly.Hammer@tdi.texas.gov
Kimberly Hammer
General Counsel Division
Office of Financial Counsel
TEXAS DEPARTMENT OF INSURANCE
PO Box 149104
Austin, TX 78714-9104

Via e-Service: cynthia.morales@oag.texas.gov
Cynthia Morales
Assistant Attorney General
Financial, Litigation Division
OFFICE OF THE TEXAS ATTORNEY GENERAL
P.O. Box 12548
Austin, TX 78711-2548

Via e-Service: bburner@mwlaw.com
Burnie Burner
MITCHELL, WILLIAMS, SELIG, GATES &
WOODYARD, PLLC
500 W. 5th Street Suite 1150
Austin, TX 78701
Counsel for Defendant
Access Insurance Company

Via Email: aiga01@bellsouth.net
Andrea Lentine
Executive Director
ALABAMA INSURANCE GUARANTY
ASSOCIATION
2020 Canyon Road, Suite 200
Birmingham, AL 35216

Via Email: MSurguine@azinsurance.gov
Michael E. Surguine
Executive Director
ARIZONA P&C INSURANCE GUARANTY FUND
2910 N. 44th Street, Second Floor
Phoenix, AZ 85018

Via Email: Steve.Uhrynowycz@arkansas.gov
Steve Uhrynowycz
Administrator
ARKANSAS PROPERTY & CASUALTY
GUARANTY FUND
1023 W. Capitol Avenue, Suite 2
Little Rock, AR 72201

Via Email: RoeberB@caiga.org
Brad Roeber
Executive Director
CALIFORNIA INSURANCE GUARANTEE
ASSOCIATION
PO Box 29066
Glendale, CA 91209-9066

Via Email: cneal@agfgroup.org
Corey Neal
Executive Director
FLORIDA INSURANCE GUARANTY ASSOCIATION
PO Box 15159
Tallahassee, FL 32317

Via Email: fknighton@gaiga.org
Frank Knighton
Executive Director
GEORGIA INSURERS INSOLVENCY POOL
3700 Crestwood Parkway NW, Suite 400
Duluth, GA 30096

Via Email: abarbera@quadassoc.org
Amanda Barbera
Executive Director
INDIANA INSURANCE GUARANTY ASSOCIATION
3502 Woodview Trace, Suite 100
Indianapolis, IN 46268

Via Email: JWells@laiga.org
John Wells
Executive Director
LOUISIANA INSURANCE GUARANTY ASSOCIATION
2142 Quail Run Drive
Baton Rouge, LA 70808-4126

Via Email: blaw@gfms.org
Barbara Peterson law
President
GUARANTY FUND MANAGEMENT SERVICES
One Bowdoin Square
Boston, MA 02114-2916

Via Email: arussell@msiga.net
Arthur Russell
Executive Director
MISSISSIPPI INSURANCE GUARANTY ASSOCIATION
713 South Pear Orchard Road, Suite 200
Ridgeland, MS 39157-4823

Via Email: BGilbert@niga-pc.org
Bruce W. Gilbert
Executive Director
NEVADA INSURANCE GUARANTY ASSOCIATION
3821 West Charleston Boulevard, Suite 100
Las Vegas, NV 89102-1859

Via Email: debbiel@integriogroup.com
Debbie Luera
Director of Operations
NEW MEXICO INSURANCE GUARANTY
ASSOCIATION - Integrion Group, Inc.
PO Box 27815
Albuquerque, NM 87125

Via Email: JCannon@opciga.org
Jessica Cannon
OKLAHOMA PROPERTY & CASUALTY
INSURANCE GUARANTY ASSOCIATION
2601 Northwest Expressway, Suite 330E
Oklahoma City, OK 73112

Via Email: rbauso@ppciga.org
Raymond Bauso, Executive Director
PENNSYLVANIA PROPERTY & CASUALTY
INSURANCE GUARANTY ASSOCIATION
One Penn Center, Suite 1850
1617 John F. Kennedy Boulevard
Philadelphia, PA 19103

Via Email: smitty@scwind.com
J. Smith Harrison
Executive Director/Secretary
SOUTH CAROLINA PROPERTY & CASUALTY
INSURANCE GUARANTY ASSOCIATION
PO Box 407
Columbia, SC 29202

Via Email: lbrouse@tiga.net
Via Email: knations@tiga.net
Lorrie Brouse, Executive Secretary
Kerry Nations, Plan Administrator
TENNESSEE INSURANCE GUARANTY ASSOCIATION
3100 West End Ave., Suite 670
Nashville, TN 37203-5805

Via Email: mkelly@tpciga.org
Marvin Kelly
Executive Director
TEXAS PROPERTY CASUALTY INSURANCE
GUARANTY ASSOCIATION (TPCIGA)
9120 Burnet Road
Austin, TX 78758

Via Email: AWalker@tpciga.org
Via Email: Slang@tpciga.org
Amber A. Walker & Sara Lang
TEXAS PROPERTY CASUALTY INSURANCE
GUARANTY ASSOCIATION (TPCIGA)
9120 Burnet Road
Austin, TX 78758

Via Email: aevans@tpciga.org
Annette Evans, CPCU, CLU, ChFC
Claims Director
TEXAS PROPERTY AND CASUALTY INSURANCE
GUARANTY ASSOCIATION (TPCIGA)
9120 Burnet Road
Austin, TX 78758

Via Email: jdamato@tpciga.org
John J. D'Amato, CPA, Chief Financial Officer
TEXAS PROPERTY AND CASUALTY INSURANCE
GUARANTY ASSOCIATION (TPCIGA)
9120 Burnet Road
Austin, TX 78758

Via Email: Wallock.Michael@aaa-calif.com
Mike Wallock
Office of the General Counsel
AUTOMOBILE CLUB OF SOUTHERN CALIFORNIA
3333 Fairview Rd., A-451
Costa Mesa, CA 92626

Via Email: Young.Courtney@aaa-calif.com
Courtney Young
Office of the General Counsel
AUTOMOBILE CLUB OF SOUTHERN CALIFORNIA
3333 Fairview Rd., A-451
Costa Mesa, CA 92626

Via Email: Stanley.jason@aaa-texas.com
Jason Stanley
Subrogation Claims Team Manager
AAA TEXAS
Dallas, TX

Via Email: sternisha.andrew@aaa-texas.com
Andrew Sternisha
Subrogation Analyst
AAA Texas
Dallas, Texas

Via First Class Mail
INTERNAL REVENUE SERVICE
Special Procedures Branch
300 East 8th Street, Suite 352
Mail Stop 5026AUS
Austin, TX 78701

Via e-Service: anthony@icenoglefirm.com
Anthony Icenogle
ICENOGL & BOGGINS, P.L.L.C.
6805 N. Capital of Texas Hwy., Ste 220
Austin, TX 78731
Attorneys for Allianz Risk Transfer AG (Bermuda Branch)

Via e-Service: Elliott.Kroll@arentfox.com
Elliott Kroll
ARENT FOX, LLP
1301 Avenue of the Americas, Floor 42
New York, NY 10019
Attorneys for Allianz Risk Transfer AG (Bermuda Branch)

/s/Christopher Fuller

Christopher Fuller

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**Access Insurance Co
Statement of Expenses**

For Period Ending
11/30/22

	Total Sep	Total Oct	Total Nov	Total Quarter
SDR				
Cantilo & Bennett, LLP				
Partner/Attorney/	33,948.50	29,347.50	26,660.00	89,956.00
Associate	8,016.00	8,272.00	8,080.00	24,368.00
Receivership Specialist/	871.00	2,314.00	0.00	3,185.00
Expenses	45.19	46.38	142.48	234.05
Total SDR Billing	42,880.69	39,979.88	34,882.48	117,743.05
SDR Subcontractors - Legal				
Fuller Law Group				
Attorney	6,370.00	5,694.00	6,396.00	18,460.00
Expenses	0.00	0.00	284.00	284.00
Total Billing	6,370.00	5,694.00	6,680.00	18,744.00
Inquest Resources				
Paralegal	1,064.00	2,240.00	1,584.00	4,888.00
Receivership Specialist	544.00	584.00	392.00	1,520.00
Litigation Assistant/Records Mgr	440.00	1,580.00	1,205.00	3,225.00
Expenses	44.25	56.75	82.82	183.82
Total Billing	2,092.25	4,460.75	3,263.82	9,816.82
Total Legal Subcontractors	8,462.25	10,154.75	9,943.82	28,560.82
SDR Subcontractors - Other				
Petrosewicz & Company, Inc				
Accountant-Principal/	1,216.00	1,083.00	1,007.00	3,306.00
Accountant	2,332.00	1,826.00	1,749.00	5,907.00
Accountant	33.00	121.00	220.00	374.00
Expenses	58.04	84.20	61.62	203.86
Total Billing	3,639.04	3,114.20	3,037.62	9,790.86
Abaci, Inc.				
Project Manager	170.00	350.00	690.00	1,210.00
Technical Analyst	275.50	370.50	693.50	1,339.50
Expenses	0.00	0.00	0.00	0.00
Total Billing	445.50	720.50	1,383.50	2,549.50
EMKAY Associates				
Claims Manager/	880.00	560.00	420.00	1,860.00
Claims Representative/	16,641.00	17,289.00	16,731.00	50,661.00
Claims Representative	7,749.00	6,543.00	10,233.00	24,525.00
Claims Representative	2,373.00	2,219.00	1,750.00	6,342.00
Expenses	0.00	0.00	0.00	0.00
Total Billing	27,643.00	26,611.00	29,134.00	83,388.00
Tharp and Associates-Reinsurance/Litigation Expert				
Reinsurance Consultant	7,762.50	6,018.75	7,650.00	21,431.25
IT/Data Base Admin	1,480.00	2,173.75	1,202.50	4,856.25
Expenses	0.00	0.00	0.00	0.00
Total Billing	9,242.50	8,192.50	8,852.50	26,287.50
Total Other SDR Subcontractors	40,970.04	38,638.20	42,407.62	122,015.86
Receivership Service Providers				
US Postal Service Box fees 6 Months	0.00	278.00	278.00	556.00
SafeSite	318.50	318.50	318.50	955.50
Answer National	502.13	0.00	741.80	1,243.93

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**Access Insurance Co
Statement of Expenses**

**For Period Ending
11/30/22**

	Total Sep	Total Oct	Total Nov	Total Quarter
docuLynx-Document Scanning & Indexing / DRS Imaging Services	1,018.90	1,020.79	0.00	2,039.69
Dove Mailing	569.20	567.90	560.30	1,697.40

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Access Insurance Co
Statement of Expenses

For Period Ending
11/30/22

	Total Sep	Total Oct	Total Nov	Total Quarter
Network 1 Consulting	3,420.00	3,420.00	3,420.00	10,260.00
Vertafore	734.53	734.53	734.53	2,203.59
Derek Massey-Travel Reimbursement for Mail Pick up	87.50	100.00	50.00	237.50
Operating Account Bank Fees-Frost	15.00	15.00	20.00	50.00
Texas Treasury Unrestricted Account - Management Fees	1,101.42	1,074.95	1,124.23	3,300.60
Texas Treasury Restricted Accounts - Management Fees	187.78	181.97	187.43	557.18
Total Other	7,954.96	7,711.64	7,434.79	23,101.39
Sub-Total SDR, Subcontractor & Provider Expenses				
Sub-Total SDR, Subcontractor & Provider Expenses	100,267.94	96,484.47	94,668.71	291,421.12
Liquidation Oversight Allocation				
RLO Allocation	7,183.56	6,084.50	6,086.81	19,354.87
Special Master's Fees	0.00	105.00	71.67	176.67
Total RLO & SM Expense	7,183.56	6,189.50	6,158.48	19,531.54
Total Expenses	107,451.50	102,673.97	100,827.19	310,952.66

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**Access Insurance Co
Statement of Net Assets**

**For the Period Ending
11/30/2022**

Line		11/30/22
Cash		
1	Cash	
	Cash - Unrestricted	51,573,970
	APF Funds (Loan proceeds)	
Investments		
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	
Restricted Assets		
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	9,862,339
	Funds Held-Premium Collected on Cancelled Policies	271
Reinsurance Receivable		
13	Reinsurance Recoverables on Paid Losses & LAE (net of allowance)	971,410
14	Reinsurance Recoverables on Unpaid Losses & LAE (net of allowance)	64,634,836
15	Reinsurance Recoverables on UEP & Contingent Commissions	
Other Receivables		
16	Salvage & Subrogation Recoveries	
17	Premiums Due from Agents & Policyholders	
18	Receivable from Parents, Subsidiaries & Affiliates	
19	Receivable from Guaranty Associations - Early Access Payments	135,239,355
20	Other Receivables	
	Income and Premium Tax Receivable	96,451
Other Assets		
21	FF&E	
22	Other Assets	
	Total Assets	262,751,007

NOTES

Ref No.

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Access Insurance Co
Changes in Net Assets for the Quarter Ending

11/30/22

Line		08/31/22	11/30/22	Change
Cash				
1	Cash			
	Cash - Unrestricted	64,691,127	51,573,970	(13,117,157)
	APF Funds (Loan proceeds)	0	0	0
Investments				
2	Short-Tem Investments	250,000	250,000	0
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
Restricted Assets				
10	Statutory Deposits	122,375	122,375	0
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	9,843,719	9,862,339	18,620
	Premiums Paid-Held for Others	271	271	0
Reinsurance Receivable				
13	Reinsurance Recoverables on Paid Losses & LAE (net of allowance)	1,152,453	971,410	(181,043)
14	Reinsurance Recoverables on Unpaid Losses & LAE (net of allowance)	65,113,348	64,634,836	(478,512)
15	Reinsurance Recoverables on UEP & Contingent Commissions	0	0	0
Other Receivables				
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	135,239,355	15,234,286
20	Other Receivables	0	0	0
	Income and Premium Tax Receivable	96,451	96,451	0
Other Assets				
21	FF&E	0	0	0
22	Other Assets	0	0	0
	Total Assets	261,274,813	262,751,007	1,476,194

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**Access Insurance Co
Statement of Net Liabilities**

**For Period Ending
11/30/22**

Line		11/30/22
1	Secured Claims	
2	APF Loan	
3	Special Deposit Claims	
Administrative Claims - Class 1		
4	Administrative Claims - State/Receiver	
	Special Deputy Receiver, Subcontractors Fees & Expenses	91,591
	Liquidation Oversight	6,087
	Special Master's Fees	72
5	Administrative Claims - Guaranty Assns	
	Administrative Expense Paid	27,349,620
	Administrative Expense Reserves	
6	LAE - Guaranty Assns	
	LAE Paid	16,778,303
	LAE Reserves	1,140,944
Policy Claims - Class 2		
7	Loss Claims - Guaranty Assns	
	Loss Claims Paid	72,543,593
	Loss Claims Reserves	2,396,703
8	Loss Claims - Other	
	Other Loss Claims Paid	
	Other Loss Claims Reserves	153,263,720
9	LAE - Other	
10	Unearned & Advance Premium Claims - GA	18,795,831
11	Unearned & Advance Premium Claims - Other	1,844,786
Other Liabilities		
12	Class 3 Claims	
13	Class 4 Claims	
14	Class 5 General Unsecured Creditor Claims	34,975,999
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	9,862,339
	Funds Held-Premium Collected on Cancelled Policies	271
	Non Filed POCs for pre Receivership Liabilities	144,420,639
	Total Liabilities	483,527,782
23	Total Equity/(Deficit) Excess (Deficiency) of Assets over Liabilities	(220,776,775)
	Total Liabilities & Equity	262,751,007

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**Access Insurance Co
Statement of Net Liabilities**

**For Period Ending
11/30/22**

NOTES

Ref. No.

Included in the Special Deputy Receiver, Subcontractors Fees & Expense line 4 is \$13,305 of post receivership attorneys' fees and expenses incurred by pre-receivership defense counsel to enforce the automatic stay and provide notice of the receivership. The claims were submitted as part of the law firms' POCs and will be paid when the SDR makes the distribution in this estate.

Included in this amount are approved class 2 claims totaling \$30,248. The 8 balance of the liability is based on the September 30, 2021 Merlinos & Associates, Inc. "Loss and Loss Expense Report" with monthly 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><u>144,420,639</u></u>

Access Insurance Co
Changes in Net Liabilities for the Quarter Ending

11/30/22

Line		08/31/22	11/30/22	Change
1	Secured Claims	0	0	0
2	APF Loan	0	0	0
3	Special Deposit Claims	0	0	0
Administrative Claims - Class 1				
4	Administrative Claims - State/Receiver	0	0	0
	Special Deputy Receiver, Subcontractors Fees & Expenses	93,025	91,591	(1,434)
	Liquidation Oversight	6,017	6,087	70
	Special Master's Fees	95	72	(23)
5	Administrative Claims - Guaranty Assns	0	0	0
	Administrative Expense Paid	27,165,834	27,349,620	183,786
	Administrative Expense Reserves	0	0	0
6	LAE - Guaranty Assns	0	0	0
	LAE Paid	17,070,826	16,778,303	(292,523)
	LAE Reserves	1,557,312	1,140,944	(416,368)
Policy Claims - Class 2				
7	Loss Claims - Guaranty Assns	0	0	0
	Loss Claims Paid	72,196,439	72,543,593	347,154
	Loss Claims Reserves	3,160,520	2,396,703	(763,817)
8	Loss Claims - Other	0	0	0
	Other Loss Claims Paid	0	0	0
	Other Loss Claims Reserves	153,659,797	153,263,720	(396,077)
9	LAE - Other	0	0	0
10	Unearned & Advance Premium Claims - GA	19,654,499	18,795,831	(858,668)
11	Unearned & Advance Premium Claims - Other	1,844,786	1,844,786	0
Other Liabilities				
12	Class 3 Claims	0	0	0
13	Class 4 Claims	0	0	0
14	Class 5 General Unsecured Creditor Claims	34,150,995	34,975,999	825,004
15	Class 5 Reinsurance Related Unsecured Claims	0	0	0
16	Class 6 Claims	57,284	57,284	0
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	9,843,719	9,862,339	18,620
	Funds Held-Premium Collected on Cancelled Policies	271	271	0
	Non Filed POCs for pre Receivership Liabilities	144,420,639	144,420,639	0
	Total Liabilities	484,882,058	483,527,782	(1,354,276)
23	Total Equity/(Deficit) Excess (Deficiency) of Assets over Liabilities	(223,607,245)	(220,776,775)	2,830,470
	Total Liabilities & Equity	261,274,813	262,751,007	1,476,194

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

**For Period Ending
11/30/22**

	Qtr Ending Nov-22
Income	
Premium Receipts	0
Agents' Balances Received	0
Reinsurance Recoveries	1,976,897
Salvage & Subrogation Recoveries	294
Affiliates Recovery	0
Settlement/Litigation Recovery	0
Other Receipts	6,890
Sale of Real & Personal Property	0
Investment Sales/Receipts	0
Other Asset Receipts	0
Total Receipts from Assets/Receivables	1,984,081
Interest & Dividend Receipts, EA Interest	1
Cash Deposit Interest	458,135
Total Cash Receipts	2,442,217
Disbursements	
SDR Fees & Expenses	124,488
Subcontractor Legal Fees & Expenses	28,162
Subcontractor Other Fees & Expenses	130,408
Non-Subcontractor Fees & Expenses	0
Other Expenses	22,545
RLO Fees & Expenses	19,485
Total Disbursements for Operations	325,088
Loss Claims & LAE Expense Payments	0
Early Access Payments - GA	15,234,286
Refunds & Other Distributions	0
Total Cash Distributions	15,234,286
Total Cash Disbursements & Distributions	15,559,374
Net Increase(Decrease) in Cash	(13,117,157)
Cash at Beginning of Period	64,691,127
Cash at End of Period	51,573,970

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Christopher Fuller on behalf of Christopher Fuller
Bar No. 07515500
cfuller@fullerlaw.org
Envelope ID: 71046478
Status as of 12/15/2022 12:09 PM CST

Case Contacts

Name	BarNumber	Email	TimestampSubmitted	Status
Brian Falligant		bfalligant@inquestresources.com	12/15/2022 11:35:53 AM	SENT
Special Masters Clerk Special Masters Clerk		specialmasterclerk@tdi.texas.gov	12/15/2022 11:35:53 AM	SENT
Christopher G. Fuller	7515500	cfuller@fullerlaw.org	12/15/2022 11:35:53 AM	SENT
Amber Alayne Walker	785581	awalker@tpciga.org	12/15/2022 11:35:53 AM	SENT
Kimberly M. Hammer	24002219	kimberly.hammer@tdi.texas.gov	12/15/2022 11:35:53 AM	SENT
Melvin L. Burner	3425700	bburner@mwlaw.com	12/15/2022 11:35:53 AM	SENT
Anthony Lee Icenogle	10382948	anthony@icenoglefirm.com	12/15/2022 11:35:53 AM	SENT
Patricia Muniz		pmuniz@inquestresources.com	12/15/2022 11:35:53 AM	SENT
Cynthia Morales		cynthia.morales@oag.texas.gov	12/15/2022 11:35:53 AM	SENT
Marvin Kelly		mkelly@tpciga.org	12/15/2022 11:35:53 AM	SENT

Associated Case Party: TEXAS DEPARTMENT OF INSURANCE

Name	BarNumber	Email	TimestampSubmitted	Status
Brian E. Riewe	16915600	brian.riewe@tdi.texas.gov	12/15/2022 11:35:53 AM	SENT