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15 **DISTRICT COURT**
16 **CLARK COUNTY, NEVADA**

17 STATE OF NEVADA, EX REL. COMMISSIONER
18 OF INSURANCE, IN HER OFFICIAL CAPACITY
AS STATUTORY RECEIVER FOR DELINQUENT
19 DOMESTIC INSURER,

20 Plaintiff,

21 vs.

22 SPIRIT COMMERCIAL AUTO RISK RETENTION
23 GROUP, INC., a Nevada Domiciled Association
Captive Insurance Company,
24

25 Defendant.

Case No. A-19-787325-B
Dept. No. 27

**NOTICE OF ENTRY OF
ORDER EXTENDING CLAIMS FILING
DEADLINE FOR SPIRIT AUTO RISK
RETENTION GROUP, INC.**

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Counsel for the Receiver

DISTRICT COURT
CLARK COUNTY, NEVADA

STATE OF NEVADA, EX REL. COMMISSIONER
OF INSURANCE, IN HER OFFICIAL CAPACITY
AS STATUTORY RECEIVER FOR
DELINQUENT DOMESTIC INSURER,

Plaintiff,

vs.

SPIRIT COMMERCIAL AUTO RISK
RETENTION GROUP, INC., a Nevada Domiciled
Association Captive Insurance Company,

Defendant.

Case No. A-19-787325-B
Dept. No. 27

**ORDER EXTENDING CLAIMS FILING
DEADLINE FOR SPIRIT AUTO RISK
RETENTION GROUP, INC.**

Hearing: September 30, 2020, 9:30 a.m.

1 This matter came before the Court on the 30th day of September 2020, on Motion to Extend
2 Claims Filing Deadline by the Commissioner of Insurance, Barbara D. Richardson, in her Official
3 Capacity as Permanent Receiver of Spirit Commercial Auto Risk Retention Group, Inc. (“Spirit”). The
4 Court previously established October 31, 2020, as the Claims Filing Deadline for Spirit by its Final
5 Order Setting Claims Filing Deadline entered on November 6, 2019. The Court having reviewed the
6 Motion, and having considered the arguments made by counsel at the hearing and the evidence in the
7 record, and good cause appearing,

8 IT IS HEREBY ORDERED, ADJUDGED and DECREED that:

- 9 1. The October 31, 2020, Claims Filing Deadline is hereby extended to May 31, 2021;
- 10 2. **May 31, 2021, is established as the deadline (the “Claims Filing Deadline”) for filing**
11 **and rendering absolute, non-contingent, and liquidated in amount, claims against**
12 **Spirit;**
- 13 3. All claims against Spirit not postmarked on or before May 31, 2021, and received at the
14 address specified by the Receiver will be deemed not timely filed and shall be barred, not
15 subject to processing by the Receiver, and ineligible to share in any distribution of the
16 assets of the estate – Spirit shall have no liabilities as to any such late-filed claims;
- 17 4. Claims which have not been rendered absolute (*i.e.*, both liquidated in amount and non-
18 contingent) on or before the Claims Filing Deadline may not share in the assets of the
19 receivership estate (subject to any applicable exceptions found in NRS 696B.450, which
20 will be in the Receiver’s sole discretion to determine);
- 21 5. The proposed notice procedures described in the Receiver’s Motion to Extend Claims
22 Filing Deadline are approved, and include: (a) posting a copy of this order on Spirit’s
23 web site and including bold language that indicates the claims deadline has been
24 extended, (b) providing the updated information within any new notices or claims
25 correspondence sent by the Receiver, and (c) mailing a postcard or similar notice of the
26 extended deadline to all interested parties who have not already submitted a Proof of
27 Claim form with the estate;

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6. The Court finds that the notice procedures identified above substantially comply with the requirements of Nevada law and due process; and

7. All other relief requested by the Motion is hereby granted.

DATED this ____ day of _____ 2020.

Dated this 30th day of September, 2020

Nancy L Alf

District Court Judge

Respectfully submitted by:

**C8B 5F6 1A8A B2E0
Nancy Alf
District Court Judge**

By: /s/ Kara B. Hendricks

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Counsel for the Receiver

1 **CSERV**

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3 DISTRICT COURT
CLARK COUNTY, NEVADA

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6 State of Nevada, Commissioner
of Insurance, Plaintiff(s)

CASE NO: A-19-787325-B

7 vs.

DEPT. NO. Department 27

8
9 Spirit Commercial Auto Risk
Retention Group Inc,
10 Defendant(s)

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12 **AUTOMATED CERTIFICATE OF SERVICE**

13 This automated certificate of service was generated by the Eighth Judicial District
14 Court. The foregoing Order was served via the court's electronic eFile system to all
recipients registered for e-Service on the above entitled case as listed below:

15 Service Date: 9/30/2020

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