CAUSE NO. D-1-GN-23-008361

3/15/2024 5:39 PM
Velva L. Price
District Clerk
Travis County
D-1-GN-23-008361
Norma Ybarra

THE TEXAS DEPARTMENT OF	§	IN THE DISTRICT COURT OF
INSURANCE,	§	
Plaintiff,	§	
	§	
V.	§	TRAVIS COUNTY, TEXAS
	§	
BRIGHT HEALTHCARE INSURANCE	§	
COMPANY OF TEXAS	§	
Defendant.	§	455th JUDICIAL DISTRICT

<u>SPECIAL DEPUTY RECEIVER'S QUARTERLY FINANCIAL REPORT AND</u> <u>SUMMARY STATEMENT OF EXPENSES</u> (NOVEMBER 29, 2023 THROUGH FEBRUARY 29, 2024)

TO THE HONORABLE DISTRICT COURT:

CANTILO & BENNETT, L.L.P., solely in its capacity as Special Deputy Receiver of Bright Healthcare Insurance Company of Texas (the "SDR" and "Bright" respectively), files this Financial Report and Summary Statement of Expenses of the receivership estate for the period of November 29, 2023 to February 29, 2024. 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 Application for Approval of Fees and Expenses, entered on January 12, 2024.

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,

<u>/s/ Greg Pierce</u> Gregory A. Pierce State Bar No. 15994250 P.O. Box 40 Austin, Texas 78767 Tel: (512) 474-2154 gpierce@gpiercelaw.com

-and-

Christopher Fuller State Bar No. 07515500 FULLER LAW GROUP 4612 Ridge Oak Drive Austin, Texas 78731 Telephone: (512) 470-9544 <u>cfuller@fullerlaw.org</u>

Attorneys for CANTILO & BENNETT, LLP, Special Deputy Receiver of Bright Healthcare Insurance Company of Texas

CERTIFICATE OF SERVICE

I certify that on March 15, 2024, a true and correct copy of this SPECIAL DEPUTY RECEIVER'S QUARTERLY FINANCIAL REPORT AND SUMMARY STATEMENT OF EXPENSES (NOVEMBER 29, 2023 TO FEBRUARY 29, 2024) 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: <u>specialmastercler</u>k@tdi.texas.gov

Tom Collins, Receivership Master c/o Special Master's Clerk **RLO MC-FRD** PO Box 12030 Austin, TX 78711-2030

Via Email: John.Walker@tdi.texas.gov John Walker TEXAS DEPARTMENT OF INSURANCE RLO MC-FRD PO Box 12030 Austin, TX 78711-2030

Via Email: Sandra.Salazar@tdi.texas.gov

Sandra Salazar General Counsel Division Office of Financial Counsel TEXAS DEPARTMENT OF INSURANCE PO Box 12030 Austin, TX 78711-2030

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Via Email:: Milan.Shah@cms.hhs.gov Via Email: Kelly.Drury@cms.hhs.gov Milan Shah Kelly Drury Centers for Medicare & Medicaid Services Center for Consumer Information and Insurance Oversight 7501 Wisconsin Ave Bethesda, MD 21814 Via Email: <u>ASimon@fmdlegal.com</u> Via Email: <u>Bgould@fmdlegal.com</u> Adrianne J. Simon Blake Gould Fultz Maddox Dickens PLC 101 South Fifth Street, 27th Floor Louisville, KY 40202 *Counsel for THC Houston, LLC d/b/a Kindred Hospital Houston Northwest*

> /s/ Greg Pierce Gregory A. Pierce

Bright Healthcare Insurance Company of Texas Statement of Expenses

For Period Ending 02/29/24

	Total Feb	Total Quarter
SDR		
Cantilo & Bennett, LLP		
Primary Responsible	31,564.00	109,798.00
Primary Responsible - Travel	0.00	3,120.00
SDR Administration Partner/Attorney	3,432.00	32,032.00
SDR Administration Partner/Attorney - Travel	0.00	780.00
SDR Administration Partner/Attorney	130.00	3,328.00
SDR Administration	540.00	3,340.00
SDR Administration	11,420.00	18,960.00
Receivership Specialist	170.50	170.50
Information Technology	200.00	700.00
Expenses	266.08	3,424.12
Total SDR Billing	47,722.58	175,652.62
SDR Subcontractors - Legal		
Fuller Law Group	00.005.00	
Attorney	23,265.00	85,415.00
Attorney - Travel	0.00	2,750.00
Expenses	167.00	4,214.04
Total Billing	23,432.00	92,379.04
Greg Pierce-Attorney at Law		
Attorney	15,125.00	64,900.00
Expenses	4.24	100.80
Total Billing	15,129.24	65,000.80
Inguast Descurees		
Inquest Resources Partner & Paralegal I	25.50	1 555 50
Partner & Paralegal/Receivership Specialist I	952.00	1,555.50 4,343.50
Partner & Paralegal/Receivership Specialist I - 1	0.00	4,343.50
Receivership Specialist II	60.50	385.00
	101.30	4,833.94
Expenses Total Billing	1,139.30	12,167.69
rotal Bining	1,100.00	12,101.00
Total Legal Subcontractors	39,700.54	169,547.53
SDR Subcontractors - Other		
Tharp & Associates	47 500 00	77 / 07 50
Accountant-Principal/Reinsurance	17,500.00	77,187.50
Accountant-Principal/Reinsurance-Travel	0.00	1,500.00
Corporate Controller/Accountant	2,486.25	8,628.75
Accountant	4,218.75	11,406.25
Expenses	59.37	1,319.12
Total Billing	24,264.37	100,041.62

Petrosewicz & Co., Inc	С.		
Accountant-Pri	ncipal	180.00	1,120.00
Accountant		12.50	12.50
Expenses	_	0.00	0.00
	Total Billing	192.50	1,132.50
EMKAY Associates, Ir	าต		
Claims Manage	er & Consultant	0.00	42.00
Claims Manage	ement & IT Consulting	13,114.50	35,437.50
Claims Manage	ement & IT Consulting	0.00	68.00
Expenses	_	0.00	0.00
	Total Billing	13,114.50	35,547.50
Milford Consulting, L.L	C.		
Receivership S	pecialist I, Claims Consultant	8,482.50	13,318.50
Receivership S	pecialist III	104.00	1,001.00
Expenses	_	0.00	0.00
	Total Billing	8,586.50	14,319.50
Jennan Enterprises, L	LC		
IT Consultant		3,600.00	12,150.00
Expenses		0.00	0.00
	Total Billing	3,600.00	12,150.00
Total Other SDR Subcontractors		49,757.87	163,191.12
Receivership Service	e Providers		
	e Providers	0.00	2 555 00
Receivership Service	e Providers	0.00	2,555.00
Magic Couriers, Inc.	e Providers	0.00 712.00	2,555.00 2,962.00
Magic Couriers, Inc.			
Magic Couriers, Inc. Network 1 Consulting-		712.00	2,962.00
Magic Couriers, Inc. Network 1 Consulting- Total Other		712.00 712.00	2,962.00
Magic Couriers, Inc. Network 1 Consulting- Total Other Sub-Total SDR, Subc	-Secure Cloud Storage	712.00 712.00	2,962.00
Magic Couriers, Inc. Network 1 Consulting- Total Other Sub-Total SDR, Subc	-Secure Cloud Storage contractor & Provider Expenses R, Subcontractor & Provider Ex	712.00 712.00	2,962.00 5,517.00
Magic Couriers, Inc. Network 1 Consulting- Total Other Sub-Total SDR, Subc	-Secure Cloud Storage contractor & Provider Expenses R, Subcontractor & Provider Ex	712.00 712.00	2,962.00 5,517.00
Magic Couriers, Inc. Network 1 Consulting- Total Other Sub-Total SDR, Subc	Secure Cloud Storage contractor & Provider Expenses R, Subcontractor & Provider Ex	712.00 712.00	2,962.00 5,517.00
Magic Couriers, Inc. Network 1 Consulting- Total Other Sub-Total SDR, Subo Sub-Total SDR Liquidation Oversigh	Secure Cloud Storage	712.00 712.00 137,892.99	2,962.00 5,517.00 513,908.27
Magic Couriers, Inc. Network 1 Consulting- Total Other Sub-Total SDR, Subo Sub-Total SDF Liquidation Oversigh RLO Allocation	Secure Cloud Storage	712.00 712.00 137,892.99 14,034.78	2,962.00 5,517.00 513,908.27 31,060.20
Magic Couriers, Inc. Network 1 Consulting- Total Other Sub-Total SDR, Subo Sub-Total SDF Liquidation Oversigh RLO Allocation Special Master Total RLO & SM Exp	Secure Cloud Storage	712.00 712.00 137,892.99 14,034.78 148.33	2,962.00 5,517.00 513,908.27 31,060.20 228.33

Bright Healthcare Insurance Company of Texas Statement of Net Assets

For the Period Ending 02/29/24

Line

02/29/24

Cash		
1	Cash	
	Cash - Unrestricted	62,324,145
	APF Funds (Loan proceeds)	
Investm		
2	Short-Tem Investments	
	Bonds	
	Stocks - Preferred & Common	
	Investments in Subsidiaries, Controlled or Affiliated Entities	
-	Mortgage Loans	
	Real Estate	
	Policy Loans	
	Other Invested Assets	
Postrict	ted Assets	
	Statutory Deposits	
	Funds held by or deposited with Reinsured Companies	
	Restricted - Other	
12		
Poinou	rance Receivable	
	Reinsurance Recoverables on Paid Losses & LAE (net of allowance)	0
	Reinsurance Recoverables on Unpaid Losses & LAE (net of allowance) Reinsurance Recoverables on Unpaid Losses & LAE (net of allowance)	0
	Reinsurance Recoverables on UEP & Contingent Commissions	
	Reinsdrance Recoverables on DEP & Contingent Commissions	
	Salvage & Subrogation Recoveries	
	Premiums Due from Agents & Policyholders	
	Receivable from Parents, Subsidiaries & Affiliates	0
	Receivable from Guaranty Associations - Early Access Payments	
20	Other Receivables	
	RX Rebates Receivable	0
	Other Receivables	0
Other A		
	FF&E	
22	Other Assets	
	Deferred Tax Asset	0
	1	
	Total Assets	62,324,145

Bright Healthcare Insurance Company of Texas Changes in Net Assets For the Quarter Ending

2/29/2024

Line		11/30/23	02/29/24	Change
Cash				
	Cash			
· · ·	Cash - Unrestricted	60,573,979	62,324,145	1,750,166
<u> </u>	APF Funds (Loan proceeds)		02,02.,	0
Investn				
2	Short-Tem Investments			0
	Bonds			0
4	Stocks - Preferred & Common			0
	Investments in Subsidiaries, Controlled or Affiliated Entities			0
	Mortgage Loans			0
	Real Estate			0
8	Policy Loans			0
	Other Invested Assets			0
				0
				0
Restric	ted Assets			
10	Statutory Deposits			0
11	Funds held by or deposited with Reinsured Companies			0
12	Restricted - Other			0
				0
				0
Reinsu	rance Receivable			
13	Reinsurance Recoverables on Paid Losses & LAE (net of allowance)			0
	Reinsurance Recoverables on Unpaid Losses & LAE (net of allowance)			0
15	Reinsurance Recoverables on UEP & Contingent Commissions			0
Other F	Receivables			
16	Salvage & Subrogation Recoveries			0
17	Premiums Due from Agents & Policyholders			0
	Receivable from Parents, Subsidiaries & Affiliates			0
19	Receivable from Guaranty Associations - Early Access Payments			0
20	Other Receivables			0
	RX Rebates Receivable	0	0	0
	Other Receivables	0	0	0
Other A	Assets			
21	FF&E			0
22	Other Assets			0
	Deferred Tax Asset	0	0	0
	Valuation Allowance Deferred Tax Asset	0	0	0
	l otal Assets	60,573,979	62,324,145	1,750,166

R-566

Bright Healthcare Insurance Company of Texas Statement of Net Liabilities

For Period Ending 02/29/24

Line

02/29/24

- 1	Secured Claima	
	Secured Claims	
	APF Loan	
	Special Deposit Claims	
	strative Claims - Class 1	
4	Administrative Claims - State/Receiver	
	Special Deputy Receiver, Subcontractors Fees & Expenses	137,893
	Liquidation Oversight	14,035
	Special Master's Fees	148
5	Administrative Claims - Guaranty Assns	
	Administrative Expense Paid	
	Administrative Expense Reserves	
6	LAE - Guaranty Assns	
	LAE Paid	
	LAE Reserves	
Policy (Claims - Class 2	
	Loss Claims - Guaranty Assns	
	Loss Claims Paid	
	Loss Claims Reserves	
8	Loss Claims - Other	
	Other Loss Claims Paid	
	Other Loss Claims Reserves	4,494,281
q	LAE - Other	4,404,201
-	Unearned & Advance Premium Claims - GA	
	Unearned & Advance Premium Claims - Other	840,591
	iabilities	0+0,001
	Class 3 Claims	91,203,223
. –	Class 4 Claims	91,203,223
	Class 5 General Unsecured Creditor Claims	300.021
	Class 5 Reinsurance Related Unsecured Claims	300,021
	Class 5 Reinsulance Related Onsecured Claims	
	Class 7 Claims	
-	Class 8 Claims	
	Class 9 Claims	
	Class 10 Interest	
	Class 11 Claims	
22	Other Liabilities	
	Detail Item if any	
	Detail Item if any	
	Total Liabilities	96,990,192
23	Total Equity/(Deficit) Excess (Deficiency) of Assets over Liabilities	(34,666,047)
	Total Liabilities & Equity	62,324,145

Bright Healthcare Insurance Company of Texas Changes in Net Liabilities

For the Quarter Ending 2/29/2024

Line		11/30/23	02/29/24	Change
1	Secured Claims			0
2	APF Loan			0
3	Special Deposit Claims			0
Admini	strative Claims - Class 1			
4	Administrative Claims - State/Receiver			0
	Special Deputy Receiver, Subcontractors Fees & Expenses	35,930	137,893	101,963
	Liquidation Oversight	-	14,035	14,035
	Special Master's Fees			0
5	Administrative Claims - Guaranty Assns			0
	Administrative Expense Paid			0
	Administrative Expense Reserves			0
6	LAE - Guaranty Assns			0
	LAE Paid			0
	LAE Reserves			0
Policy (Claims - Class 2			
7	Loss Claims - Guaranty Assns			0
	Loss Claims Paid			0
	Loss Claims Reserves			0
8	Loss Claims - Other			0
	Other Loss Claims Paid			0
	Other Loss Claims Reserves	3,283,174	4,494,281	1,211,107
	LAE - Other			0
10	Unearned & Advance Premium Claims - GA			0
	Unearned & Advance Premium Claims - Other	990,625	840,591	(150,034)
Other L	iabilities			
12	Class 3 Claims	91,203,223	91,203,223	0
13	Class 4 Claims			0
14	Class 5 General Unsecured Creditor Claims	298,785	300,021	1,236
15	Class 5 Reinsurance Related Unsecured Claims			0
16	Class 6 Claims			0
	Class 7 Claims			0
18	Class 8 Claims			0
19	Class 9 Claims			0
	Class 10 Interest			0
21	Class 11 Claims			0
22	Other Liabilities			0
	Detail Item if any			0
	Detail Item if any			0
	Total Liabilities	95,811,737	96,990,044	1,178,307
23	Total Equity/(Deficit) Excess (Deficiency) of Assets over Liabilities	(35,237,200)	(34,666,047)	571,152
	Total Liabilities & Equity	60,574,537	62,323,996	1,749,459

Bright Healthcare Insurance Company of Texas Sources & Uses of Cash

For Period Ending 02/29/24

	Qtr Ending Feb-2024
Income	
Premium Receipts	486
Agents' Balances Received	-
Reinsurance Recoveries	-
Salvage & Subrogation Recoveries	-
Affiliates Recovery	-
Settlement/Litigation Recovery	-
Other Receipts	1,215,384
Sale of Real & Personal Property	-
Investment Sales/Receipts	-
Other Asset Receipts	10,900
Total Receipts from Assets/Receivables	1,226,770
Interest & Dividend Receipts, EA Interest	
Cash Deposit Interest	- 954,302
Total Cash Receipts	2,181,072
	2,101,072
Disbursements	
SDR Fees & Expenses	146,141
Subcontractor Legal Fees & Expenses	142,403
Subcontractor Other Fees & Expenses	117,700
Non-Subcontractor Fees & Expenses	4,805
Other Expenses	2,753
RLO Fees & Expenses	17,105
Total Disbursements for Operations	430,907
Loss Claims & LAE Expense Payments	-
Early Access Payments - GA	_
Refunds & Other Distributions	-
Total Cash Distributions	-
Total Cash Disbursements & Distributions	420.007
Net Increase(Decrease) in Cash	430,907
Net increase(Decrease) in Casil	1,750,165
Cash at Beginning of Period	60,573,979
Cash at End of Period	62,324,144
	. ,

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Greg Pierce on behalf of Greg Pierce Bar No. 15994250 gpierce@gpiercelaw.com Envelope ID: 85626813 Filing Code Description: No Fee Documents Filing Description: SPECIAL DEPUTY RECEIVER'S QUARTERLY FINANCIAL REPORT AND SUMMARY STATEMENT OF EXPENSES (NOVEMBER 29, 2023 THROUGH FEBRUARY 29, 2024) Status as of 3/18/2024 6:47 AM CST

Case Contacts

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Name	BarNumber	Email	TimestampSubmitted	Status
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Associated Case Party: TEXAS DEPARTMENT OF INSURANCE

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Special Master Clerk		specialmasterclerk@tdi.texas.gov	3/15/2024 5:39:11 PM	SENT