IN THE CIRCUIT COURT OF THE SECOND JUDICIAL CIRCUIT, IN AND FOR LEON COUNTY, FLORIDA

CIVIL ACTION NO.: 2009-CA-1367 FLORIDA BAR NO.: 0151726

IN RE: The Receivership of CORAL INSURANCE COMPANY, a Florida Corporation

a Florida Corporation

RECEIVER'S MOTION AUTHORIZING DESTRUCTION OF OBSOLETE RECORDS, AND ASSIGNMENT OF JUDGMENTS OR LIENS TO THE FLORIDA INSURANCE GUARANTY ASSOCIATION

The Florida Department of Financial Services, as Receiver of Coral Insurance Company ("Coral"), files herewith the Receiver's Motion for Authorization for Destruction of Obsolete Records, and Assignment of Judgments or Liens to the Florida Insurance Guaranty Association ("FIGA") and states:

- 1. On July 19, 2010, this Court entered a Consent Order Appointing the Florida Department of Financial Services, as Receiver of Coral Insurance Company, for Purposes of Liquidation, Injunction, and Notice of Automatic Stay effective July 26, 2010.
- 2. This Court has jurisdiction over the Coral receivership estate and is "authorized to enter all necessary and/or proper orders to carry out the purpose of the Florida Insurers Rehabilitation and Liquidation Act," Section 631.021(1), Florida Statutes.
- 3. On May 13, 2013 this Court entered an Order Approving the Second Interim Claims Report, Final Claims Report, Claims Distribution Report, Distribution Accounting Authorizing Distribution, and Ordered the estate be discharged as of 12:01

a.m. on June 1, 2013.

- 4. Pursuant to the Court's Order for final discharge, the records of the Coral receivership estate are no longer needed, and it will be necessary to dispose of the obsolete company records. Prior to the actual destruction of these records, the Division of Rehabilitation and Liquidation will obtain a "Disposal Authorization Certificate" from the Division of Archives, History, and Records Management of the Florida Department of State. This request is in direct compliance with Article 1, Section 24, Florida Constitution, Chapters 119 and 257, Florida Statutes, and Chapters 1B-24 and 1B-26.003, Florida Administrative Code.
- 5. All mortgages, notes, judgments, or other liens in favor of Coral recorded with the Clerks of Circuit Courts in the State of Florida, upon property located in the State of Florida, not sold, transferred or assigned by the Receiver, are hereby assigned to FIGA.
- 6. The Receiver requests an Order authorizing the Division of Rehabilitation and Liquidation to remit to FIGA any assets which may be recovered following the discharge of this receivership if, in the Division's sole discretion, the value of the recovered assets does not justify the reopening of this receivership estate.

WHEREFORE, the Receiver respectfully requests this Court grant its Motion and enter an Order:

- A. Authorizing the Receiver, to destroy any obsolete records in the Receiver's possession.
- B. Authorizing and directing the Receiver to assign all mortgages, notes, judgments, or other liens in favor of FIGA; and

C. Although such recovery is unlikely, authorizing the Division of Rehabilitation and Liquidation to remit to FIGA any assets which may be recovered following the June 1, 2013 discharge of the receivership estate if, in the Division's sole discretion, the value of the recovered assets does not justify the reopening of this receivership.

DATED this ____ day of July, 2013.

YAMILE BENITEZ-TORVISO, ESQUIRE

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