





## Government of the District of Columbia Department of Insurance, Securities and Banking

Stephen C. Taylor Commissioner

IN THE MATTER OF:	) ,,	
Fairway Physicians Insurance Company, A Risk Retention Group	)	ORDER NO.: RFB-02-17
•	)	

## ORDER APPOINTING A SPECIAL DEPUTY

WHEREAS, on October 25, 2017, Judge Jeanette Clark, Judge-in-Chambers for the Superior Court of the District of Columbia, issued an Order of Liquidation (Liquidation Order) authorizing the liquidation of Fairway Physicians Insurance Company, A Risk Retention Group (Fairway) by Stephen C. Taylor, Commissioner of the Department of Insurance, Securities and Banking (Commissioner and/or Liquidator), pursuant to D.C. Official Code §§ 31-1303, 31-1315, 31-1316 and 31-3931.01 et seq. (2012 Repl.), in the proceeding captioned District of Columbia v. Fairway Physicians Insurance Company, A Risk Retention Group, Civil Action No. 2017 CA 6962; and

WHEREAS, the Liquidation Order, incorporated within this Order Appointing a Special Deputy, appoints the Commissioner and his successors in office as Liquidator of Fairway; and

WHEREAS, the Liquidation Order authorizes the Liquidator to take possession of Fairway's assets and administer them under the Court's supervision; and

WHEREAS, the Liquidation Order stays all litigation pending against Fairway until further order of the court; and

WHEREAS, the Liquidation Order further enjoins all persons and entities from commencing or continuing any litigation against Fairway or against the Commissioner as Liquidator; and

WHEREAS, the Liquidation Order stayed all litigation pending against any Fairway policyholder and enjoined all persons and entities from commencing or continuing any litigation against a Fairway policyholder; and

WHEREAS, the Liquidation Order vests title in the Liquidator to all of Fairway's property, contracts, rights of action, books and records; and

WHEREAS, the Liquidation Order grants the Commissioner as Liquidator the powers identified at D.C. Official Code § 31-1319 (2012 Repl.); and

WHEREAS, D.C. Official Code § 31-1319(a)(1) (2012 Repl.) mandates that the Liquidator shall have the power to appoint one or more special deputies who may exercise the powers of the Liquidator;

## NOW, THEREFORE, IT IS ORDERED as follows:

- 1. That pursuant to the Liquidator's authority under the Liquidation Order and the provisions of Title 31, Chapter 13 of the District of Columbia Official Code, Billy Bostick, of Bostick/Crawford Consulting Group, LLC, is hereby appointed as Special Deputy to the Liquidator for the purposes of liquidating Fairway and for any related actions; and
- 2. That the reasonable compensation of Billy Bostick, of Bostick/Crawford Consulting Group, LLC, as Special Deputy, and other employees shall be determined pursuant to the Contract for Special Deputy Liquidator Services, entered into as of October 26, 2017; and
- 3. That Billy Bostick, of Bostick/Crawford Consulting Group, LLC, as Special Deputy, shall have all of the powers of the Liquidator under the Liquidation Order and Title 31, Chapter 13 of the District of Columbia Official Code, and any other statutory or regulatory provisions granting the Commissioner powers or authority related to the liquidation of an insurer, including the authority to appear in any court to enforce the Liquidation Order; and
- 4. That Billy Bostick, of Bostick/Crawford Consulting Group, LLC, as Special Deputy shall serve at the pleasure of the Liquidator; and
- 5. That this order shall be effective *nunc pro tunc* as of the 26<sup>th</sup> day of October 2017.

## SO ORDERED.

WITNESS MY HAND AND THE OFFICIAL SEAL of the District of Columbia Department of Insurance, Securities and Banking, this day of

> Government of the District of Columbia Department of Insurance, Securities and Banking

Stephen C. Taylor, Commissioner and Liquidator of Fairway Physicians Insurance Company, A Risk Retention Group