MARY BELCHER Office of the Montana State Auditor, Commissioner of Securities and Insurance (CSI) 840 Helena Ave. Helena, MT 59601 406-444-3467

## FILED

NOV 10 2020

Attorney for the CSI

## MONTANA FIRST JUDICIAL DISTRICT COURT LEWIS AND CLARK COUNTY

IN THE MATTER OF THE LIQUIDATION OF THE MONTANA NONPROFIT ASSOCIATION GROUP BENEFIT TRUST, a Self-Funded Multiple Employer Welfare Arrangement, CASE NO. BDV-2020-1853

NOTICE OF APPOINTMENT OF SPECIAL DEPUTY LIQUIDATOR

Respondent.

COMES NOW, the Office of the Montana State Auditor, Commissioner of Securities and

Insurance, by and through counsel, and submits the following notice of appointment of special deputy liquidator for the Montana Nonprofit Association Group Benefit Trust, a self-funded multiple employer welfare arrangement (Respondent).

On November 5, 2020, this Court entered its Order Commencing Liquidation and Appointing Liquidator (Order). The Order appointed the Commissioner as Liquidator in this matter. The Order also included a provision that the Commissioner is vested with authority to appoint a special deputy liquidator to act on his behalf pursuant to Mont. Code Ann. § 33-2-1345.

Pursuant to the Court's Order and the authority provided in § 33-2-1345, MCA, the Commissioner hereby appoints Michael J. FitzGibbons as special deputy liquidator. Mr. FitzGibbons is the principal of FitzGibbons and Company, Inc., a financial services firm providing receivership services for liquidation of insurance companies. Mr. FitzGibbons is routinely engaged as a court-

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appointed receiver, regularly assists state insurance departments in liquidation actions, and holds the credential of Certified Insurance Receiver (ML). Mr. FitzGibbons will be assisted in his efforts by employees of FitzGibbons and Company, Inc. and the Office of the Montana State Auditor, Commissioner of Securities and Insurance.

Respectfully submitted this 10th day of November, 2020.

MATTHEW M. ROSENDALE, SR. Commissioner of Securities and Insurance, Montana State Auditor

Mary Belcher

MARY BELCHER Attorney for the CSI

## **CERTIFICATE OF SERVICE**

I hereby certify that on the  $10^{12}$  day of November, 2020, I served a true and accurate copy

of the foregoing Notice of Appointment of Special Deputy Liquidator upon the Respondent, by first

class U.S. mail, to the following address:

Montana Nonprofit Association Group Benefit Trust P.O. Box 1744 Helena, MT 59624

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Office of the Montana State Auditor, Commissioner of Securities and Insurance