

**STATE OF SOUTH CAROLINA**

**IN THE COURT OF COMMON PLEAS**

**COUNTY OF RICHLAND**

**FOR THE FIFTH JUDICIAL CIRCUIT**

Michael Wise, as Director of the South  
Carolina Department of Insurance,

C.A. No. 2017-CP-40-05195

Petitioner,

**ORDER APPROVING  
SIXTH CLAIMS REPORT AND  
APPROVAL OF INITIAL CLASS 2  
DISTRIBUTION**

vs.

Oceanus Insurance Company, a Risk Retention  
Group,

Respondent.

1. This matter comes before the Court pursuant to the Liquidator’s Sixth Claims Report, Recommendation & Application for Order Approving Same, and Approval of Initial Class 2 Distribution (“the Application”) filed in accordance with S.C. Code Ann. § 38-27-620 (2015). Attached as Exhibit A to the Application is a schedule containing the names and addresses of all claimants holding a class 2 claim as defined by S.C. Code Ann. § 38-27-610(2) (2015), and recommended amounts to be paid on each claim. Also attached as Exhibit B and incorporated herein is a Schedule listing the names and addresses of the claimants holding a class subordinate to class 2 as defined by S.C. Code Ann. § 38-27-610(2) (2015 and the class code. Also attached to this Application as Exhibit C is a listing of the names and addresses of each Class 2 policyholder claimant to whom the Liquidator seeks to make an initial 20% distribution, the Court allowed amount, and the dollar amount of this 20% distribution. Also attached to the Application as Exhibit D is a detailed Affidavit of the duly-appointed Special Deputy Liquidator filed in support of this Application. This Recommendation is clearly in the interests of these claimants, and therefore the Application is hereby approved.

**IT IS THEREFORE ORDERED** that pursuant to S.C. Code Ann. §§ 38-27-10 *et seq.*, the Sixth Claims Report and Recommendation is APPROVED.

**IT IS THEREFORE ORDERED** that the initial 20% distribution to Class 2 claimants set forth on Exhibit C, and any future Class 2 claimants that are subsequently approved by this Court, is APPROVED.

**IT IS FURTHER ORDERED** that if any additional factors hereafter come to the attention of the Liquidator or his Special Deputy that may require modification, the Liquidator shall promptly file an application to modify these claims or the Recommendation thereon.

**AND IT IS SO ORDERED.**

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Jocelyn Newman  
Chief Administrative Judge  
Fifth Judicial Circuit

March \_\_\_\_, 2024  
Columbia, South Carolina



Richland Common Pleas

**Case Caption:** Raymond G Farmer , plaintiff, et al vs Oceanus Insurance Company

**Case Number:** 2017CP4005195

**Type:** Order/Other

IT IS SO ORDERED.

Jocelyn Newman, Chief Judge for Administrative  
Purposes, Court of Common Pleas, 5th Judicial  
Circuit

**STATE OF SOUTH CAROLINA  
COUNTY OF RICHLAND**

Michael Wise, as Director of the South  
Carolina Department of Insurance,

Petitioner,

vs.

Oceanus Insurance Company, a Risk  
Retention Group,

Respondent.

**IN THE COURT OF COMMON PLEAS  
FOR THE FIFTH JUDICIAL CIRCUIT**

C.A. No. 2017-CP-40-05195

**LIQUIDATOR'S AMENDED  
SIXTH CLAIMS REPORT,  
RECOMMENDATION &  
APPLICATION FOR ORDER  
APPROVING SAME, AND APPROVAL  
OF INITIAL CLASS 2 DISTRIBUTION**

Comes now Petitioner Michael Wise, as Liquidator of the above-captioned insurance company (Oceanus), by and through the undersigned counsel and files herewith his Sixth Claims Report, applies to the Court for an Order approving the Liquidator's undisputed claim determinations specified herein and further authorizing the Liquidator to make an initial distribution.

This application is made pursuant to the South Carolina Insurers Rehabilitation and Liquidation Act, S.C. Code Ann. §§ 38-27-10 *et seq.*, specifically, S.C. Code Ann. § 38-27-620(a) (2015), wherein the Liquidator is required to review all claims duly filed in the liquidation proceedings, make such further investigation as he deems necessary, and submit a claims report to the Court containing his claim recommendations.

The application is further made pursuant to S.C. Code Ann. § 38-27-630, wherein the Liquidator may pay distributions in a manner that will assure the proper recognition of priorities and a reasonable balance between the expeditious completion of the liquidation and the protection of unliquidated and undetermined claims, including third party claims.

In support of his report, recommendation and application, the Liquidator would respectfully show the following:

1. On September 21, 2017, the Court entered an Order Commencing Liquidation Proceedings & Granting an Injunction & Automatic Stay of Proceedings regarding Oceanus.

2. Between the Liquidation Date of September 21, 2017, and March 20, 2018, the latter being the Claims Bar Date, the Liquidator issued approximately seven thousand one hundred and sixty-two (7,162) Notices of Liquidation and Proof of Claim (POC) forms, with instructions to policyholders, third-party claimants and other potential claimants and/or creditors of Oceanus.

3. For five (5) consecutive days commencing October 27, 2017, notice of the liquidation was published in the New York Times, a newspaper of nationwide circulation, informing interested parties of the liquidation proceedings and including contact information and instructions for the timely filing of a POC.

4. For two (2) consecutive days commencing October 22, 2017, notice of the liquidation was published in the Miami Herald, a newspaper of countywide circulation in Miami-Dade, Broward, and Monroe Counties, informing interested parties of the liquidation proceedings and including contact information and instructions for the timely filing of a claim.

5. On or before the Bar Date of March 20, 2018, the Liquidator received one thousand three hundred and seventy-eight (1,378) timely-filed POCs. The Liquidator also received fifty-three (53) late-filed claims, eleven (11) of which have been deemed timely filed, with the remaining forty-two (42) pending review.

6. Eight hundred and fifty-four (854) claims have previously been adjudicated and submitted to the Court for approval, with such approval granted by orders entered June 26, 2019, February 21, 2020, October 29, 2020, May 24, 2022, and September 13, 2023.

7. Sixty-five (65) additional POC's have now been completely adjudicated. All remaining POCs received are presently under evaluation.

8. Attached as Exhibit A and incorporated herein is a Schedule listing the names and addresses of sixty-three (63) claimants holding a class 2 claim as defined by S.C. Code Ann. § 38-27-610(2) (2015), the POC number assigned by the Liquidator, the original claim amount, and the valuation of the claim proposed by the Liquidator and as agreed to by the claimant.

9. Attached as Exhibit B and incorporated herein is a Schedule listing the names and addresses of two (2) claimants holding a class of claim subordinate to class 2 as defined by S.C. Code Ann. § 38-27-610 (2015). Exhibit B also includes the number assigned to each Proof of Claim and the priority class as defined by S.C. Code Ann. § 38-27-610 (2015). These claims were adjudicated as to priority class only, as the Liquidator presently expects distributions to class 2 to be less than 100 percent.

10. Provided the Court approves this Sixth Claims Report as described above, the Liquidator proposes this Court then approves an initial distribution to all Court approved Class 2 Claimants. The distribution amount of \$4,343,489.46, represents a 20% distribution as depicted in Exhibit C, attached hereto and incorporated herein. The Liquidator further proposes the Court approves this initial 20% distribution for all future Class 2 Claimants' POCs that are subsequently approved by this Court without further order of this Court.

11. In further support of this report, recommendation and application, the Liquidator has attached as Exhibit D, the affidavit of Michael J. FitzGibbons, Special Deputy Liquidator.

WHEREFORE, the Liquidator prays the Court issue an Order approving this Fifth Claims Report and recommendation, with the actual distribution to be determined at the appropriate time in accordance with S.C. Code Ann. §§ 38-27-610 & -630 (2015), as well as such other relief as the Court deems just and proper.

Respectfully submitted,

**HAYNSWORTH SINKLER BOYD, P.A.**

s/John C. Bruton, Jr.

John C. Bruton, Jr., Esq. (SC Bar No. 975)

1201 Main Street, 22nd Floor

Columbia, SC 29201-3226

(803) 779-3080 Telephone

(803) 765-1243 Facsimile

[jbruton@hsblawfirm.com](mailto:jbruton@hsblawfirm.com)

*Attorneys for Special Deputy Liquidator*

April 4, 2024

Oceanus Insurance Company, a RRG in Liquidation  
Exhibit A

POC	Claimant	Contact	Contact II	Address	City	State	Zip	Class Code	Claim Amount	LIQUIDATOR'S RECOMMENDED AMOUNT
1000235	M. & M.S.	Brian P. Neary, Esq.	Brian P. Neary, P.C.	619 Park Ave	Huntington	NY	11743	2	1,039,767.90	850,000.00
1001069	A.C./T.C.	Daniel J Tuczinski Esq	O'Connell & Aronowitz	54 State Street	Albany	NY	12207	2	250,000.00	50,000.00
1001064	A.S., MD	John Sandberg, Esq	Sandberg, Phoenix & Von Gontard PC	600 Washington Ave., 15th Floor	St Louis	MO	63101	2	unstated	-
1000070	C.W.	Deborah A. Alroth	Cirgnani, Heller & Harman, LLP	150 S. Wacker Street, Suite 2600	Chicago	IL	60606	2	1,000,000.00	-
1000266	C.A. & N.B.	Ira M. Newman, Esq	Sanocki Newman & Turret, LLP	225 Broadway, 8th Floor	New York	NY	10007	2	1,071,941.86	1,020,000.00
1000731	Y.B.	Anna Schwartz	VOUTÉ, LOHRFINK, McANDREW, MEISNER & ROBERTS, LLP	170 Hamilton Ave	White Plains	NY	10601	2	1,020,000.00	-
1000593	D.M.	John Barbera	Martin Clearwater & Bell	245 Main St	White Plains	NY	10601	2	unstated	-
1000536	D.S.	D.J. Weis	Habush Habush & Rottier	126 E Davenport	Rhineland	WI	54501	2	8,500,000.00	-
1001276	D.S., MD	Phillip Rakhunov, Esq.	Pollack Solomon Duffy LLP	31 St. James Ave Suite 940	Boston	MA	02116	2	56,238.67	-
1001275	D.S., MD	Phillip Rakhunov, Esq.	Pollack Solomon Duffy LLP	31 St. James Ave Suite 940	Boston	MA	02116	2	1,022,542.55	-
1001183	E.M. & S.G.	J. Ellsworth Summers Jr	Burr & Forman LLP	50 N Laura St. Suite 3000	Jacksonville	FL	32202	2	65.00	-
1001171	E.M. & S.G.	J. Ellsworth Summers Jr	Burr & Forman LLP	50 N Laura St. Suite 3000	Jacksonville	FL	32202	2	1,000,000.00	-
1000471	E.G.	59 Canterbury Ln		New Milford	NJ	NJ	07646	2	unstated	50,000.00
1001007	G.V.G.H.A d/b/a L.H.M.G.	Wendy A. Kinsella, Esq	Harris Beach PLLC	333 W. Washing St, Ste. 200	Syracuse	NY	13202	2	33,683.00	-
1000165	G.K. for Estate of N.K., MD	Larry Bloomstein, Esq.	Aaronson Rappaport Feinstein & Deutsch llp	600 Third Ave.	New York	NY	10016	2	unstated	-
1000975	G.A.	John Cagney	Kramer Dillof Livingston & Moore	217 Broadway	New York	NY	10007	2	7,500,000.00	-
1000973	G.A.	John Cagney	Kramer Dillof Livingston & Moore	217 Broadway	New York	NY	10007	2	7,500,000.00	-
1000820	H.F.M.G.	Andrew S Regenbaum, Esq	Regenbaum	995 Main St, PO Box A	Fishkill	NY	12524	2	unstated	-
1000595	H.C. for W.H.	John Barbera	Martin Clearwater & Bell	245 Main St	White Plains	NY	10601	2	unstated	-
1001326	J.W.	Collen Carboy, Esq.	Carboy Law Firm	2540 King Arthur Blvd, Suite 215	Lewisville	TX	75056	2	2,000,000.00	-
1001278	J.M., MD	Phillip Rakhunov, Esq.	Pollack Solomon Duffy LLP	31 St. James Ave Suite 940	Boston	MA	02116	2	1,056,238.67	-
1001277	J.M., MD	Phillip Rakhunov, Esq.	Pollack Solomon Duffy LLP	49 Wall St - 26th Flr	New York	NY	10005	2	1,022,542.55	-
1001280	J.P., MD	Phillip Rakhunov, Esq.	Pollack Solomon Duffy LLP	51 Wall St - 26th Flr	New York	NY	10005	2	1,022,542.55	-
1001450	J.B.	Thomas Stanziole		585 Stewart Ave, Suite 546	Garden City	NY	11530	2	200,000.00	-
1000334	J.M.	John Bonina, Esq	Bonina & Bonina, PC	16 Court St., Ste. 1800	Brooklyn	NY	11241	2	2,250,000.00	650,000.00
1000654	J.J.	John P Valente	The Valente Law Group	2200 Defense Hwy, Ste 304	Crofton	MD	21114	2	300,000.00	-
1000653	J.J.	John P Valente	The Valente Law Group	2200 Defense Hwy, Ste 304	Crofton	MD	21114	2	300,000.00	-
1000651	J.J.	John P Valente	The Valente Law Group	2200 Defense Hwy, Ste 304	Crofton	MD	21114	2	300,000.00	-
1000650	J.J.	John P Valente	The Valente Law Group	2200 Defense Hwy, Ste 304	Crofton	MD	21114	2	300,000.00	-
1000649	J.J.	John P Valente	The Valente Law Group	2200 Defense Hwy, Ste 304	Crofton	MD	21114	2	300,000.00	-
1001200	K.L.	Nancy Vidal	Lashly Baer	714 Locust St	St Louis	MO	63101	2	1,000,000.00	-
1001020	V.S.P.M.S.	Larry Bloomstein, Esq.	Aaronson Rappaport Feinstein & Deutsch LLP	600 Third Ave.	New York	NY	10016	2	1,000,000.00	-
1000804	K.M.	Joseph J. Manna	Lipsitz Green Scime Cambria LLP	42 Delaware Ave, Suite 120	Buffalo	NY	14202	2	7,900,000.00	600,000.00
1000175	K.S.	John Sandberg, Esq	Sandberg, Phoenix & Von Gontard PC	600 Washington Ave., 15th Floor	St. Louis	MO	63101	2	1,000,000.00	-
1000455	L.M	Morgan Murphy	Zevan & Davidson, Law Firm. LLC	1 North Taylor Avenue	St. Louis	MO	63108	2	unstated	-
100002	L.D.	Christopher Wright	Millikan Wright, LLC	12180 Old Big Beno Road	Kirkwood	MO	63122	2	unstated	-
1001292	L.H.M. - G.V.G.	Wendy A. Kinsella, Esq	Harris Beach PLLC	333 W. Washing St, Ste. 200	Syracuse	NY	13202	2	2,000,000.00	-
1001457	L.C.	Robert R. Latronica JR.	The Latronica Law Firm, P.C.	64 Division Avenue, Suite 107	Levittown	NY	11756	2	1,000,000.00	75,000.00
1001325	L.W.	Collen Carboy, Esq.	Carboy Law Firm	2540 King Arthur Blvd, Suite 215	Lewisville	TX	75056	2	2,000,000.00	-
1000743	M.B.	Magdi Bebawi	Magdi Bebawi	51 Burton Ave	Staten Island	NY	10309	2	unstated	72,919.00
1001242	M.B., MD	Kathleen Sweet	Gibson, McAskill & Crosby	69 Delaware Ave Suite 900	Buffalo	NY	14202	2	unstated	-
1001221	M.D.	Al Aquila	Sullivan Papain Block McGrath & Cannavo, P.C.	120 Broadway	New York	NY	10271	2	3,000,000.00	-



Oceanus Insurance Company, a RRG in Liquidation  
Exhibit A

POC	Claimant	Contact	Contact II	Address	City	State	Zip	Class Code	Claim Amount	LIQUIDATOR'S RECOMMENDED AMOUNT
1001194	P.E.	Mark Feldhaus	Lashly Baer	714 Locust St	New York	NY	63101	2	unstated	59,746.31
1001043	P.B.D., DO	W Gregory King	Stoll Keenon Ogden	200 PNC Plaza/ 500 W Jefferson St	Louisville	KY	40202	2	unstated	-
1001279	P.S., MD	Phillip Rakhunov, Esq.	Pollack Solomon Duffy LLP	31 St. James Ave Suite 940	Boston	MA	02116	2	1,022,542.55	-
1001460	R.O., MD			PO Box 1118	Syosset	NY	11791	2	216,766.18	151,925.00
1001331	S.A.	Maria White Esq	Silver & Kelmachter, LLP	11 Park Pl. Suite 1214	New York	NY	10007	2	25,000,000.00	-
1000760	S.B.O/M.J., MD	Denise Brusack	South Bay Ob Gyn	320 Montauk Highway	West Islip	NY	11795	2	unstated	-
1001281	S.O. & G.	Phillip Rakhunov, Esq.	Pollack Solomon Duffy LLP	31 St. James Ave Suite 940	Boston	MA	02116	2	1,022,542.55	-
1000504	J.J.S.	John W. McChristian, Jr.	Ray, McChristian & Jeans P.C	101 Summit Ave, Suite 705	Fort Worth	TX	76102	2	600,000.00	600,000.00
1000583	A.R.	Sonia Canales, Paralegal	The Sanders Firm	100 Garden City Plaza, Suite 500	Garden City	NY	11530	2	unstated	-
1000826	A.R., MD	Phillip Rakhunov, Esq.	Pollack Solomon Duffy LLP	43 W 43rd St. #174	New York	NY	10036	2	751,777.00	-
1000709	A.O.	Frank S. Gaudio	Miller & Gaudio, P.C	104-110 Maple Ave	Red Bank	NJ	07701	2	unstated	-
1000181	C.T.	John Sandberg, Esq	Sandberg, Phoenix & Von Gontard PC	600 Washington Ave., 15th Floor	St. Louis	MO	63101	2	1,000,000.00	-
1000714	D.E.M. /Admin of P.S.	Joseph B. Strassman	Law offices of Joseph B. Strassman	11 Clinton Ave	Rockville Centr	NY	11570	2	1,000,000.00	-
1001447	Dr. F.K.	Dr. Frederick Kaplan		750 Old Country Road	Plainview	NY	11803	2	20,343.20	-
1000351	H.F.M.G.	Peter Sim, Esq	Sim & Record LLP	42-40 Bell Blvd, Suite 602	Bayside	NY	11361	2	2,000,000.00	75,000.00
1000184	V.T.H.	Kevin Carnie, Esq.	The Simon Law Firm, P.C.	800 Market St. Suite 1700	St.Louis	MO	63101	2	unstated	-
1000209	K.G.	Howard Essner, Esq	Essner & Kobin, LLP	50 Broadway, Floor 27	New York	NY	10004	2	unstated	-
1001344	M.W.	Hadley L Matarazzo Esq	Faraci Lange, LLP	28 E Main Street, Suite 1100	Rochester	NY	14614	2	200,000.00	65,000.00
1000232	R.S.	Steven Zaslav, Esq	Steven Lee Zaslav, P.C.	1825 Park Avenue	New York	NY	10035	2	1,000,000.00	-
1000248	T.M. Administrator of B.M.	Samantha Unsell, Esq	Keefe, Keefe & Unsell, P.C.	#6 Executive Woods Court	Belleville	IL	62226	2	unstated	-
1000765	S.B.C.M./S.B.O/ M.L., MD	Denise Brusack	South Bay Ob Gyn	320 Montauk Highway	West Islip	NY	11795	2	unstated	-
<b>Total</b>									<b>91,779,534.23</b>	<b>4,319,590.31</b>

Oceanus Insurance Company, a RRG in Liquidation  
Exhibit B

POC	Claimant	Contact	Contact II	Address	City	State	Zip	Class Code	Claim Amount	LIQUIDATOR'S RECOMMENDED AMOUNT
1001442	F.K., MD	Jonathan Erman PC	Amable & Erman	1000 South Ave	Staten Island	NY	10314	8	unstated	N/A
1001441	M.S., MD	Howard R. Snyder	Bower Law PC	1220 RXR Plaza	Uniondale	NY	11556	8	unstated	N/A

Oceanus Insurance Company, a RRG in Liquidation  
Exhibit C  
Initial 20% Distribution

POC	Claimant	Contact	Contact II	Address	City	State	Zip	Class Code	Claim Amount	Court Allowed Amount	20% distribution
1000235	M. & M.S.	Brian P. Neary, Esq.	Brian P. Neary, P.C.	619 Park Ave	Huntington	NY	11743	2	1,039,767.90	850,000.00	170,000.00
1001069	A.C./T.C.	Daniel J Tuczinski Esq	O'Connell & Aronowitz	54 State Street	Albany	NY	12207	2	250,000.00	50,000.00	10,000.00
1000266	C.A. & N.B.	Ira M. Newman, Esq	Sanocki Newman & Turret, LLP	225 Broadway, 8th Floor	New York	NY	10007	2	1,071,941.86	1,020,000.00	204,000.00
1000471	E.G.	59 Canterbury Ln		New Milford	NJ	NJ	7646	2	unstated	50,000.00	10,000.00
1000334	J.M.	John Bonina, Esq	Bonina & Bonina, PC	16 Court St., Ste. 1800	Brooklyn	NY	11241	2	2,250,000.00	650,000.00	130,000.00
1000804	K.M.	Joseph J. Manna	Lipsitz Green Scime Cambria LLP	42 Delaware Ave, Suite 120	Buffalo	NY	14202	2	7,900,000.00	600,000.00	120,000.00
1001457	L.C.	Robert R. Latronica JR.	The Latronica Law Firm, P.C.	64 Division Avenue, Suite 107	Levittown	NY	11756	2	1,000,000.00	75,000.00	15,000.00
1000743	M.B.	Magdi Bebawi	Magdi Bebawi	51 Burton Ave	Staten Island	NY	10309	2	unstated	72,919.00	14,583.80
1001194	P.E.	Mark Feldhaus	Lashly Baer	714 Locust St	New York	NY	63101	2	unstated	59,746.31	11,949.26
1001460	R.O., MD			PO Box 1118	Syosset	NY	11791	2	216,766.18	151,925.00	30,385.00
1000504	J.J.S.	John W. McChristian, Jr.	Ray, McChristian & Jeans P.C	101 Summit Ave, Suite 705	Fort Worth	TX	76102	2	600,000.00	600,000.00	120,000.00
1000351	H.F.M.G.	Peter Sim, Esq	Sim & Record LLP	42-40 Bell Blvd, Suite 602	Bayside	NY	11361	2	2,000,000.00	75,000.00	15,000.00
1001344	M.W.	Hadley L Matarazzo Esq	Faraci Lange, LLP	28 E Main Street, Suite 1100	Rochester	NY	14614	2	200,000.00	65,000.00	13,000.00
1000330	A.M.	Dara Quattrone	Westmoreland Vesper Quattrone Beers	8025 Black Horse Pike	West Atlantic City	NJ	8232	2	unstated	375,000.00	75,000.00
1000241	A.N.	Eleni Coffinas, Esq	Sullivan Papain Block McGrath & Cannavo, P.C.	120 Broadway 18th Floor	New York	NY	10271	2	5,000,000.00	100,000.00	20,000.00
1000132	A.W.	Sam Rosmarin, Esq	Friedman, Levy, Goldfarb & Green, P.C.	250 West 57th St., Suite 1619	New York	NY	10107	2	950,000.00	250,000.00	50,000.00
100004	A.C. for Estate of P.S.	Michael Zerres, Esq	Blume Folte Fried Zerres & Molinari	1 Main Street	Chatham	NJ	7928	2	150,000.00	150,000.00	30,000.00
1000314	B.S.	Joseph Falbo Jr., Esq.	145 Willis Ave.		Mineola	NY	11501	2	unstated	75,000.00	15,000.00
1000580	C.C.	T'anjuiming A Marx, Esq	Bounds Law Group	1751 N Park Ave	Maitland	FL	32751	2	750,000.00	250,000.00	50,000.00
1000044	C. & N.M.	Frank Cernigliaro, Esq	Landers & Cernigliaro	One Old Country Road Suite 400	Carle Place	NY	11514	2	1,000,000.00	75,000.00	15,000.00
1001015	C.W., an infant by his m/n/g/S.W.	John M. Daly, Esq	The Fitzgerald Law Firm	538 Riverdale Ave	Yonkers	NY	10705	2	600,000.00	600,000.00	120,000.00
1000215	C.C.	Eleni Coffinas, Esq	Sullivan Papain Block McGrath & Cannavo, P.C.	120 Broadway 18th Floor	New York	NY	10271	2	5,000,000.00	200,000.00	40,000.00
1001383	C.K. a/k/a The Estate of D.K.	Miller Kent Clark	Carter & Lucas PLLC	PO BOX 852	Pikeville	KY	41502	2	1,000,000.00	50,000.00	10,000.00
1000668	C.H., as Personal Representative of the Estate of	G. William Lazenby IV	Greco & Wozniak, P.A	501 N. Morgan St. Ste.200	Tampa	FL	33602	2	286,500.00	286,500.00	57,300.00
1000029	D.R.	Magdaleno C. Muro	Muro & Muro Law Offices: Muro Magdaleno	68828 Ramon Road, #C2	Cathedral City	CA	92234	2	25,000.00	25,000.00	5,000.00
1001031	D.L.	Stephen S. La Rocca	Stephen S. La Rocca, PLLC	111 John Street, Suite 800	New York	NY	10038	2	unstated	50,000.00	10,000.00
1000173	D.E.	Eleni Coffinas, Esq	Sullivan Papain Block McGrath & Cannavo, P.C.	120 Broadway, 18th Floor	New York	NY	10271	2	5,000,000.00	500,000.00	100,000.00
1000228	D.L.	Julie Jordan DiPalma	Law offices of Jordan DiPalma	235 E. Main Street	Palmyra	NY	14522	2	2,500,000.00	150,000.00	30,000.00
1001045	E.J.B., admin of the Estate of M.B.	J Michael Benninger	Benninger Law PLLC	PO Box 623	Morgantown	WV	26507	2	300,000.00	75,000.00	15,000.00
1000115	E.W. Ind and obo Estate of K.W. and Surviving Children	Jay Winckler Esq.	4407 Bee Cave Rd	Bldg 2, Suite 222	Austin	TX	78746	2	unstated	200,000.00	40,000.00
1000340	Estate of C.P.	Seth Bader, Esq	Bloomberg, Steinberg & Bader	3 W 35th St., 6th Floor	New York	NY	10001	2	3,000,000.00	50,000.00	10,000.00
1000282	Estate of E.J.	Richard P. Abraham & Suzanne	Messa & Associates	123 South 22nd St	Philadelphia	PA	19104	2	1,000,000.00	50,000.00	10,000.00
1000077	E.L.T.	Sheldon Green Esq. PC	566 Sunset Drive	Suite 202	Woodmere	NY	11598	2	65,000.00	65,000.00	13,000.00
1000025	E.H.	George Smith, Esq	Murphy & Lambiasi	26 Scotchtown Ave. #4	Goshen	NY	10924	2	125,000.00	125,000.00	25,000.00
1000129	F.L.	Charles Gucciardo, Esq	The Gucciardo Law Firm, PLLC	170 Old Country Road, Suite 609	Mineola	NY	11501	2	275,000.00	275,000.00	55,000.00
1001054	F.A.	James A. Karamanis, Esq.	Barney & Karamanis, LLP	180 North Stetson, Suite 3050	Chicago	IL	60601	2	4,500,000.00	125,000.00	25,000.00
1001213	W.L. and D.L.	Sean McConnell	Sullivan Papain Block McGrath & Cannavo, P.C.	120 Broadway, 18th Floor	New York	NY	10271	2	4,000,000.00	150,000.00	30,000.00
1000032	F.A.	James Karamanis, Esq	Barney & Karamanis, LLP	180 North Stetson, Suite 3050	Chicago	IL	60601	2	4,500,000.00	75,000.00	15,000.00
1000722	G.G.	Marianne C. Burke, Esq.	Silberstein Awad & Miklos	600 Old County Rd Ste 412	Garden City	NY	11530	2	1,000,000.00	25,000.00	5,000.00
1000454	G.O.	Jeffrey Shapiro	Jeffrey Shapiro & Associates, LLC	675 3rd Ave Suite 3005	New York	NY	10017	2	1,000,000.00	750,000.00	150,000.00
1000570	G.K	Carolyn Caccese, Esq	Salenger, Sack, Kimmel & Bavaro	180 Froehlich Farm Blvd	Woodbury	NY	11797	2	2,000,000.00	50,000.00	10,000.00
1000569	G.K.	Carolyn Caccese, Esq	Salenger, Sack, Kimmel & Bavaro	180 Froehlich Farm Blvd	Woodbury	NY	11797	2	2,000,000.00	50,000.00	10,000.00
1000187	H.W.	Steven Alter, Esq	Slater Slater Schulman, LLP	445 Broad Hollow Road, Suite 334	Melville	NY	11747	2	3,000,000.00	500,000.00	100,000.00
1001046	H.R.R./ R.R.	Stanley E. Orzechowski	Law Office of Stanley E. Orzechowski	104 Bellerose Ave, Suite 2	East Northport	NY	11731	2	unstated	450,000.00	90,000.00
1000721	H.O.	Brian Schochet	Law Office of Biran Schochet, PLLC	575 Madison Ave, Suite 1006	New York	NY	10022	2	5,000,000.00	25,000.00	5,000.00
1000450	H.X.	Joseph T. Pareres	Silverson, Pareres & Lombardi LLP	170 Hamilton Ave, Suite 310	White Plains	NY	10601	2	25,000.00	25,000.00	5,000.00

Oceanus Insurance Company, a RRG in Liquidation  
Exhibit C  
Initial 20% Distribution

POC	Claimant	Contact	Contact II	Address	City	State	Zip	Class Code	Claim Amount	Court Allowed Amount	20% distribution
1000301	J.L. (an infant)	Mitchell K. Aaron, Esq	Torgan Cooper Aaron, P.C.	17 State St. 39th Floor	New York	NY	10004	2	25,000,000.00	2,000,000.00	400,000.00
1000332	J.L. as Admin. Of Estate of M.B.B.	John Bonina, Esq	Bonina & Bonina, PC	16 Court St., Ste. 1800	Brooklyn	NY	11241	2	750,000.00	75,000.00	15,000.00
1000551	J.Q.	Robert Vilensky	Ronemus & Vilensky	112 Madison Ave	New York	NY	10016	2	20,000,000.00	400,000.00	80,000.00
1000498	J.M.	Michael Fischbein, Esq.	Paul B. Weitz & Associates, PC	55 Broadway - 23rd Floor	New York	NY	10006	2	10,000,000.00	25,000.00	5,000.00
1000689	J.K.	Steven B. Tannenbaum	Tannenbaum, Bellantone & Silver, P.C	2001 Marcus Ave, Suite N125	Lake Success	NY	11042	2	2,500,000.00	50,000.00	10,000.00
1001051	J.L., as admin of Estate of J.L.	Richard Winkler	Winkler Kurtz LLP	1201 Route 112, Suite 200	Port Jefferson Station	NY	11776	2	200,000.00	200,000.00	40,000.00
1000735	J. & C.M.	Steven S. Siegel, Esq.	Steven S. Siegel	626 RXR Plaza, Suite 684	Uniondale	NY	11556	2	1,000,000.00	15,000.00	3,000.00
1000026	J.T.	Jeanine L. Stevens	The Stevens Law Group	1809 N. Hoyne Avenue	Chicago	IL	60647	2	50,000.00	200,000.00	40,000.00
1000212	J.A.B.	Frank Andrea, Esq.	Andrea & Towsky Attorneys and Counselors at Law	320 Old Country Rd.	Garden City	NY	11530	2	235,000.00	235,000.00	47,000.00
1001220	J. & K.L.	Albert Aquila	Sullivan Papain Block McGrath & Cannavo, P.C.	120 Broadway	New York	NY	10271	2	2,000,000.00	250,000.00	50,000.00
1000442	V.S.	Steven R Davis	Davis & Davis, Attorneys at Law	440 Louisiana, Suite 1850	Houston	TX	77002	2	284,950.32	200,000.00	40,000.00
1000220	J.B.	Peter D. Rosenberg Esq.	Rosenberg, Minc, Falfokk, & Wolff	122 E 42nd St. Suite 3800	New York	NY	10168	2	1,000,000.00	125,000.00	25,000.00
1000667	J.M. c/o S.M.	Sean B. Cronin	Cronin & Makwell, PL	4250 Lakeside DR #204	Jacksonville	FL	32210	2	250,000.00	250,000.00	50,000.00
1000280	K.N. by and through her attorney J.M.	Janice Maloney, Esq	Law Offices of Pat Maloney	322 West Woodlawn	San Antonio	TX	78212	2	175,000.00	175,000.00	35,000.00
1001382	K.Y.	Joseph G. Dell	Dell & Dean, PLLC	1225 Franklin Ave Suite 450	Garden City	NY	11530	2	unstated	300,000.00	60,000.00
1001345	L.K.	Hadley L Matarazzo Esq	Faraci Lange, LLP	28 E Main Street, Suite 1100	Rochester	NY	14614	2	400,000.00	100,000.00	20,000.00
1000208	L.A.	Ellen Coffinas, Esq	Sullivan Papain Block McGrath & Cannavo, P.C.	120 Broadway 18th Floor	New York	NY	10271	2	5,000,000.00	500,000.00	100,000.00
1000240	L.R.	Eleni Coffinas, Esq	Sullivan Papain Block McGrath & Cannavo, P.C.	120 Broadway 18th Floor	New York	NY	10271	2	1,000,000.00	400,000.00	80,000.00
1000250	L.V.	Stefano A. Filippazzo	Stefano A. Filippazzo, P.C.	16 Court Street 28th Flr	Brooklyn	NY	11241	2	unstated	75,000.00	15,000.00
1000287	M.Z. & A.M.	Chet W. Kern, Esq.	Katz & Kern, LLP	144 East 44th St. Ste 504	New York	NY	10017	2	1,500,000.00	75,000.00	15,000.00
1001078	V.T. for A.K.P.	Michelle Maloney	Marynell Maloney Law Firm, PLLC	102 Wickes Street	San Antonio	TX	78210	2	200,000.00	200,000.00	40,000.00
1000017	M.B.	Hadley Hutchton Esq.	Boyaki Law Firm	4621 Pershing Drive	El Paso	TX	79903	2	18,500.00	18,500.00	3,700.00
1000407	M.A.	Mark Goldstein, Esq	Goldstein & Goldstein	26 Court Street , Suite 2005	Brooklyn	NY	11242	2	3,000,000.00	50,000.00	10,000.00
1000090	M.D.	George Smith, Esq	26 Scotchtown Ave	26 Scotchtown Ave	Goshen	NY	10924	2	100,000.00	100,000.00	20,000.00
1000807	M.A.	Aaron S Halpern	Jacob D Fuchsberg Law Firm	3 Park Avenue, Suite 3700	New York	NY	10016	2	1,000,000.00	75,000.00	15,000.00
1000103	M. & J.D.	Annamarie Bondi-Stoddard, Esq	Pegalis & Erickson, LLC	1 Hollow Lane, Ste. 107	Lake Success	NY	11042	2	1,000,000.00	150,000.00	30,000.00
1000540	M.B. and D.B.	Audrey M. Tolson	The Tolson Firm, LLC	2971 Flowers Road South, Suite 265	Atlanta	GA	30341	2	1,000,000.00	250,000.00	50,000.00
1000180	O.U.C., LLC	Devin B. Noble	Hinshaw & Culbertson, LLP	100 Park Ave	Rockford	IL	61101	2	185,770.55	77,857.00	15,571.40
1000348	P.S.	Paulette Sanders		2719 Ashbourne Drive	Gastonia	NC	28056	2	50,000.00	50,000.00	10,000.00
1000213	P.B. & M.B.	Howard Essner, Esq	Essner & Kobin, LLP	50 Broadway, Floor 27	New York	NY	10004	2	unstated	50,000.00	10,000.00
1000329	R.R., deceased	Glenn Cunningham, Esq		14100 San Pedro Ave Suite 550	San Antonio	TX	78232	2	333,319.78	200,000.00	40,000.00
1001053	S.F. as Administratrix of the Estate of T.L.G.	Nicholas Martino, Jr.	Law Firm of Nicholas Martino, Jr.	7448 Amboy Road	Staten Island	NY	10307	2	3,000,000.00	750,000.00	150,000.00
1000675	S.P., admin of the Estate of M.P.	Joel A Glaser	Trolman, Glaser & Lichtman, P.C	747 3rd Ave, 23rd Floor	New York	NY	10017	2	150,000.00	150,000.00	30,000.00
1000160	S.R.	Bruce Ressler, Esq.	Ressler & Ressler	48 Wall St	New York	NY	10005	2	2,000,000.00	150,000.00	30,000.00
1000343	S.S. as Parent of Natural Gurdian D.W.	James Fitzgerald, Esq	The Fitzgerald Law Firm	538 Riverdale Ave	Yonkers	NY	10705	2	10,000,000.00	1,300,000.00	260,000.00
1000492	S.R. and C.H.	Miklos Pusztai	Park Chenaur & Associates	2505 S 320th St, Suite 100	Federal Way	WA	98003	2	1,000,000.00	100,000.00	20,000.00
1000364	S.I.P., LP	c/o Stonehill Capital Management	Attn: Ops Department	320 Park Ave., 26th Floor	New York	NY	10022	2	2,000,000.00	150,000.00	30,000.00
1001286	S.I.P., LP	c/o Stonehill Capital Management	Attn: Ops Department	320 Park Ave., 26th Floor	New York	NY	10022	2	3,000,000.00	100,000.00	20,000.00
1000333	S.I.P., LP	c/o Stonehill Capital Management	Attn: Ops Department	320 Park Ave., 26th Floor	New York	NY	10022	2	1,000,000.00	200,000.00	40,000.00
1001405	S.I.P., LP	c/o Stonehill Capital Management	Attn: Ops Department	320 Park Ave., 26th Floor	New York	NY	10022	2	1,000,000.00	50,000.00	10,000.00
1001404	S.I.P., LP	c/o Stonehill Capital Management	Attn: Ops Department	320 Park Ave., 26th Floor	New York	NY	10022	2	1,000,000.00	50,000.00	10,000.00
1001403	S.I.P., LP	c/o Stonehill Capital Management	Attn: Ops Department	320 Park Ave., 26th Floor	New York	NY	10022	2	1,000,000.00	50,000.00	10,000.00
1000993	S.M.F. Ltd.	c/o Stonehill Capital Management	Attn: Ops Department	320 Park Ave., 26th Floor	New York	NY	10022	2	1,000,000.00	1,000,000.00	200,000.00
1000350	S.M.F. Ltd.	c/o Stonehill Capital Management	Attn: Ops Department	320 Park Ave., 26th Floor	New York	NY	10022	2	2,000,000.00	150,000.00	30,000.00
1000079	T.S.	Lisa Levine, Esq.	Lisa S. Levine, P.A.	1655 N. Commerce Parkway Suite 101	Westin	FL	33326	2	750,000.00	125,000.00	25,000.00
<b>Total</b>									<b>177,712,516.59</b>	<b>21,717,447.31</b>	<b>4,343,489.46</b>

**Exhibit D**

**OF SOUTH CAROLINA**

**COUNTY OF RICHLAND**

Michael Wise, as Director of the South  
Carolina Department of Insurance,

Petitioner,

vs.

Oceanus Insurance Company, a Risk  
Retention Group,

Respondent.

**IN THE COURT OF COMMON PLEAS  
FOR THE FIFTH JUDICIAL CIRCUIT**

C.A. No. 2017-CP-40-05195

**AFFIDAVIT OF MICHAEL J.  
FITZGIBBONS  
IN SUPPORT OF LIQUIDATOR'S  
SIXTH CLAIMS REPORT,  
RECOMMENDATION &  
APPLICATION FOR ORDER  
APPROVING SAME, AND APPROVAL  
OF INITIAL CLASS 2 DISTRIBUTION**

Michael J. FitzGibbons, being first duly sworn, deposes and says as follows:

1. I am the Special Deputy Liquidator of Oceanus Insurance Company, a Risk Retention Group ("Oceanus"). I was appointed to my position by the then Liquidator, Raymond G. Farmer, Director of the South Carolina Department of Insurance, which designation was approved by the Court on September 21, 2017.

2. I am over 21 years of age and suffer no legal disability.

3. By virtue of my appointment as Special Deputy Liquidator, I have been actively and personally involved in the liquidation of Oceanus at all times since it was placed into liquidation, including the matters addressed in this Affidavit. My responsibilities as the Special Deputy Liquidator include supervision and oversight of and direct involvement in the liquidation process. I am familiar with the claims process and with the claims that have been filed. Therefore, I have personal knowledge of the matters addressed in this Affidavit.

4. The claims process has included the following components, each and every one of which has been followed:

a. Notice of Oceanus' liquidation was given in accordance with S.C. Code Ann. § 38-

27-410(a) (2015).

- b. In accordance with S.C. Code Ann. § 38-27-410(b) (2015), the notice specified that the last date to file a timely proof of claim with the Liquidator was March 20, 2018. Proofs of claim had to be postmarked no later than 5:00 P.M. Eastern Daylight Time on that date to be considered timely.
- c. The Liquidator's Proof of Claim (POC) forms are in compliance with S.C. Code Ann. § 38-27-550(a) (2015) and provided notice of the liquidation of Oceanus in accordance with S.C. Code Ann. § 38-27-410(b) (2015).
- d. As the duly-appointed Special Deputy Liquidator, I have considered each of the forty-five (45) POCs subject to this Claims Report, in accordance with the requirements of the South Carolina Insurers Rehabilitation and Liquidation Act, S.C. Code Ann. §§ 38-27-10 *et seq.*
- e. I am administering the claims process. I initially retained Oceanus employees Tim Morris and Jennifer Arias to assist me in the adjudication of claims under policies for losses incurred. Mr. Morris and Ms. Arias are no longer employees of Oceanus, and, in their stead, I have contracted Glynloen Consulting. I have now charged Glynloen Consulting with the responsibility to make recommendations to the Liquidator as to the validity, valuation and priority of each POC. The Liquidator and/or his duly-appointed Special Deputy then independently approves or denies these recommendations, in whole or in part, and submits the same to this Court for approval.
- f. Each POC subject to this Claims Report contains the necessary claim file documentation for the Liquidator's recommendation thereon.

- g. To the extent this Claims Report includes claims that were denied in whole or in part, notice of such denial complying with S.C. Code Ann. § 38-27-580(a) (2015) was provided to the affected claimants and either no timely objection was made by the affected claimants, or the objection was resolved by mutual agreement.
5. I am submitting this Affidavit in support of the Liquidator's Sixth Claims Report, Recommendation & Application for Order Approving Same ("Report, Recommendation and Application"), which pertains to sixty-three (63) Class 2 claims and two (2) claims with a priority subordinate to Class 2, as prescribed by S.C. Code Ann. §§ 38-27-610 & -620 (2015).
6. Between the entry of the Liquidation Order on September 21, 2017, and March 20, 2018, I caused to be issued approximately seven thousand one hundred and sixty-two (7,162) Notices of Liquidation and Proof of Claim (POC) forms, with instructions to policyholders, third-party claimants, and/or other potential claimants and creditors of Oceanus.
7. For five (5) consecutive days commencing October 27, 2017, I caused to be published Notice of the liquidation in the New York Times, a newspaper of nationwide circulation, informing interested parties of the liquidation proceedings and including contact information and instructions for the timely filing of a claim.
8. For two (2) consecutive days commencing October 22, 2017, I caused to be published Notice of the liquidation in the Miami Herald, a newspaper of countywide circulation in Miami-Dade, Broward and Monroe Counties, informing interested parties of the liquidation proceedings and including contact information and instructions for the timely filing of a claim.
9. On or before the Bar Date of March 20, 2018, I received one thousand three-hundred and seventy-eight (1,378) timely filed POCs, and I received fifty-three (53) late-filed claims. Eleven (11) of the fifty-three (53) late-filed claims have been deemed timely filed, with

forty-two (42) pending further review.

10. Eight hundred and fifty-four (854) claims have previously been adjudicated and submitted to the Court for approval, with such approval granted by order entered June 26, 2019, February 21, 2020, October 29, 2020, May 24, 2022, and September 13, 2023.

11. Sixty-five (65) additional claims have now been adjudicated and are the subject of this application. All remaining unadjudicated POCs are under evaluation.

12. Attached to the Report, Recommendation and Application and incorporated by reference as Exhibit A is a listing of the names and addresses of these sixty-three (63) claimants with Class 2 claims as defined in S.C. Code Ann. § 38-27-610(2) (2015), the POC number assigned, the original claim amount, and the Liquidator's valuation and recommendation pursuant to S.C. Code Ann. § 38-27-620 (2015). Actual distributions to Class 2 claimants will be determined and made at the appropriate time in accordance with S.C. Code Ann. §§ 38-27-610 & -630 (2015).

13. Also attached to this Application and incorporated by reference is Exhibit B, which is the listing of the names and addresses of the remaining two (2) claimants subject to this application holding a priority subordinate to class 2 as defined by S.C. Code Ann. § 38-27-610(2) (2015). Exhibit B also includes the number assigned to each of these Proofs of Claim and their priority class as defined by S.C. Code Ann. § 38-27-610 (2015). These claims were adjudicated as to priority class only as I expect, at this time, distributions to class 2 claimants to be less than 100 percent.

14. I seek this Court's approval to pay \$4,343,489.46 which represents a 20% distribution for these Court approved Class 2 policyholder claims as set forth in Exhibit C to this Application.



15. Adequate funds have been retained, following this initial distribution to assure fair and equitable treatment of all Class 2 policyholder claims which are unliquidated and undetermined on the date of this Application.

16. I also ask the Court to approve the payment of this 20% distribution to all future Claimants holding a Class 2 POC that are agreed and approved by this Court without asking this Court for payment approval.

17. To the best of my knowledge and belief, the claims and recommendation thereon subject to this Report and Application are not subject to modification. If any additional factors hereafter come to my attention which may require any modification, such as third-party payments or releases of any such claims, I will immediately notify the Liquidator, and he and/or I will promptly bring those matters to the attention of this Court in an amendment to modify such claims and recommendation.

FURTHER AFFIANT SAYETH NOT.



Michael J. FitzGibbons  
Special Deputy Liquidator

SWORN to before me this 4<sup>th</sup> day of April, 2024

Sarah E. Alexander  
Notary Public for the State of Arizona  
My commission expires 09-15-2026



**SARAH E. ALEXANDER**  
Notary Public - Arizona  
Maricopa Co. / #633463  
Expires 09/15/2026