



CLERK OF THE COURT

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8 *Commissioner of Insurance,*
9 *as the Permanent Receiver for*
Nevada Health CO-OP

10 DISTRICT COURT
11 CLARK COUNTY, NEVADA

12 STATE OF NEVADA, EX REL.
13 COMMISSIONER OF INSURANCE, IN HER
14 OFFICIAL CAPACITY AS STATUTORY
RECEIVER FOR DELINQUENT DOMESTIC
INSURER,

15 Plaintiff,

16 vs.

17 NEVADA HEALTH CO-OP,

18 Defendant

Case No. A-15-725244

Dept. No. I

19 **FINAL ORDER FINDING AND DECLARING NEVADA HEALTH CO-OP TO BE**
20 **INSOLVENT AND PLACING NEVADA HEALTH CO-OP INTO LIQUIDATION**

21 This matter came before the Court on the 20th day of September, 2016 on Motion For Order
22 Finding and Declaring Nevada Health CO-OP to Be Insolvent, Placing Nevada Health CO-OP Into
23 Liquidation, and Granting Related Relief ("Motion") by the Commissioner of Insurance, Barbara D.
24 Richardson, in her official capacity as Permanent Receiver of NEVADA HEALTH CO-OP, a Nevada
25 domiciled health maintenance organization ("NHC").

26 The Court having reviewed the points and authorities submitted by counsel and exhibits in
27 support thereof, and having heard arguments of counsel,
28

1 IT IS HEREBY ORDERED, ADJUDGED and DECREED that:

- 2 (1) NHC is adjudged to be insolvent on grounds that it is unable to meet obligations as they
3 mature;
- 4 (2) The Receiver is authorized to liquidate the business of NHC and wind up its ceased
5 operations pursuant to NRS 696B.220.2;
- 6 (3) The rights of parties regarding claims against NHC are fixed as of the date of this Final
7 Order pursuant to NRS 696B.400, except to the extent that the rights of claimants with
8 respect to contingent or unliquidated claims are protected by NRS 696B.400 and
9 696B.450;
- 10 (4) NHC's claims against others are not fixed as of the date of the Final Order;
- 11 (5) April 28, 2017, is established as the deadline (the "Claims Filing Deadline") for filing
12 and rendering absolute, non-contingent, and liquidated in amount, claims against the
13 receivership estate;
- 14 (6) The Special Deputy Receiver is authorized to exempt health care providers (*e.g.*,
15 physicians or hospitals) from being required to submit Proofs of Claim ("POCs") for
16 existing or new claims, and to consider existing claims of health care providers as timely
17 filed (subject to the pre-established procedures and deadlines for processing claims in
18 the ordinary course of business of NHC), but to require health care providers to submit
19 new claims before the claims filing deadline in the same reporting manner that they have
20 previously used with NHC and subject to the pre-established procedures and deadlines
21 for processing claims in the ordinary course of business of NHC;
- 22 (7) No claim received after the Claims Filing Deadline may share in the assets of the estate,
23 and NHC shall have no liabilities as to any such late-filed claims;
- 24 (8) No claim that is not rendered absolute (*i.e.*, both non-contingent and liquidated in
25 amount) on or before the Claims Filing Deadline may share in the assets of the estate,
26 and NHC shall have no liability as to any such claims;
- 27 (9) This order is designated as a Final Order of Liquidation pursuant to NRS 696B.190(5).
28

1 (10) All other related relief requested by the Receiver in her Motion, including the approval
2 of notice procedures and proposed claims process has been continued to the Court's
3 September 26, 2016 *in chambers* calendar.

4 Dated this 20 day of September, 2016.

5
6 
7 DISTRICT COURT JUDGE

8
9 Respectfully submitted by:

10 ADAM PAUL LAXALT
11 Attorney General

12 By:


13 JOANNA N. GRIGORIEV
14 Senior Deputy Attorney General