

CLERK OF THE COURT

1 **ORD**
2 ADAM PAUL LAXALT
3 Attorney General
4 JOANNA N. GRIGORIEV
5 Senior Deputy Attorney General
6 Nevada Bar No. 5649
7 555 E. Washington Avenue, Suite 3900
8 Las Vegas, NV 89101
9 P: (702) 486-3101
10 Email: jgrigoriev@ag.nv.gov
11 *Attorney for the Division of Insurance*

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13 **IN THE EIGHTH JUDICIAL DISTRICT COURT OF THE STATE OF NEVADA**
14
15 **CLARK COUNTY, NEVADA**

16 STATE OF NEVADA, EX REL.)
17 COMMISSIONER OF INSURANCE, IN HER)
18 OFFICIAL CAPACITY AS STATUTORY)
19 RECEIVER FOR DELINQUENT DOMESTIC)
20 INSURER,)
21
22 Plaintiff,)
23
24 vs.)
25
26 NEVADA HEALTH CO-OP,)
27
28 Defendant.)

Case No. A-15-725244-C
Dept. No. I

29
30 **ORDER APPOINTING THE ACTING INSURANCE COMMISSIONER, AMY L. PARKS AS**
31 **TEMPORARY RECEIVER PENDING FURTHER ORDERS OF THE COURT AND**
32 **GRANTING TEMPORARY INJUNCTIVE RELIEF PURSUANT TO NRS 696B.270**

33 Whereas a Petition for Appointment of the Acting Commissioner Amy L. Parks
34 (“Commissioner”) as Receiver, and Other Permanent Relief, Request for Temporary Injunction
35 pursuant to NRS 696B.270(1) (“Petition”) was filed in the above entitled Court initiating these
36 proceedings, and;

37 GOOD CAUSE APPEARING, IT IS HEREBY ORDERED that pursuant to NRS
38 696B.210(2), on the grounds that the insurer is in unsound condition, and pursuant to NRS
696B.210(14), on the grounds that the majority of its directors consented to

1 conservation/rehabilitation, the Commissioner is appointed as Temporary Receiver
2 ("Receiver") pending further orders by the Court, to enter the business and immediately
3 oversee the operation and conservation/ rehabilitation of the business.

4 IT IS FURTHER ORDERED that pursuant to NRS 696B.270(1), pending the show
5 cause hearing and further orders by the Court, Insurers, all officers, directors, stockholders,
6 members, subscribers, agents, employees, and all other persons, except the Receiver or any
7 person or persons designated by the Receiver, are immediately enjoined from transacting any
8 further business on behalf of the Insurers or wasting or disposing of any assets or property of
9 Insurers.

10 IT IS HEREBY FURTHER ORDERED that pursuant to NRS 696B.270, pending
11 further orders by the Court, the CO-OP, the officers, directors, stockholders, members,
12 subscribers, agents, employees, and all other persons are immediately enjoined from
13 transacting any further business on behalf of the CO-OP unless otherwise directed by the
14 Receiver, or from wasting or disposing of any assets or property of the CO-OP.

15 IT IS HEREBY FURTHER ORDERED that pursuant to NRS 696B.340, pending
16 further orders by the Court, all persons are immediately enjoined from the commencement or
17 prosecution of any actions by or on behalf of the CO-OP, or against the CO-OP. Further, all
18 persons shall be restrained from obtaining any preferences, judgments, attachments, or other
19 liens as to any property of the CO-OP, or making any levy against the CO-OP or against their
20 assets or any part thereof.

21 IT IS HEREBY FURTHER ORDERED that pursuant to NRS 696B.270, pending
22 further orders by the Court, all persons, other than the Receiver or as directed by the
23 Receiver, are enjoined from withdrawal of any funds from the CO-OP's accounts, or removal
24 of other property from the CO-OP.

25 IT IS HEREBY FURTHER ORDERED that Commissioner as Temporary Receiver is
26 authorized to impose such partial or full lien or moratoria on any disbursements for such time
27 and under such terms as she deems necessary and appropriate for the protection of members
28 and creditors; provided that such lien or moratoria shall apply in the same manner to all

1 similarly situated persons and provided that under no circumstances shall the Receiver or her
2 representatives be liable to any person for a good faith decision to impose, or refrain from
3 imposing, such lien or moratorium.

4 IT IS HEREBY FURTHER ORDERED that the Commissioner as Temporary Receiver
5 is authorized to make such arrangements for the replacement or continuation of health care
6 coverage provided by the CO-OP as she deems appropriate and in the interest of the CO-
7 OP's members and to enter into such as agreements as she deems necessary for that
8 purpose.

9 IT IS HEREBY FURTHER ORDERED that the Commissioner as Temporary Receiver
10 is authorized to appoint, without prior notice to or prior approval by the Court, such Special
11 Deputy Receiver and consultants as she deems necessary for the conduct of the CO-OP's
12 receivership; such Special Deputy Receiver thereby being vested with all the rights, duties,
13 and authority of the Temporary Receiver subject to the supervision of the Commissioner as
14 Temporary Receiver and of the Court.

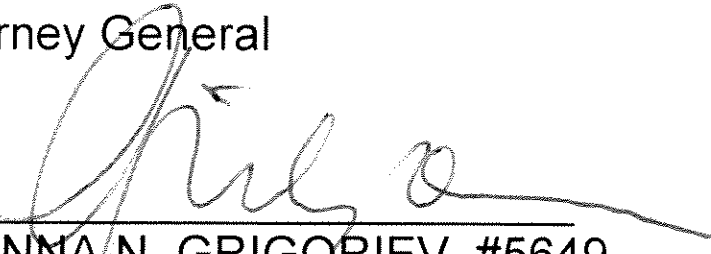
15 IT IS HEREBY FURTHER ORDERED that the Commissioner as Temporary Receiver
16 is authorized to issue such Directives as she deems appropriate to memorialize and provide
17 notice of the exercise of her authority under the Court's Orders and applicable law.


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19 DATED 1st day of October, 2015.

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22 Respectfully submitted by:

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24 ADAM PAUL LAXALT
Attorney General

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26 By:


27 JOANNA N. GRIGORIEV, #5649
Senior Deputy Attorney General
28 555 East Washington Avenue, Suite 3900
Las Vegas, NV 89101
Attorneys for the Division of Insurance


DISTRICT COURT JUDGE
*Acting Presiding Civil
Division Judge*