

**JAMES J. DONELON,
COMMISSIONER OF INSURANCE
FOR THE STATE OF LOUISIANA**

DOCKET NO.: C-713121, SEC.: 24

NINETEENTH JUDICIAL DISTRICT COURT

VERSUS

PARISH OF EAST BATON ROUGE

**STATE NATIONAL FIRE INSURANCE
COMPANY, COLUMBUS UNDERWRITERS LLC,
and COLUMBUS HOLDINGS LLC**

STATE OF LOUISIANA

**EX PARTE PETITION FOR INTERVENTION ON BEHALF
OF THE LOUISIANA INSURANCE GUARANTY ASSOCIATION**

NOW INTO COURT, through undersigned counsel, comes the Louisiana Insurance Guaranty Association (hereinafter "LIGA"), which respectfully petitions to intervene in the above captioned and numbered matter on the following grounds:

1.

Based upon a determination by James J. Donelon, Commissioner of Insurance for the State of Louisiana (hereinafter the "Commissioner") that State National Fire Insurance Company (hereinafter "SNFIC"), Columbus Underwriters LLC (hereinafter "CULLC"), and Columbus Holdings LLC (hereinafter "CHLLC") were in such condition that their further transaction of business would be hazardous to policyholders, creditors or the public, SNFIC, CULLC and CHLLC have been placed in rehabilitation under the direction and control of the Commissioner and his office by Order of this Court dated November 10, 2021.

2.

LIGA is a private nonprofit unincorporated legal entity created by the Louisiana Legislature whose purpose is "to provide for the payment of covered claims under certain insurance policies with a minimum delay and a minimum financial loss to claimants or policyholders due to the insolvency of an insurer, to provide financial assistance to member insurers under rehabilitation or liquidation, and to provide an association to assess the cost of such operations among insurers." *La. R.S. 22:2052*.

3.

Pursuant to LIGA's statutory obligations and rights with respect to insurers in rehabilitation or insolvency such as SNFIC, CULLC and CHLLC, their policyholders, and claimants, SNFIC's, CULLC's and CHLLC's existing claims will become the statutory obligation of LIGA, to the extent that they constitute "covered claims," as defined by La. R.S.

22:2055(6), and subject to the provisions, credits, deductions, limitations and exclusions of the LIGA Law, La. R.S. 22:2051, *et seq.* The Commissioner foresees the eventual liquidation of SNFIC, CULLC and CHLLC once issues involving existing claims and policyholders have been resolved.

4.

To the extent of its obligation on “covered claims,” LIGA has all rights, duties, and obligations of an insolvent insurer as if it had not become insolvent, as provided in La. R.S. 22:2058(A), in addition to the general powers, duties, rights and responsibilities as set forth in the LIGA Law, La. R.S. 22:2051, *et seq.*

5.

As provided in La. R.S. 22:2058(B)(3), LIGA has the “...right to intervene as a party before any court in this state that has jurisdiction over an insolvent insurer.” Due to LIGA’s interest in the outcome of these proceedings, the orderly administration, adjustment and payment of SNFIC’s, CULLC’s and CHLLC’s claims, and a smooth transition thereof through the rehabilitation process regardless of the companies’ ultimate dispositions, LIGA is submitting this Petition for Intervention *ex parte* pursuant to La. C.C.P. art. 963.

WHEREFORE, the Louisiana Insurance Guaranty Association prays that this Honorable Court grant its Ex Parte Petition for Intervention, that all parties be noticed with a copy of the attached Order, and that it be awarded all general and equitable relief to which it is entitled.

Respectfully submitted,

/s/ Stephanie B. Laborde

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***Attorneys for the Louisiana Insurance
Guaranty Association***

CERTIFICATE OF SERVICE

I hereby certify that a copy of the above and foregoing *Ex Parte Petition for Intervention* has been duly served upon State National Fire Insurance Company, through its counsel and President/Chief Executive Officer, via email to the addresses provided by same for receiving service in this matter, on this 17th day of November, 2021.

[s] Stephanie B. Laborde

Stephanie B. Laborde

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ORDER

Considering the above and foregoing:

IT IS HEREBY ORDERED that the Ex Parte Petition for Intervention be **GRANTED** as prayed for and that the Louisiana Insurance Guaranty Association be permitted to intervene in the above captioned and numbered matter.

THUS DONE AND SIGNED on the 17 day of November, 2021, at Baton Rouge,
Louisiana.



HONORABLE DONALD R. JOHNSON
JUDGE, NINETEENTH JUDICIAL DISTRICT COURT