

# **ARCHES MUTUAL INSURANCE COMPANY IN LIQUIDATION NOTICE OF ISSUANCE OF LIQUIDATION ORDER**

## **Notice of Liquidation Arches Mutual Insurance Company (Arches Health Plan)**

Please take notice that the Third Judicial District Court of Salt Lake County, State of Utah has issued an order for the liquidation of Arches Mutual Insurance Company ("Arches"), a Utah co-op insurance company. The order was issued on January 13, 2016.

All actions and all proceedings against Arches in Utah, and elsewhere, are stayed pursuant to Section 31-A-27a-108 subject to the limitations of Section 31A-27a-108(4)(b) of the Utah Code. No action at law or in equity may be brought against Arches, its Liquidator, or its assets, whether in Utah or elsewhere, nor shall any existing actions outside the Liquidation Court be maintained or further prosecuted against Arches and any and all such actions are stayed.

No suit, action, proceeding, or claim at law or in equity of any kind shall be brought, maintained, or further prosecuted or presented on behalf of or in the name of Arches or its Liquidator without the proper authorization of the Liquidator, except that with respect to such suits, actions, proceedings, and claims at law or in equity which have been initiated previously by Arches, no further authorization by the Liquidator is necessary.

Providers of health care services are required to continue to provide health care services under their provider contract, and pursuant to the provisions of Section 31A-27a-403 of the Utah Code, until January 31, 2016 or until the expiration of their provider contract, whichever is earlier.

All of Arches' insurance policies will continue in force as a claim against Arches' estate until the earlier of: (1) January 31, 2016; (2) the day on which the policy coverage expires; (3) the date the insured replaces or terminates the insurance coverage; or (4) the date the Liquidator assigns the insured to another Health Maintenance Organization ("HMO"). If the insured has not replaced or terminated their insurance coverage before January 31, 2016, their coverage will be assigned to another HMO.

All secured creditors or parties, pledgees, lien holders, collateral holders or other persons claiming a secured, priority, or preferred interest in any property or assets of Arches, are hereby enjoined from taking any steps whatsoever to transfer, sell, encumber, attach, dispose of or exercise purported rights in or against any property or assets of Arches without the prior approval of the Liquidator.

All persons and entities, including but not limited to, Arches' directors, officers, trustees, manager, agents, sub-agents, employees, affiliates, policyholders, attorneys, and any person participating with them or acting in concert with them, are hereby enjoined from:

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- (a) The obtaining of any preference, judgment, attachment, garnishment, or lien against Arches, or any part thereof, wherever located, or the leaving of execution against Arches, or its property or assets, or any part thereof, wherever located, or the repossession of the property or assets of Arches, or any part thereof wherever located, or the commencement, prosecution or further prosecution of any suit, action, or proceeding having any such purpose or effect.
- (b) The transfer, waste, or dissipation of the bank accounts or any of the property or assets of Arches, or the transaction of any business of Arches without the approval of the Liquidator, the interference with the Liquidator in the administration of the liquidation of Arches, or the withholding from the Liquidator of the books, accounts documents, or other records relating to the business of Arches, or the copying of the books, accounts documents or other records relating to the business of Arches.
- (c) The making of any sale or deed for the nonpayment of taxes or assessments that would lessen the value of the assets of Arches.
- (d) Any other threatened or contemplated action that might lessen the value of Arches with respect to its policyholders, members, insureds, obligees, principals, creditors, shareholders, agents, brokers, intermediaries, reinsurers or ceding companies in the administration of this proceedings.

### CLAIMS BAR DATE

Claims of providers of health care services shall continue to be billed in the usual manner. All other claims against Arches must be filed using the proof of claim form that will soon be available for download at [www.utinsreceivers.org](http://www.utinsreceivers.org) or [www.archeshealth.org](http://www.archeshealth.org). Follow the instructions on the form. If you are not able to download the form, you may write the Special Deputy Liquidator at the address below and request a form. **THE LAST DAY FOR FILING A PROOF OF CLAIM IS JULY 14, 2016 AT 5:00 P.M. MDT.** Late-filed claims may receive a reduced or no distribution.

If you want to be placed on the notice list for proceedings in the liquidation court, please send the request to the Special Deputy Liquidator at the address below.

Arches Mutual Insurance Company in Liquidation  
Stillman Consulting, L.L.C.  
215 South State Street  
Suite 650  
Salt Lake City, UT 84111

Copies of the Liquidation Order and periodic court orders and reports will also be available on the Liquidator's web site, [www.utinsreceivers.org](http://www.utinsreceivers.org).