

CAUSE NO. D-1-GV-08-000945

THE STATE OF TEXAS	§	IN THE DISTRICT COURT OF
Plaintiff,	§	
	§	
v.	§	
	§	
MEMORIAL SERVICE LIFE INSURANCE	§	TRAVIS COUNTY, TEXAS
COMPANY, LINCOLN MEMORIAL LIFE	§	
INSURANCE COMPANY, AND	§	
NATIONAL PREARRANGED SERVICES,	§	
INC.	§	
Defendants.	§	250 TH JUDICIAL DISTRICT

SPECIAL DEPUTY RECEIVER'S
NOTICE OF STATUS CONFERENCE AND NOTICE OF HEARING

Donna J. Garrett, Special Deputy Receiver of Memorial Service Life Insurance Company, Lincoln Memorial Life Insurance Company and National Prearranged Services, Inc. (the "SDR" and "Lincoln-Memorial-NPS" respectively), gives notice that a STATUS CONFERENCE is set before the Special Master on **Monday, January 25, 2010** beginning at **11:00 a.m.** in Room 100 at the Texas Department of Insurance, 333 Guadalupe Street, Austin, Texas 78701.

Please take notice that hearing on the APPLICATION TO AUTHORIZE HANDLING OF NATIONAL PREARRANGED SERVICES, INC CONTRACTS WITH NO RELATED INSURANCE, RELATED PAYMENTS AND RECEIVERSHIP COURT CLAIMS [ORPHAN CONTRACT APPLICATION] is set before the Special Master located in Room 100 at 333 Guadalupe Street in Austin, Texas 78701 on **Monday, January 25, 2010** beginning at **2:00 p.m.**

The *Order of Reference to Master* entered in each receivership proceeding, pursuant to Rule 171 of the Texas Rules of Civil Procedure authorizes the Master to conduct status conferences, at his discretion. Rule 171 provides that the Master shall have the power to

regulate proceedings in a hearing before him, subject to the *Order of Reference*. In accordance with this authority, the Master has previously allowed parties in interest to participate in status conferences by telephone upon request.

The Master has determined that the disruptions resulting from the involvement of an unlimited number of parties by phone outweigh any benefits to such parties. The Master has further determined that posting the materials reported at the status conference on the receivership website will effectively inform interested parties of the status of the receivership, and avoid the intrusions associated with an open conference call. Therefore, a call-in conference service will not be utilized. Any interested person may attend the status conference in person and/or refer to the Status Conference materials posted on the receivership estate website at www.LincolnMemorialLife.com.

Respectfully submitted,

By: /s/Christopher Fuller
Christopher Fuller
Attorney in Charge
Texas State Bar No. 07515500
4612 Ridge Oak Drive
Austin, Texas 78731
Telephone: (512) 470-9544
Fax: (512) 374-0957
cfuller@fullerlaw.org

**ATTORNEY FOR DONNA J. GARRETT,
SPECIAL DEPUTY RECEIVER OF
MEMORIAL SERVICE LIFE INSURANCE
COMPANY, LINCOLN MEMORIAL LIFE
INSURANCE COMPANY AND NATIONAL
PREARRANGED SERVICES, INC.**

CERTIFICATE OF SERVICE

I certify that on January 15, 2010, a true and correct copy of this SPECIAL DEPUTY RECEIVER'S NOTICE OF STATUS CONFERENCE AND NOTICE OF HEARING was served pursuant to the Order of Liquidation, Order Approving Liquidation Plan and Permanent Injunction, the Amended Order of Reference, the Texas Rules of Civil Procedure and TEX. INS. CODE ANN. SEC. 443 on the following by electronic mail, except as specifically noted.

Via Email: Leanne.Layne@tdi.state.tx.us

Leanne Layne
Texas Department of Insurance
Liquidation Oversight - 305-1D
PO Box 149104
Austin, TX 78714-9104

Via Email: Rachel.Giani@tdi.state.tx.us

Rachel Giani
Texas Department of Insurance
Financial Counsel/Legal Services - 821
PO Box 149104
Austin, Texas 78714-9104

Via Email: James.Kennedy@tdi.state.tx.us

James Kennedy
Texas Department of Insurance
872- Legal Services\Liquidation Allocated
110-1A
PO Box 149104
Austin, Texas 78714-9104

Via Email: Kathy.Gartner@tdi.state.tx.us

Kathy Gartner
Texas Department of Insurance
582 - Rehabilitation & Liquidation Oversight
305-1C
PO Box 149104
Austin, Texas 78714-9104

Via Email: Jean.Sustaita@tdi.state.tx.us

Jean Sustaita
Texas Department of Insurance
582 Liquidation Oversight
PO Box 149104
Austin, Texas 78714-9104

Via Email: SNewberg@banking.state.tx.us

Stephanie Newberg
Texas Department of Banking

Via Email: jrixen@rixenlaw.com

Jackie Rixen
The Law Office of Jacqueline Rixen
8500 N. Mopac, Suite 605
Austin, Texas 78759
Counsel to TLAHHSIGA

Via Email: jglover@rothgerber.com

Joel A. Glover
Rothgerber, Johnson & Lyons LLP
One Tabor Center, Suite 3000
1200 Seventeenth Street
Denver, CO 80202
Counsel to NOLHGA Task Force

Via Email: foloughlin@rothgerber.com

Frank O'Loughlin
Rothgerber, Johnson & Lyons LLP
One Tabor Center, Suite 3000
1200 Seventeenth Street
Denver, CO 80202
Counsel to NOLHGA Task Force

Via Email: coliver@rothgerber.com

Cindy C. Oliver
Rothgerber, Johnson & Lyons LLP
One Tabor Center, Suite 3000
1200 Seventeenth Street
Denver, CO 80202
Counsel to NOLHGA Task Force

Via Email: karen.pettigrew@oag.state.tx.us

Karen Pettigrew
Ass't. Attorney General
PO Box 12548
Austin, TX 78711-2548

Via Email: hdeleon@dwlawtx.com

Hector DeLeon
De Leon & Washburn, PC
221 W. 6th Street, Suite 1050
Austin, Texas 78701
Counsel for National Heritage Enterprises, Inc.
and Forever Enterprises, Inc.

Via Email: mkeller@winstead.com

Mary Keller
Winstead PC
401 Congress Avenue, Ste. 2100
Austin, TX 78701
Counsel for Northstar Reinsurance

Via Email: hskelton@skeltonwoody.com &
ekaye@skeltonwoody.com

J. Hampton Skelton
Edward F. Kaye
Skelton & Woody
PO Box 1609
Austin, TX 78767-1609
Counsel for Northstar Reinsurance

Via Email: kyelkin@gardere.com

Kimberly Yelkin
Gardere Wynne Sewell
600 Congress Ave. Suite 3000
Austin, TX 78701-2978
Counsel for Quanta Reinsurance

Via Email: jennifer.jackson@oag.state.tx.us

Jennifer Jackson
Ass't. Attorney General
PO Box 12548
Austin, TX 78711-2548

Via Email:

Douglas.schmidt@huschblackwell.com

Douglas Schmidt
Husch Blackwell & Sanders
4801 Main Street #1000
Kansas City, MO 64112

Via Email: Marybeth.wilkinson@lovells.com

MaryBeth Wilkinson
Lovells, LLP
330 N. Wabash Avenue
Suite 1900
Chicago, IL 60611
Counsel for Hannover Life Re

Via Email: eric.haab@lovells.com &
kay.wilde@lovells.com

Eric Haab
Kay Wilde
Lovells, LLP
330 N. Wabash Avenue
Suite 1900
Chicago, IL 60611
Counsel for Hannover Life Re

Via Email: jwerner@rmqlawfirm.com

John Werner
Reaud, Morgan & Quinn LLP
801 Laurel Street
PO Box 26005
Beaumont, TX 77720-6005
Counsel for Broussard's Mortuary, Inc.

Via Email: sharon.euler@ago.mo.gov

Sharon K. Euler
Assistant Attorney General
Fletcher Daniels State Office Bldg.
615 E 13th Street Suite 401
Kansas City MO 64112

Via Email: phobbs@mcginnislaw.com &
lyork@mcginnislaw.com

Penny Hobbs
Larry York
McGinnis, Lochridge & Kilgore
600 Congress Avenue #2100
Austin, TX 78701
Counsel for Henneke Funeral Home

Via Email: bmcculley@mcculleymccluer.com

R. Bryant McCulley
McCulley McCluer, PLLC
One Independent Drive, Suite 3201
Jacksonville, FL 32202
Interim Class Counsel for James & Gahr

Via Email: smccluer@mcculleymccluer.com

Stuart H. McCluer
McCulley McCluer, PLLC
1109 Van Buren Avenue
Oxford, MS 38655
Interim Class Counsel for James & Gahr

Via Email: mhassan@butlerrubin.com

Michael R. Hassan
Butler Rubin Saltarelli & Boyd, LLP
70 West Madison Street, 18th Floor
Chicago, Illinois 60602
Counsel for Northstar Reinsurance

Via Email: mark.bienz@ge.com

Mark Bienz
Employer Re
5700 Broadmoor Street, Suite 1000
Mission, Kansas 66202

Via First Class Mail

Internal Revenue Service
Special Procedures Branch
P.O. Box 250
300 East 8th Street, Suite 352
Mail Stop 5022AUS
Austin, TX 78701

Via Email: mponder@cbmplaw.com

J. Michael Ponder
Cook, Barkett, Maguire & Ponder, L.C.
715 N. Clark
P.O. Box 1180
Cape Girardeau, MO 63702-1180
Interim Class Counsel for James & Gahr

Via Email: tbutler@wdklaw.com

Thomas J. Butler
Whatley Drake & Kallas, LLC
2001 Park Place North, Suite 1000
Birmingham, AL 35203
Interim Class Counsel for James & Gahr

Via Email: jwhatley@wdklaw.com

Joe R. Whatley
Whatley Drake & Kallas, LLC
1540 Broadway, 37th Floor
New York, NY 10036
Interim Class Counsel for James & Gahr

Via Email: charles@elpolaw.com

Charles E. English
English Lucas Priest & Owsley, LLP
1101 College Street
P.O. Box 770
Bowling Green, Kentucky 42102-0770
Counsel for Hardy & Son Funeral Homes

Via Email: kprettyman@woodsaitken.com

Keith A. Prettyman
Woods & Aitken, LLC
301 South 13th St. #500
Lincoln NE 68508
Counsel for Assurity

Via Email:
barb.waymire@americanenterprise.com
Barb Waymire
American Enterprise Group, Inc.
601 6th Avenue
Des Moines IA 50309
Counsel for World

Via Email: donottojr@yahoo.com
Don Otto
Executive Director and General Counsel
Missouri Funeral Directors & Embalmers
Association
PO Box 104688
Jefferson City, MO 65110

Via Email: brentea@rentealaw.com
Bogdan Rentea
Bogdan Rentea & Associates
1002 Rio Grande
Austin, Texas 78701
Counsel for North America Life Ins. Co.

Via Email: k.dekoven@argopartners.net
Kenneth A. De Koven, Esq.
Argo Partners
12 West 37th Street, 9th Floor
New York, New York 10018

/s/Christopher Fuller
Christopher Fuller