

NO. \_\_\_\_\_ FILED  
A.M. 10:10 P.M. \_\_\_\_\_

NOV 25 2008

By J. DAVID NAVARRO, Clerk  
DEPUTY

**IN THE DISTRICT COURT OF THE FOURTH JUDICIAL DISTRICT  
OF THE STATE OF IDAHO, IN AND FOR THE COUNTY OF ADA**

IN THE MATTER OF THE  
LIQUIDATION OF THE UNIVERSE  
LIFE INSURANCE COMPANY,

)  
)  
) Case No. CV OC 9601126D

) **ORDER GRANTING MOTION**  
) **FOR APPROVAL OF**  
) **SETTLEMENT AGREEMENT**  
) **AND RELEASE**  
)  
)  
)

On the 25th day of November, 2008, the Liquidator's Motion for Approval of Settlement Agreement and Release filed October 27, 2008, came on for hearing before the Court, the Honorable Thomas F. Neville presiding. B. Newal Squyres and Ted C. Murdock of the law firm of Holland & Hart LLP appeared on behalf of the Liquidator. Christopher C. Burke of the law firm of Greener, Burke & Shoemaker P.A. appeared on behalf of the Grain Growers Membership & Insurance Trust, the American Soybean Association Membership & Insurance Trust, the American Independent Association Participating Trust, the National Growers and Stockman Group Trust, the National Contract Poultry Growers Association Membership & Insurance Trust (the "Agricultural Trusts") and AIA Insurance, Inc. John F. Finston of the law firm Sonnenschein Nath & Rosenthal LLP appeared on behalf of the National Organization of Life and Health Insurance Guaranty Associations ("NOLHGA").

The Liquidator's Motion seeks Court approval of the Settlement Agreement and Release entered between the Agricultural Trusts, NOLHGA, AIA Insurance, Inc. and

the Universe Liquidator. Appropriate and timely notice of the Motion was given to parties the Liquidator deemed interested in the proceeding.

The Court, having reviewed the pleadings and other documents and affidavits filed in support of the Liquidator's Motion, having heard the argument of counsel in support of the Liquidator's Motion, being familiar with the Court's records and files in this matter, and being fully advised in the premises, makes the following Order:

IT IS HEREBY ORDERED, ADJUDGED, AND DECREED that the Liquidator's Motion for Approval of Settlement Agreement and Release is GRANTED. This Order approves the Settlement Agreement and Release attached to the Liquidator's Memorandum in Support of Motion as Exhibit A.

IT IS FURTHER ORDERED, ADJUDGED, AND DECREED that it is in the best interest of the Universe estate that the claims of the Agricultural Trusts and of NOLHGA and the guaranty associations be resolved and that the Settlement Agreement and Release is a fair and reasonable resolution of all issues arising out of or related to Universe policies issued to the Agricultural Trusts.

IT IS FURTHER ORDERED, ADJUDGED, AND DECREED that the Settlement Agreement and Release is binding on all SBA Certificate Holders, as that term is defined in the Settlement Agreement, and that the Settlement Agreement and Release constitutes full and final satisfaction of all claims of the Agricultural Trusts and SBA Certificate Holders under the policies issued by Universe.

IT IS FURTHER ORDERED, ADJUDGED, AND DECREED that the Liquidator is authorized and directed to do all acts, execute all documents, and perform all and any functions necessary, including the distribution of estate assets to AIA Insurance for distribution to the SBA Certificate Holders and to NOLHGA, for distribution to the affected guaranty associations, in accordance with the terms of the Settlement Agreement and Release and in accordance with the terms of this Order.

IT IS FURTHER ORDERED, ADJUDGED, AND DECREED that the notice provided by the Liquidator in conjunction with this Motion was adequate and complete and that the Liquidator has fulfilled his obligation and duty to present the Settlement Agreement and Release for Court approval.

IT SO ORDERED on this 25<sup>th</sup> day of November, 2008.

Thomas F. Neville  
HON. THOMAS F. NEVILLE  
District Judge

COURT OF QUEBEC  
GENEVEE OF QUEBEC  
J. David Ferguson, Clerk of the District Court of the Fourth  
Judicial District of the County of Beauport for the County  
of Beauport, Quebec, Canada, is hereby notified that the  
above-mentioned motion was heard and decided by the  
Court on the 25<sup>th</sup> day of November, 2008.  
J. DAVID FERGUSON, Clerk  
By [Signature] Deputy