

STATE OF MICHIGAN
CIRCUIT COURT FOR THE 30TH JUDICIAL CIRCUIT
INGHAM COUNTY

KEN ROSS, COMMISSIONER OF THE OFFICE
OF FINANCIAL AND INSURANCE
REGULATION,

Petitioner,

No. 10-397-CR

v

HON. WILLIAM E. COLLETTE

AMERICAN COMMUNITY MUTUAL
INSURANCE COMPANY,

Respondent.

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CIRCUIT COURT
INGHAM COUNTY
MICHIGAN

**EX PARTE ORDER APPROVING JANICE SYLVERTOOTH'S
COMPENSATION AS ACTING PERSONNEL DIRECTOR**

At a session of said Court
held in the Circuit Courtrooms
for the County of Ingham,
State of Michigan, on the
21ST day of April, 2011.

PRESENT: HONORABLE WILLIAM E. COLLETTE, CIRCUIT COURT JUDGE

WHEREAS, Kevin Clinton,¹ the Commissioner of the Office of Financial and Insurance Regulation and duly appointed Rehabilitator of American Community Mutual Insurance Company, (the "Rehabilitator") has filed an Ex Parte Petition for Approval of Janice Sylvertooth's Compensation as Acting Personnel Director (the "Ex Parte Petition"); and

WHEREAS, MCL 500.8114(1) authorizes the Rehabilitator to employ such assistants as he considers necessary, whose compensation shall be fixed by the Rehabilitator with the approval of the Court; and

WHEREAS, the Rehabilitator has determined that the employment of Janice Sylvertooth as an independent contractor to serve as Acting Personnel Director of American Community is both necessary and appropriate for the effective and efficient administration of this Rehabilitation proceeding and will assist in providing the maximum protection to creditors, policyholders, and the public;

NOW, THEREFORE, IT IS HEREBY ORDERED that the Court APPROVES the compensation to be paid to Ms. Sylvertooth, as fixed by the Rehabilitator pursuant to the terms set forth in the Ex Parte Petition and the Retainer Agreement attached thereto, in connection with her employment as Acting Personnel Director of American Community.

IT IS FURTHER ORDERED that the Court retroactively approves the payment of any compensation earned by Ms. Sylvertooth for services provided and/or expenses incurred prior to the date of this Order.

IT IS FURTHER ORDERED that due to the difficulty and prohibitive cost associated with providing personalized notice of the Ex Parte Petition and this Order to all parties with an

¹ Governor Snyder duly appointed Kevin Clinton to succeed Ken Ross as the Commissioner of OFIR effective April 18, 2011. Consequently, Commissioner Clinton became the Rehabilitator of American Community on that date.

interest in this matter, the Court authorizes, approves, and/or ratifies the Rehabilitator's service of the Ex Parte Petition and this Order by posting electronic copies on the OFIR website, www.michigan.gov/ofir, under the section "Who We Regulate" and the subsection "American Community." The Court finds that service in this manner is reasonably calculated to give interested parties actual notice of these proceedings and is otherwise reasonable under the circumstances.

IT IS SO ORDERED.

A handwritten signature in black ink, appearing to read "W. E. Collette", written over a horizontal line.

Honorable William E. Collette
Circuit Court Judge