

IN THE UNITED STATES BANKRUPTCY COURT
FOR THE DISTRICT OF NEBRASKA

IN THE MATTER OF:)
)
The Petition of Theo Bullmore &) CASE NO. BK03-42145
Simon Whicker as Joint Official)
Liquidators for NATIONAL)
WARRANTY INSURANCE RISK) In an ancillary case
RETENTION GROUP, d/b/a National) under 11 U.S.C. § 304
Warranty Insurance Company and)
National Warranty Insurance)
Group,)
)
Debtor in)
foreign proceedings.)

ORDER

Trial was held in Omaha, Nebraska, on August 5, 2003, on the petitioners' motion for temporary restraining order (Fil. #2) and objections by Phyllis Hoffman (Fil. #10) and Johnny's Enterprises, Inc. (Fil. #14). Joseph Badami, Krista Kester, and Michelle Paxton appeared for the Joint Official Liquidators; John Smaha, Clay Rogers, and Jay Westbrook appeared for Phyllis Hoffman individually and others similarly situated; Justin Lucey appeared for Johnny's Enterprises, Inc.; Martin Pelster, William Choslovsky, and Karl Halperin appeared for Commonwealth Dealers Life Insurance Company; Don Swanson and Christopher Basilevac appeared for Consumer Automotive Consultants, L.L.C.; John Guthery appeared for American Safety Reinsurance, Ltd.; Donald Rector appeared for SC&E Administrative Services, Inc.; and George Kurisky appeared for Vista Group.

IT IS ORDERED: For the reasons set forth in the Memorandum filed contemporaneously herewith, it is appropriate to grant the relief requested by the Joint Liquidators and make permanent the terms of the temporary restraining order initially entered in this case. Therefore, the substantive terms of the temporary restraining order entered on June 20, 2003, at Filing No. 7 are incorporated herein and made a part hereof, as if herein fully set out. A separate order containing all such substantive terms may be entered upon request of the Joint Liquidators. All issues concerning the rights of parties holding or claiming against "reserves" which are not in the possession of National Warranty, and which are the subject of various objections timely filed, will be dealt with at a separate hearing and by separate order.

DATED: August 19, 2003

BY THE COURT:

/s/Timothy J. Mahoney
Chief Judge

Notice given by the Court to:
See attached list

ATTORNEYS FOR Joint Official Liquidators of National Warranty Insurance Risk Retention Group

Krista L. Kester
Joseph Badami
Michelle Paxton
301 S. 13th Street, Suite 500
Lincoln, NE 68508

ATTORNEYS FOR Phyllis Hoffman

Clay Rogers
8712 W. Dodge Rd., Ste 400
Omaha, NE 68114

John L. Smaha
Smaha & Daley
7860 Mission Center Court, Suite 100
San Diego, CA 92108

Jay L. Westbrook
The University of Texas at Austin School of Law
727 East Dean Keeton St.
Austin, TX 78705

ATTORNEYS FOR Commonwealth Dealers Life Insurance Company

Martin P. Pelster
2120 So. 72nd St., #1250
Omaha, NE 68124

William Choslovsky
203 N. LaSalle St., Suite 1800
Chicago, IL 60601-1293

Karl Halperin
6160 N. Cicero Ave. Suite 320
Chicago, IL 60646

ATTORNEYS FOR Consumer Automotive Consultants, LLC

Donald L. Swanson
Christopher J. Basilevac
1125 So. 103rd St, Ste. 800
Omaha, NE 68124

ATTORNEY FOR American Safety Reinsurance Ltd.

John M. Guthery
233 So. 13th St, Ste 1400
Lincoln, NE 68508

ATTORNEY FOR SC & E Administrative Services, Inc.

Donald R. Rector
2200 One Galleria Tower
13355 Noel Rd. L.B. 48
Dallas, TX 75240-6657

ATTORNEY FOR Vista Group

George Kurisky
1221 Lamar St. Suite 1000
Houston, TX 77010

ATTORNEY FOR Johnny's Enterprises, Inc.

Justin O'Toole Lucey
415 Mill Street
PO Box 806
Mount Pleasant, SC 29465-0806