

**Filing Deadline:  
11:59 p.m. CDT  
December 28, 2020**

## **NOTICE OF LIQUIDATION AND DEADLINE TO FILE PROOF OF CLAIM**

**Capson Physicians Insurance Company** (“Capson”) was placed in liquidation by order of the 250th Travis County District Court (the “Receivership Court”). CANTILO & BENNETT, L.L.P., the Special Deputy Receiver of Capson (“SDR”), is handling the liquidation of Capson. This Notice explains how claims against Capson can be filed.

### **Claims Must be Filed on a Proof of Claim Form**

A Proof of Claim (“POC”) is the claim form included with this Notice. The contents of this form are required by law and include information that the SDR needs to process a claim.

### **A POC Must be Filed, Unless an Exception Applies**

If you have an unpaid claim that Capson was responsible for paying, you must file a POC to make a claim unless one of the exceptions described below applies. You do *not* need to file a POC if:

1. You had a claim under an insurance policy that was fully paid by a state insurance guaranty association (“Guaranty Fund”), or you settled your claim with a Guaranty Fund. You will not have an unpaid claim in the receivership, as your claim has been resolved.
2. You received a payment from a Guaranty Fund, but the payment was reduced by a deductible. If this happens, the Guaranty Fund will report the unpaid deductible to the SDR. The SDR will approve unpaid deductible claims reported by Guaranty Funds.
3. You have a claim for goods or services provided to Capson *on or after* February 11, 2019, and:
  - (a) the goods or services were provided at the request of the Rehabilitator, the Liquidator, or the SDR, and
  - (b) the Rehabilitator, the Liquidator, or the SDR approved the payment of goods or services.

If you do not know if one of these exceptions apply to your claim, you should file a POC.

### **Instructions on completing the POC**

All applicable blanks on the POC form must be completed, and the form must be signed before a notary and notarized. You must provide sufficient information in your POC, and include any documents supporting your claim. A separate POC must be submitted for each person or each claim. If the POC form is submitted on behalf of another person, you must provide evidence that you are authorized to file the claim on behalf of that person. A POC form may be duplicated.

## **Filing deadline for POCs**

The Receivership Court has established a deadline and procedure for filing claims against Capson. To file a claim, you must complete and return the POC form as described below so that it is received by the SDR **no later than 11:59 p.m. CDT on December 28, 2020** (the “Filing Deadline”).

You may send your POC to the SDR by U.S Mail, courier (delivery service), or hand delivery. If you mail your POC, it does not need to be sent by registered or certified mail, unless you want proof of receipt. You should keep a copy of your POC and any proof that it was mailed or delivered. You should allow sufficient time to ensure that your POC is received by the SDR by the Filing Deadline. A POC postmarked by the Filing Deadline but received after the Filing Deadline is not timely filed.

You cannot send a POC by e-mail or fax. Any POC received by e-mail or fax will not be accepted.

The POC must be addressed to the SDR to one of the addresses below:

### **BY MAIL:**

CANTILO & BENNETT, L.L.P.  
Special Deputy Receiver  
Capson Physicians Insurance Company  
ATTENTION: CLAIMS  
P.O. Box 184  
Austin, Texas 78767

### **BY COURIER OR HAND DELIVERY:**

CANTILO & BENNETT, L.L.P.  
Special Deputy Receiver  
Capson Physicians Insurance Company  
ATTENTION: CLAIMS  
11401 Century Oaks Terrace, Suite 300  
Austin, Texas 78758

## **What Happens After You File Your POC**

The SDR will review your POC to determine if you have a claim against Capson. If your claim is payable by a Guaranty Fund, your POC will be sent to the Guaranty Fund responsible for your claim. If the SDR finds that you have a valid claim against Capson that is not payable by a Guaranty Fund, you will be notified.

Approved claims are paid according to their priority class. The SDR will notify you when it determines the priority class of your POC. A distribution on claims in a class can be made if there are funds available for that class. The SDR does not know whether there will be funds to pay claims, or when a distribution might be made. If your POC is approved, and funds are available to pay your claim, you will be notified.

It is important that you inform the SDR of any change to your address. If the SDR does not have your current address, you might not receive future notices or payments.

Additional information about the Capson receivership is available on the SDR’s web site, [www.capsonsd.com](http://www.capsonsd.com). The web site will be updated periodically.