# NO. D-1-GN-23-001549

| TEXAS DEPARTMENT OF     |  |
|-------------------------|--|
| INSURANCE,              |  |
| Plaintiff               |  |
| vs.                     |  |
| FRIDAY HEALTH INSURANCE |  |
| COMPANY, INC.,          |  |
| Defendants              |  |

IN THE DISTRICT COURT OF

TRAVIS COUNTY, TEXAS

**345TH JUDICIAL DISTRICT** 

# ACKNOWLEDGMENT OF NOTICE AND WAIVER OF OBJECTION

(filed by the Texas Life & Health Insurance Guaranty Association)

TO THE HONORABLE JUDGE OF THIS COURT:

The Texas Life & Health Insurance Guaranty Association ("Association") acknowledges

that it received the Special Deputy Receiver's Application for Authority to Destroy Records (Smart Data

System), filed by the Special Deputy Receiver on or about May 11, 2023.

The above Application is set for submission on May 30, 2023, before the Special Master.

The Association has no objection to the above-referenced Application.

Respectfully submitted,

RixenLaw P.O. Box 9879 Austin, Texas 78766 PH: (512) 474-1577

By: <u>/s/ Jacqueline Rixen</u> Jacqueline Rixen State Bar No. 16962550 <u>jrixen@rixenlaw.com</u>

> Counsel for the Texas Life & Health Insurance Guaranty Association

# CERTIFICATE OF SERVICE

I certify that a true and correct copy of the Texas Life & Health Insurance Guaranty Association's *Acknowledgment of Notice and Waiver of Objection* was served on the parties listed below on May 22, 2023, pursuant to the *Agreed Order Appointing Liquidator, Permanent Injunction and Notice of Stay, Agreed Order of Reference to Master*, the Texas Rules of Civil Procedure, and TEX. INS. CODE § 443.007(d), by electronic mail, except as specifically noted.

### Via Email: specialmasterclerk@tdi.texas.gov

Tom Collins, Receivership Master c/o Special Master's Clerk RLO MC-FRD PO Box 12030 Austin, TX 78711-2030

Via e-Service: <u>Brian.Riewe@tdi.texas.gov</u> Brian E. Riewe Via Email: <u>Shawn.Martin@tdi.texas.gov</u> Shawn Martin Texas Department of Insurance RLO MC-FRD PO Box 12030 Austin, TX 78711-2030

Via Email: <u>Vane.Hugo@tdi.texas.gov</u> Vane Hugo Via Email: <u>John.Walker@tdi.texas.gov</u> John Walker Texas Department of Insurance RLO MC-FRD PO Box 12030 Austin, TX 78711-2030

#### Via Email: <u>Mark.Levy@tdi.texas.gov</u>

Mark Levy General Counsel Division Office of Financial Counsel Texas Department of Insurance PO Box 12030 Austin, TX 78711-2030

### Via e-Service: Zachary.Rhines@oag.texas.gov

Zachary L. Rhines Assistant Attorney General General Litigation Division Office of the Texas Attorney General P.O. Box 12548, Mail Stop 01901 Austin, Texas 78711-2548 *Counsel for Texas Department of Insurance*  Via e-Service: <u>gpierce@gpiercelaw.com</u> Gregory A. Pierce Attorney at Law P.O. Box 40 Austin, Texas 78767 *Counsel for Special Deputy Receiver* 

#### Via e-Service: <u>cfuller@fullerlaw.org</u>

Christopher Fuller Fuller Law Group 4612 Ridge Oak Drive Austin, Texas 78731 *Counsel for Special Deputy Receiver* 

### Via e-Service: <u>sstrickland@mwlaw.com</u>

Stanton Strickland Mitchell, Williams, Selig, Gates & Woodyard, PLLC 500 W. 5th Street, Ste. 1150 Austin, Texas 78701 Counsel for Friday Health Insurance, Inc.

### Via Email: Brian.Hansen@hcahealthcare.com

Brian Hansen HCA HEALTHCARE One Park Plaza, Building 1-2E Nashville, TN 37203

Via First Class Mail INTERNAL REVENUE SERVICE Special Procedures Branch 300 East 8th Street, Suite 352 Mail Stop 5026AUS Austin, Texas 78701

/s/ Jacqueline Rixen Jacqueline Rixen