

Chapter 734

Rehabilitation and Liquidation of Insurers

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ATTY. GEN. OPINIONS: Duty of Secretary of State to audit accounts of receiver, 1964-66, p 85; disposition of reserve for expenses and unclaimed distributions, 1964-66, p 252.

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NOTES OF DECISIONS

Under former similar statute a claim against securities deposited had to be proved to the satisfaction of the commissioner, and approved by the court. *Averill v. Holman*, (1936) 155 Or 125, 60 P2d 968, 62 P2d 939.

Under former similar statute a verified statement of claim, standing alone, was not sufficient proof of the validity of the demand as against attack. *Id.*

FURTHER CITATIONS: *Bank of Calif. Nat. Assn. v. Scott*, (1938) 159 Or 70, 78 P2d 342.

ATTY. GEN. OPINIONS: Disposition of funds deposited by casualty company upon insolvency, 1930-32, p 797; disposition of securities upon claim of a receiver, 1932-34, p 468; insolvency of insurance companies with security deposits to back up automobile membership cards as bail, 1958-60, p 27; duty of Secretary of State to audit accounts of receiver, 1964-66, p 85.

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CASE CITATIONS: *Ezell v. Equity Gen. Ins. Co.*, (1962) 219 F Supp 51; *Korlann v. Belton*, (1963) 236 Or 23, 384 P2d 210, 386 P2d 664.

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NOTES OF DECISIONS

The law of the district controls the right of the judgment creditor to garnishee. *Ezell v. Equity Gen. Ins. Co.*, (1962) 219 F Supp 51.