

STATE OF SOUTH DAKOTA) IN CIRCUIT COURT
) ss:
 COUNTY OF HUGHES) SIXTH JUDICIAL CIRCUIT

STATE OF SOUTH DAKOTA, EX REL.)	32CIV18-125
LARRY DEITER, DIRECTOR OF)	
INSURANCE OF THE STATE OF SOUTH)	
DAKOTA,)	
Petitioner,)	APPLICATION NO. 28 FOR
)	ORDER APPROVING
v.)	LIQUIDATOR'S SEVENTH CLAIMS
)	REPORT & RECOMMENDATION
)	
RELIAMAX SURETY COMPANY,)	
Respondent.)	
)	
)	

COMES NOW Larry Deiter, Liquidator (“the Liquidator”) of ReliaMax Surety Company (“ReliaMax”), and hereby applies to the Court for an Order approving the Liquidator’s Seventh Claims Report and recommendation to allow payment of distributions for uncontested claims as follows:

1. This application is made pursuant to SDCL 58-29B-125, wherein the Liquidator is required to review all claims duly filed in the liquidation proceedings, make such further investigation as he deems necessary, and submit a claims report (“Seventh Claims Report”) to the Court containing his claims recommendations.
2. Between the entry of the Order of Liquidation on June 27, 2018 and the Claims Bar Date, December 31, 2018, the Liquidator issued approximately 15,057 Notices of Liquidation and Proof of Claim (“POC”) forms, with instructions to policyholders, third-party claimants, and other potential claimants and/or creditors of ReliaMax.
3. Starting on July 7, 2018, notice of the liquidation was published throughout the country and State of South Dakota informing interested parties of the liquidation proceedings and including contact information and instructions for the timely filing of a POC.
4. On or before the Bar Date of December 31, 2018, the Liquidator received 1,774 timely-filed POCs. The Liquidator also received 3 late-filed claims, each of which are approved or assigned a subordinate class that will not be evaluated at this time. Throughout the

Liquidator's review of the filed POCs, certain POCs have been compounded or split based on the claim asserted, resulting in a total of 1,825 POCs received.

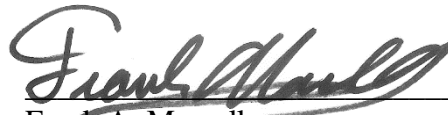
5. 1,308 Class 3 claims have been adjudicated pursuant to SDCL Ch. 58-29B and approved by the Court in its Orders regarding the First Claims Report in the Liquidator's Application No. 13 ("First Claims Report"), the Second Claims Report in the Liquidator's Application No. 15 ("Second Claims Report"), and the Third Claims Report in the Liquidator's Application No. 16 ("Third Claims Report"). This includes one contested claim reviewed by the Special Referee. ("Order Affirming Special Referee's Recommendation").
6. 454 Class 4 claims have been adjudicated pursuant to SDCL Ch. 58-29B and partial distributions were approved by the Court in its Orders regarding the Fourth Claims Report in the Liquidator's Application No. 18 ("Fourth Claims Report"), the Fifth Claims Report in the Liquidator's Application No. 22 ("Fifth Claims Report"), and the Sixth Claims Report in the Liquidator's Application No. 26 ("Sixth Claims Report").
7. The remaining subordinate classes of claims, 55 Class 6 claims, and 7 Class 8 claims, are yet to be valued. Classes subordinate to Class 4 will not be evaluated on their merits, as we anticipate Class 4 claims will exhaust remaining funds.
8. Pursuant to SDCL 58-29B-125, attached hereto as Exhibit A and incorporated herein is the Seventh Claims Report that contains a schedule listing the names and addresses of these 454 claimants holding a priority Class 4 claim as defined by SDCL 58-29B-124, the POC number assigned by the Liquidator, and the valuation of the claim already approved by this Court.
9. Pursuant to SDCL 58-29B-49(6), one of the principal goals of the Liquidator is to collect assets for the ultimate purpose of then distributing these assets to the creditors of ReliaMax in accordance with the priority scheme in SDCL 58-29B-124. While the Liquidator is still in pursuit of certain assets, the Liquidator believes that it is presently reasonable to make a fourth interim distribution of ten percent (10%) on Class 4 claims. Such a distribution would permit creditors to receive a percentage of their claims while permitting the Liquidator to retain funds necessary for the pursuit of remaining assets and pay the costs of ReliaMax.
10. Once the recovery of the remaining assets by the Liquidator has concluded and a final accounting is prepared, a final distribution amount to approved Class 4 claimants will be sought from the Court and once approved, paid.
11. Exhibit A, as it relates to this proposed fourth distribution, evidences the Liquidator's aggregate Class 4 claim valuation of \$76,754,830.31, premiums due to ReliaMax from

certain claimants in the amount of \$85,205.66 and proposed a “net” amount due these Class 4 claimants of \$7,666,848.21.

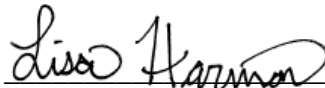
12. In support of this Application No. 28 for Order Approving this Seventh Claims Report and Recommendation, the Liquidator has attached the affidavit of Michael J. FitzGibbons, Special Deputy Liquidator as Exhibit B.
13. The Liquidator recommends the proposed net payments in the amount of \$7,666,848.21 as set forth above in paragraph 11 and as shown in Exhibit A and seeks the Court’s approval of same.

WHEREFORE the Liquidator respectfully requests, without the need for a hearing unless the Court determines otherwise, that the Court enter an Order approving the Seventh Claims Report and recommendation to allow payment of distributions for uncontested claims by the Liquidator as contained in this Application and set forth in Exhibit A.

Respectfully submitted this 18th day of May, 2023.



Frank A. Marnell
Attorney for Liquidator of ReliaMax Surety
124 S. Euclid Avenue, 2nd Floor
Pierre, SD 57501
(605) 773-3563




Lisa M. Harmon
Attorney for Liquidator of ReliaMax Surety
124 S. Euclid Avenue, 2nd Floor
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CERTIFICATE OF SERVICE

The undersigned hereby certifies that copy of the Liquidator's Application No. 28 was served upon ReliaMax Surety Company in Liquidation via regular U.S. Mail, postage prepaid, to the company's mailing address at 8701 E. Vista Bonita Dr., Ste. 200, Scottsdale, AZ 85255.

Dated this 18th day of May, 2023 in Pierre, South Dakota.



Lisa M. Harmon
Attorney for Liquidator of ReliaMax Surety
124 S. Euclid Avenue, 2nd Floor
Pierre, SD 57501
(605) 773-3563

Claimant Name	Contact	Address 1	Address 2	City	State	Zip	POC APPROVED BY LIQUIDATOR	PARTIAL PYMT #1 DISTRIB %	PARTIAL DISTRIBUTION #1 AMOUNT	UNPAID PREMIUMS DIST #1	PARTIAL PAYMENT #1 APPROVED BY LIQUIDATOR COURT	PARTIAL PYMT #2 DISTRIB %	PARTIAL DISTRIBUTION #2 AMOUNT	UNPAID PREMIUMS DIST #2	PARTIAL PAYMENT #2 APPROVED BY LIQUIDATOR COURT	PARTIAL PYMT #3 DISTRIB %	PARTIAL DISTRIBUTION #3 AMOUNT	UNPAID PREMIUMS DIST #3	PARTIAL PAYMENT #3 APPROVED BY LIQUIDATOR COURT	PARTIAL PYMT #4 DISTRIB %	PARTIAL DISTRIBUTION #4 AMOUNT	UNPAID PREMIUMS DIST #4	PARTIAL PAYMENT #4 APPROVED BY LIQUIDATOR COURT				
100055	1st Community Federal Credit Union	George Street	3505 Weddoway Drive	San Angelo	TX	76904-6433	\$3,611.94	15%	\$541.79	\$0.00	\$541.79	15%	\$541.79	\$0.00	\$541.79	10%	\$361.19	\$0.00	\$361.19	10%	\$361.19	\$0.00	\$361.19	\$	\$	6.6149	
101141	1st Fed Credit Union	Kelly Childress	1156 Kennedee Drive	Chambersburg	PA	17201	\$66,344.39	15%	\$9,951.66	\$1,993.99	\$8,757.67	15%	\$9,951.66	\$0.00	\$9,951.66	10%	\$6,634.44	\$0.00	\$6,634.44	10%	\$6,634.44	\$0.00	\$6,634.44	\$	\$	63.4444	
100001	A & A Cleaning	Aliza Oehler	1601 E. 77th St. Apt. 1206 E	Sioux Falls	SD	57108	\$6,789.39	15%	\$1,018.41	\$0.00	\$1,018.41	15%	\$1,018.41	\$0.00	\$1,018.41	10%	\$678.94	\$0.00	\$678.94	10%	\$678.94	\$0.00	\$678.94	\$	\$	6.7894	
100076	A&B Business, Inc.	Lisa Russell	1600 North A Avenue	Sioux Falls	SD	57104	\$6,789.39	15%	\$1,018.41	\$0.00	\$1,018.41	15%	\$1,018.41	\$0.00	\$1,018.41	10%	\$678.94	\$0.00	\$678.94	10%	\$678.94	\$0.00	\$678.94	\$	\$	6.7894	
100075	A&B Pure Water	Lisa Russell	1600 North A Avenue	Sioux Falls	SD	57104	\$191.70	15%	\$28.76	\$0.00	\$28.76	15%	\$28.76	\$0.00	\$28.76	10%	\$19.17	\$0.00	\$19.17	10%	\$19.17	\$0.00	\$19.17	\$	\$	1.917	
100884	ABCO Federal Credit Union	Nelson Jarr	PO Box 247	Ramosoa	NJ	8073	\$67,534.88	15%	\$9,380.23	\$0.00	\$9,380.23	15%	\$9,380.23	\$0.00	\$9,380.23	10%	\$6,253.49	\$0.00	\$6,253.49	10%	\$6,253.49	\$0.00	\$6,253.49	\$	\$	62.5349	
100427	ABNH Federal Credit Union	Cooper, Spang & Davis, P.C.	Stephen A. Leon	Portsmouth	VA	23704	\$129,650.38	15%	\$19,447.56	\$0.00	\$19,447.56	15%	\$19,447.56	\$0.00	\$19,447.56	10%	\$12,965.04	\$0.00	\$12,965.04	10%	\$12,965.04	\$0.00	\$12,965.04	\$	\$	12.9654	
100029	Accred Credit Union	Maxine Kuzmeka	23 Commerce Circle	Bristol	PA	19007	\$34,750.37	15%	\$5,212.56	\$41.89	\$5,168.67	15%	\$5,212.56	\$0.00	\$5,212.56	10%	\$3,475.04	\$0.00	\$3,475.04	10%	\$3,475.04	\$0.00	\$3,475.04	\$	\$	3.4754	
100218	Address Credit Union	Debra Papp	1469 Adversary Way	Kendall	FL	34607	\$23,228.38	15%	\$3,484.27	\$0.00	\$3,484.27	15%	\$3,484.27	\$0.00	\$3,484.27	10%	\$2,328.38	\$0.00	\$2,328.38	10%	\$2,328.38	\$0.00	\$2,328.38	\$	\$	2.3284	
101065	ACMO Federal Credit Union	Viola H. O'Connell	1753 Millon Avenue	Selby	VA	13209	\$104,909.98	15%	\$15,736.50	\$0.00	\$15,736.50	15%	\$15,736.50	\$0.00	\$15,736.50	10%	\$10,491.00	\$0.00	\$10,491.00	10%	\$10,491.00	\$0.00	\$10,491.00	\$	\$	10.4910	
100084	Adams Bank & Trust	Todd S. Adams	205 N. Spruce Street	Ogallala	NE	69131	\$41,178.32	15%	\$6,206.75	\$967.47	\$5,239.28	15%	\$6,206.75	\$0.00	\$6,206.75	10%	\$4,137.83	\$0.00	\$4,137.83	10%	\$4,137.83	\$0.00	\$4,137.83	\$	\$	4.1378	
100729	Advanced Financial Federal Credit Union	Michael Dupont, Esq.	McKenna, Dupont, Higgins & Stone, Esq.	Red Bank	NJ	7901	\$19,548.39	15%	\$2,977.26	\$0.00	\$2,977.26	15%	\$2,977.26	\$0.00	\$2,977.26	10%	\$1,984.84	\$0.00	\$1,984.84	10%	\$1,984.84	\$0.00	\$1,984.84	\$	\$	1.9848	
100037	Aerotec, Inc.	Fey Addeby	7317 Parkway Drive S.	Hanover	MD	21076	\$8,615.00	15%	\$1,292.25	\$0.00	\$1,292.25	15%	\$1,292.25	\$0.00	\$1,292.25	10%	\$861.50	\$0.00	\$861.50	10%	\$861.50	\$0.00	\$861.50	\$	\$	8.6150	
100211	Affinity Plus Federal Credit Union	Felhaber Larson	220 South 6th St., Suite 220	Minneapolis	MN	55402	\$1,995,341.98	15%	\$239,301.30	\$54,799.38	\$184,501.92	15%	\$239,301.30	\$0.00	\$239,301.30	10%	\$159,534.20	\$0.00	\$159,534.20	10%	\$159,534.20	\$0.00	\$159,534.20	\$	\$	159.5342	
100038	Agriculture Federal Credit Union	Margie Clark	PO Box 2225	Merrifield	VA	22116	\$1,303.69	15%	\$195.55	\$0.00	\$195.55	15%	\$195.55	\$0.00	\$195.55	10%	\$130.37	\$0.00	\$130.37	10%	\$130.37	\$0.00	\$130.37	\$	\$	1.3037	
101103	Alabama Credit Union	Benson Bolling	P.O. Box 96298	Tuscaloosa	AL	35886-0227	\$270,581.55	15%	\$40,581.24	\$0.00	\$40,581.24	15%	\$40,581.24	\$0.00	\$40,581.24	10%	\$27,058.15	\$0.00	\$27,058.15	10%	\$27,058.15	\$0.00	\$27,058.15	\$	\$	27.0581	
100136	Allegi Credit Union	Mayana F. Bedard	P.O. Box 7008	Lowell	MA	01852	\$308,387.26	15%	\$45,058.09	\$609.99	\$44,808.00	15%	\$45,058.09	\$0.00	\$45,058.09	10%	\$30,038.73	\$0.00	\$30,038.73	10%	\$30,038.73	\$0.00	\$30,038.73	\$	\$	30.0388	
100371	Alliance Catholic Credit Union	Christopher Frank	Ledac Frank, PC	Royal Oak	MI	48068	\$39,387.51	15%	\$5,908.13	\$344.64	\$5,563.49	15%	\$5,908.13	\$0.00	\$5,908.13	10%	\$3,938.75	\$0.00	\$3,938.75	10%	\$3,938.75	\$0.00	\$3,938.75	\$	\$	3.9388	
101055	Alta One Federal Credit Union	Pamella Easley	701 S. Chama Lake Blvd.	Redgeest	CA	93555	\$4,644.08	15%	\$696.61	\$0.00	\$696.61	15%	\$696.61	\$0.00	\$696.61	10%	\$464.41	\$0.00	\$464.41	10%	\$464.41	\$0.00	\$464.41	\$	\$	4.6441	
100148	Alma Federal Credit Union	Jack Peplinski	1700 Oak Forest Dr.	Omaha	NE	68450	\$246,505.01	15%	\$36,975.75	\$677.82	\$36,297.93	15%	\$36,975.75	\$0.00	\$36,975.75	10%	\$24,650.50	\$0.00	\$24,650.50	10%	\$24,650.50	\$0.00	\$24,650.50	\$	\$	24.6505	
100143	American Bank Center	Mary Oydahl	140 First Avenue West	Dickinson	ND	58601	\$83,072.07	15%	\$12,460.81	\$0.00	\$12,460.81	15%	\$12,460.81	\$0.00	\$12,460.81	10%	\$8,307.21	\$0.00	\$8,307.21	10%	\$8,307.21	\$0.00	\$8,307.21	\$	\$	8.3072	
101057	American Eagle Financial Credit Union	Baldini & Lang, LLC	Richard Lang	West Hartford	CT	6127	\$431,911.89	15%	\$64,786.78	\$1,775.98	\$63,010.80	15%	\$64,786.78	\$0.00	\$64,786.78	10%	\$43,191.19	\$0.00	\$43,191.19	10%	\$43,191.19	\$0.00	\$43,191.19	\$	\$	43.1919	
100805	American Express Travel Related Services Co., Inc.	c/o Becket & Lee LLP	Sandra K. Curtin	Malvern	PA	19355	\$4,941.22	15%	\$741.18	\$0.00	\$741.18	15%	\$741.18	\$0.00	\$741.18	10%	\$494.12	\$0.00	\$494.12	10%	\$494.12	\$0.00	\$494.12	\$	\$	4.9412	
100065	American Heritage Federal Credit Union	Bryan L. Eichenbaum	2060 Red Lion Road	Philadelphia	PA	19115	\$303,737.93	15%	\$45,560.69	\$0.00	\$45,560.69	15%	\$45,560.69	\$0.00	\$45,560.69	10%	\$30,373.79	\$0.00	\$30,373.79	10%	\$30,373.79	\$0.00	\$30,373.79	\$	\$	30.3739	
101746	American Lake Credit Union	Kolin McManis	9200 Gravelly Lake Dr.	Lakewood	WA	98449	\$8,152.69	15%	\$1,252.90	\$0.00	\$1,252.90	15%	\$1,252.90	\$0.00	\$1,252.90	10%	\$815.27	\$0.00	\$815.27	10%	\$815.27	\$0.00	\$815.27	\$	\$	8.1527	
101138	American Christian Credit Union	Janie Johnson	11206 E. 7th St.	Glendon	CA	91740	\$67,085.81	15%	\$10,062.87	\$0.00	\$10,062.87	15%	\$10,062.87	\$0.00	\$10,062.87	10%	\$6,708.58	\$0.00	\$6,708.58	10%	\$6,708.58	\$0.00	\$6,708.58	\$	\$	6.7086	
100110	American's First Federal Credit Union	Bernjann A. Teske	1200 4th Avenue North	Birmingham	AL	35203	\$88,948.43	15%	\$13,274.76	\$0.00	\$13,274.76	15%	\$13,274.76	\$0.00	\$13,274.76	10%	\$8,849.84	\$0.00	\$8,849.84	10%	\$8,849.84	\$0.00	\$8,849.84	\$	\$	8.8498	
100936	AmeriChoice Federal Credit Union	Derek Holjes	2175 Bumble Bee Hollow Road	Mechanicusburg	PA	17455	\$151,226.22	15%	\$22,683.93	\$91,213.79	\$13,470.14	15%	\$22,683.93	\$0.00	\$22,683.93	10%	\$15,122.62	\$0.00	\$15,122.62	10%	\$15,122.62	\$0.00	\$15,122.62	\$	\$	15.1226	
101102	AmeriC Union Credit	Channing P. Harwood III	1916 Black River Blvd.	Rome	NY	13400	\$735,957.15	15%	\$110,393.57	\$0.00	\$110,393.57	15%	\$110,393.57	\$0.00	\$110,393.57	10%	\$73,595.72	\$0.00	\$73,595.72	10%	\$73,595.72	\$0.00	\$73,595.72	\$	\$	73.5957	
100829	Andros Credit Union	Rob Wilburg	1501 E. Woodfield Road, Suite 400W	Schaumburg	IL	60173	\$113,400.49	15%	\$17,010.07	\$0.00	\$17,010.07	15%	\$17,010.07	\$0.00	\$17,010.07	10%	\$11,340.05	\$0.00	\$11,340.05	10%	\$11,340.05	\$0.00	\$11,340.05	\$	\$	11.3405	
100220	Andrews Federal Credit Union	Kenneth Orgeron	5711 Altonstone Rd.	Saitland	MO	20746	\$1,606,992.97	15%	\$241,048.95	\$0.00	\$241,048.95	15%	\$241,048.95	\$0.00	\$241,048.95	10%	\$160,699.30	\$0.00	\$160,699.30	10%	\$160,699.30	\$0.00	\$160,699.30	\$	\$	160.6993	
100828	Anheuser-Busch Employees' Credit Union	Jeff Schooth	423 Lynch Street	St. Louis	MO	63118-1803	\$882,760.13	15%	\$132,414.02	\$2,540.45	\$129,873.57	15%	\$132,414.02	\$0.00	\$132,414.02	10%	\$88,276.01	\$0.00	\$88,276.01	10%	\$88,276.01	\$0.00	\$88,276.01	\$	\$	88.2761	
100828	Arc Federal Credit Union	Demis L. Duncan	The Duncan Law Firm, LLP	Sioux Falls	SD	57108	\$329,716.31	15%	\$49,457.45	\$0.00	\$49,457.45	15%	\$49,457.45	\$0.00	\$49,457.45	10%	\$32,971.63	\$0.00	\$32,971.63	10%	\$32,971.63	\$0.00	\$32,971.63	\$	\$	32.9716	
100933	Ascent Federal Credit Union	Wilson Law Firm	Robert J. Wilson, Esquire	Media	PA	19063	\$27,515.03	15%	\$4,130.25	\$0.00	\$4,130.25	15%	\$4,130.25	\$0.00	\$4,130.25	10%	\$2,751.50	\$0.00	\$2,751.50	10%	\$2,751.50	\$0.00	\$2,751.50	\$	\$	2.7515	
100827	Amos Credit Union	Demis L. Duncan	The Duncan Law Firm, LLP	Sioux Falls	SD	57053	\$671,745.58	15%	\$100,761.84	\$5,168.16	\$95,593.68	15%	\$100,761.84	\$0.00	\$100,761.84	10%	\$67,174.56	\$0.00	\$67,174.56	10%	\$67,174.56	\$0.00	\$67,174.56	\$	\$	67.1746	
100456	Aspire Federal Credit Union	Tom O'Shen, President/CFO	Aspire Federal Credit Union	67 Walnut Avenue, Suite 401	Clark	NJ	7066	\$2,514,470.48	15%	\$377,170.57	\$0.00	\$377,170.57	15%	\$377,170.57	\$0.00	\$377,170.57	10%	\$251,447.05	\$0.00	\$251,447.05	10%	\$251,447.05	\$0.00	\$251,447.05	\$	\$	251.4475
100441	Associated Credit Union	Charward J. Evans	6251 Crooked Creek Road	Norcross	GA	30092-9170	\$281,866.02	15%	\$42,279.90	\$390.00	\$41,889.90	15%	\$42,279.90	\$0.00	\$42,279.90	10%	\$28,186.60	\$0.00	\$28,186.60	10%	\$28,186.60	\$0.00	\$28,186.60	\$	\$	28.1866	
100816	A Atlantic Federal Credit Union		37 Market St.	Kentwood	NJ	7033	\$67,001.31	15%	\$10,050.20	\$0.00	\$10,050.20	15%	\$10,050.20	\$0.00	\$10,050.20	10%	\$6,700.13	\$0.00	\$6,700.13	10%	\$6,700.13	\$0.00	\$6,700.13	\$	\$	6.7013	
100918	Atlantic Health Employees Federal Credit Union	Susan McNulty	99 Benavente Avenue	Summit	NJ	7901	\$5,655.43	15%	\$848.31	\$0.00	\$848.31	15%	\$848.31	\$0.00	\$848.31	10%	\$565.54	\$0.00	\$565.54	10%	\$565.54	\$0.00	\$565.54	\$	\$	5.6554	
100119	Avanti Federal Credit Union																										

bring those matters to the attention of this Court in an application to modify such claims.

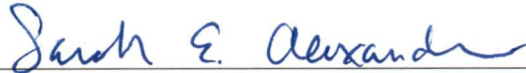
12. It is my opinion that the Liquidator's Application No. 28 contains an accurate Seventh Claims Report. The valuations set forth in Exhibit A, containing a ten percent distribution, should be approved.

Dated this 17th day of May 2023.



Michael J. FitzGibbons, Special Deputy Liquidator
ReliaMax Surety Company, in Liquidation

Subscribed and sworn to before me this 17th day of May 2023.



Notary Public

(SEAL)



SARAH E. ALEXANDER
Notary Public - Arizona
Maricopa Co. / #633463
Expires 09/15/2026

My commission expires: 09/15/2026