

NOTICE

To: All Claimants of Aviation Alliance Insurance Company, Inc., a Montana Insurer

NOTICE IS HEREBY GIVEN that the Montana First Judicial District Court, Lewis and Clark County has entered an Order in Civil Action No. DDV 2021-1016 authorizing the liquidation of Aviation Alliance Insurance Company, Inc., a Special Purpose Captive Insurance Company (the “Company”) and directing the Commissioner of Securities and Insurance, Office of the Montana State Auditor, as Liquidator, to liquidate the assets of the Company.

All persons who may have claims against the Company must file a verified original Proof of Claim (POC) with:

Claimant Services
AVIATION ALLIANCE INSURANCE COMPANY, INC. IN LIQUIDATION
8701 E. Vista Bonita Dr., Ste. 200
Scottsdale, AZ 85255

Montana Code Annotated § 33-2-1365 provides in pertinent part:

33-2-1365. Proof of claim. (1) Proof of claim consists of a statement signed by the claimant that includes all of the following that are applicable:

- (a) the particulars of the claim, including the consideration given for it;
- (b) the identity and amount of the security on the claim;
- (c) the payments made on the debt, if any;
- (d) that the sum claimed is justly owing and that there is no setoff, counterclaim, or defense to the claim;
- (e) any right of priority of payment or other specific right asserted by the claimants;
- (f) a copy of the written instrument that is the foundation of the claim;
- (g) the name and address of the claimant and the attorney who represents the claimant, if any.

An insured under a liability policy and third -party claimants may file a contingent claim for any specific loss or occurrence as to which the insured’s liability was not determined as of the liquidation date (in this case October 12, 2021). Whether or not the third party files a claim, the insured may file a claim on his or her own behalf in the liquidation. The insured’s claim may be allowed after consideration of the probable outcome of any pending action against the insured on which the claim is based, the probable damages recoverable in the action, and the probable cost and expense of defense incurred by the insured.

Whenever any third party asserts a cause of action against an insured of the Company, the third party may file a claim with the Liquidator.

The Company’s obligation, if any, to defend or continue the defense of any claim or suit under an insurance policy issued by the Company was terminated upon the entry of the Order Commencing Liquidation & Appointing Liquidator (Order). The rights of the claimants to share in distribution of assets, if any, of the Company are fixed as of date of the filing of the Order, October 12, 2021, except as provided by Mont. Code Ann. § 33-2-1366.

Attached to this Notice is the POC form for use by all persons who may have claims against the Company, along with instructions found on the back of the POC. If additional POC forms are required, they may be obtained by written request to Claimant Services at the address set forth above or at our website, www.aaicinliquidation.com.

As cited above, Montana law requires that all claims against the Company shall be verified by a signed statement by the claimant, or someone authorized to act on the claimant’s behalf. If the claimant is an individual, then the individual must sign. If the claimant is a corporation, then an officer must sign and identify his or her capacity. If the claimant is a partnership, then a partner must sign. In the event a claim is filed by one person on behalf of another, such as an attorney in fact, guardian, receiver, etc., attach to the POC evidence or explanation indicating your authorization to act.

NOTE THAT THE POC REQUIRES THE CLAIMANT SIGNATURE BE NOTARIZED.

You will be advised of receipt of your POC and your POC number. You will be notified some time thereafter of the Liquidator's decision regarding your claim. If your claim is denied in whole or part by the Liquidator, and you dispute the Liquidator's findings, you will have the opportunity to present your dispute to the Liquidation Court in Lewis & Clark County, Montana, or a forum designated by the Court.

Finally, Aviation Alliance's website (www.aaicinliquidation.com) is a source for news and information regarding the ongoing liquidation.

THE LAST DAY FOR FILING CLAIMS TIMELY AGAINST **AVIATION ALLIANCE INSURANCE COMPANY, INC.** is March 15, 2022. Claims must be postmarked (not postage meter stamped) no later than March 15, 2022.

TROY DOWNING, Commissioner of Securities and Insurance, Office of the Montana State Auditor
as Liquidator of **AVIATION ALLIANCE INSURANCE COMPANY, INC. IN LIQUIDATION**

Dated: December 15, 2021
Scottsdale, AZ

By: /s/ Michael J. FitzGibbons
Michael J. FitzGibbons, Special Deputy Liquidator