

IN THE DISTRICT COURT OF LANCASTER COUNTY, NEBRASKA

|                            |   |                           |
|----------------------------|---|---------------------------|
| STATE OF NEBRASKA, EX REL. | ) | Case No. CI <u>05 714</u> |
| L. TIM WAGNER,             | ) |                           |
| DIRECTOR OF INSURANCE OF   | ) |                           |
| THE STATE OF NEBRASKA,     | ) |                           |
|                            | ) | NOTICE OF HEARING ON      |
| PETITIONER,                | ) | PETITION FOR ORDER        |
|                            | ) | OF LIQUIDATION,           |
| v.                         | ) | DECLARATION OF            |
|                            | ) | INSOLVENCY, AND           |
| AMERICAN GROWERS           | ) | REQUEST FOR INJUNCTION    |
| INSURANCE COMPANY,         | ) |                           |
|                            | ) |                           |
| RESPONDENT.                | ) |                           |

To: Acceptance Insurance Companies, Inc.  
Patrick Griffin, Esq., Kutak Rock LLP

Please take notice that the Petition for Order of Liquidation, Declaration of Insolvency, and Request for Injunction has been set for hearing before the Honorable Bernard J. McGinn, District Judge, District Court of Lancaster County, Nebraska, Courtroom 34, 575 South 10<sup>th</sup> Street, Lincoln, Nebraska on February 28, 2005 beginning at 10:00 a.m. CST or as soon thereafter as counsel may be heard.

STATE OF NEBRASKA, ex rel.,  
L. TIM WAGNER, DIRECTOR OF  
INSURANCE FOR THE STATE  
OF NEBRASKA, PETITIONER

This is a COPY  
Original filed by the  
CLERK DISTRICT COURT  
of Lancaster County, NE  
on ~~\_\_\_\_\_~~  
FEB 22 2005

BY: JON BRUNING, #20351  
ATTORNEY GENERAL

BY: Lynn A. Melson  
Lynn A. Melson, #17363  
Assistant Attorney General  
2115 State Capitol  
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CERTIFICATE OF SERVICE

I hereby certify that a true and correct copy of the Notice of Hearing on Petition for Order of Liquidation, Declaration of Insolvency, and Request for Injunction was served upon Acceptance Insurance Companies, Inc., President John Martin, 300 W. Broadway, Suite 1600, Council Bluffs, IA 51503 on this 22 day of February, 2005 by

certified mail, return receipt requested and upon counsel, Patrick Griffin, Kutak Rock  
LLP, The Omaha Building, 1650 Farnam Street, Omaha, NE 68102, on this 22<sup>nd</sup> day  
of February, 2005, by U.S. Mail, postage prepaid.

*Tracy A. Gurn*