

BEFORE THE COURT APPOINTED REFEREE
 IN RE: THE LIQUIDATION OF THE HOME INSURANCE COMPANY

DOCKET NUMBERS 03-E-0106

DISPUTED CLAIMS DOCKET

IN RE LIQUIDATOR NUMBER:	2009-HICL-44
PROOF OF CLAIM NUMBER:	CLMN711647
CLAIMANT'S NAME:	ADEBOWALE O. OSIJO
CLAIMANT NUMBER:	CDV-2007-745
POLICY OR CONTRACT NUMBER:	
DATE OF LOSS:	10-07-1988

TO THE COURT:

CLAIMANT'S RESPONSE TO THE LIQUIDATOR'S SUR-REPLY TO
 CLAIMANT'S RESPONSE TO LIQUIDATOR'S OBJECTION TO MOTION TO
 COMPEL

1. The Court Is Placed On Notice Of Claimant's Due Process Rights

The Court is hereby placed on notice that in the absence of the production of orders and documents and the responses to interrogatories, by the Liquidator, it is practically impossible for Claimant to file an evidentiary Mandatory Disclosure Statement, or respond to the Liquidator's claim of issue preclusion, with evidences. It will violate Claimant's Fifth and Fourteenth Amendment due process rights to fairness if the Liquidator is allowed to keep material evidences that will substantiate Claimant's claim that his personal injury action was settled by attorney on July 30, 1991, without his knowledge or consent. This will amount to Claimant's being ordered to a battle with the Liquidator, in this liquidation proceeding with his hands tied behind him.

2. **Demand Was For Copy Of "Cancelled" Settlement Check, Not Copy Of Settlement Check**

Claimant demanded a copy of the cancelled settlement check and its covering letter. Claimant did not demand a copy of the settlement check, which the Liquidator now produced in his Sur-Reply to Claimant's Response to the Liquidator's Objection to Claimant's Motion to Compel. This will not suffice. Claimant's demand of the cancelled settlement check is as a matter of statutory right, as the beneficiary of a trust, whose *signature was required on the check before it can be cashed, in the absence of an order of the Superior Court of California, Alameda County, which had every jurisdiction over the personal injury action, its settlement check and the settlement check proceeds.*

3. **Demand Was For A Copy Of Alameda County Superior Court's Which Authorized Attorney's Activities On The Settlement Check & Its Proceeds, Not Appellate Judgments Of Other Jurisdictions On Settlement Agreement.**

Claimant demanded a copy of the Superior Court of California, Alameda County, in the matter of Osijo v Housing Resources Management, Inc., Case No. C649881, which had exclusive jurisdiction to authorize the then Claimant's attorney to negotiate, cash and dispose of the proceeds of the settlement check to herself, for her own use and purposes, in the absence of an express authorization on the record.

What the Liquidator presented were the appellate judgments of the California Court of Appeal, First District, Divisions II and V. Appellate Courts are not Courts of original jurisdiction. There must be underlying judgments, for them to acquire jurisdiction.

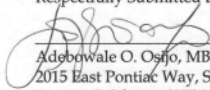
Where is the Alameda County Superior Court's Order, which authorized

Georgia Ann Michell-Langsam to settle the personal injury action on July 30, 1991?

Where is the express authorization for Georgia Ann Michell-Langsam to settle the personal injury action on July 30, 1991?

Dated this 21st day of April, in the year 2009.

Respectfully Submitted By:



Adebawale O. Osijo, MBA
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Claimant In Pro Per

I, Adebowale O. Osijo, declare the followings:

I. I served the following document by email:

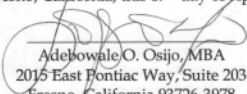
RESPONSE TO LIQUIDATOR'S SUR-REPLY TO CLAIMANT'S RESPONSE TO
LIQUIDATOR'S OBJECTION TO CLAIMANT'S MOTION TO COMPEL

on the following persons:

Office of the Liquidation Clerk
Merrimack County Superior Court
163 North Main Street
Post Office Box 2880
Concord, New Hampshire 03302-2880
help@hicilclerk.org

Eric A Smith
Rackemann, Sawyer & Brewster, P.C.
160 Federal Street
Boston, Massachusetts 02110-1700
Attorneys for the Liquidator
esmith@rackemann.com

2. I declare under the penalty of perjury and according to the laws in the State of California that the foregoing is true and correct. This declaration is executed in the City and County of Fresno, California, this 17th day of April, in the year 2009.



Adebowale O. Osijo, MBA
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