



Republic of the Philippines
Department of Finance
INSURANCE COMMISSION
1071 United Nations Avenue
Manila



NOTICE TO THE PUBLIC

Notice is hereby given that the following post in the Facebook wall of a certain Planholder, is incorrect.

“HAVE YOU FULLY PAID CAP INSURANCE?

YOU MAY BE ABLE TO CLAIM MONEY UNTIL SEPTEMBER 1, 2017

WHERE:

Insurance Commission
1071 U.N. Avenue, Ermita Manila
523-84-61 up to 70 (Trunk Line)
525-20-15 (Office of the Insurance Commissioner)
524-47-84 (Office of the Deputy Commissioner)
522-14-34 (Fax)
ocom@insurance.gov.ph”

Please be advised that the Insurance Commissioner does not communicate official matters with the general public through Facebook.

The above-quoted Facebook post inopportunistically resulted in confusion because of the acronym “CAP” associated with the following three (3) companies that are entirely separate and distinct from each other:

1. **CAP GENERAL INSURANCE CORPORATION** (“CAP-General”), a non-life insurance company being referred to in the **Notice to the Public** dated 21 April 2017;
2. **College Assurance Plan, Inc.** (“CAP-Education”), a pre-need company; and
3. **Comprehensive Annuity Plans and Pension Corporation** (“CAP-Pension”), also a pre-need company.

Immediately following the above-quoted post in the Facebook, is the **Notice to the Public** dated 21 April 2017, issued by the Insurance Commission. Said Notice requires submission by parties having claims against **CAP-General** to submit their claims under oath with the company’s Liquidator, Atty. Rhodela Virginia V. Garcia, not later than one hundred eighty (180) days from the date of the last publication of said Notice on 05 March 2017, or until 01 September 2017, together with all supporting documents. **Thus, CAP-Education and/or CAP-Pension planholders are not**

covered by the subject *Notice*; and consequently, are not required to comply with the same.

CAP-Education is presently undergoing court-assisted corporate rehabilitation before the Honorable Regional Trial Court of Makati City, Branch 149 ("Makati RTC"). On the other hand, CAP-Pension is under conservatorship by this Commission.

On 18 August 2014, the Honorable Supreme Court ("SC") issued a *Temporary Restraining Order* ("TRO"), provisionally putting the implementation of the *Extended and Modified Rehabilitation Plan* approved by the Makati RTC on hold. As a result, the payment of claims against CAP-Education and CAP-Pension was likewise temporarily suspended.

The SC issued the TRO to afford itself time to evaluate and decide on certain issues raised by the Securities and Exchange Commission ("SEC") and this Commission concerning the *Rehabilitation Plan* approved by the Makati RTC and upheld by the Honorable Court of Appeals. As of even date, the TRO remains "*effective until further orders*" (Rule 58, Section 5; Rules of Court). Thus, at this juncture, we have no recourse but to await the SC's orders relative to the lifting of the TRO and/or payment of CAP-Education and/or CAP-Pension claims.

Requests for status updates and all other queries as regards the court rehabilitation proceedings before the Makati RTC will be answered by the Court-Appointed Rehabilitation Receiver, **MR. MAMERTO MARCELO, JR.** He holds office at 5th Flr. CAP Building, 126 Amorsolo cor. V.A. Rufino Streets, Legaspi Village, Makati City.

For other inquiries, please contact the Insurance Commission's Conservatorship, Receivership, and Liquidation (CRL) Division at **(02) 354-0991** or **(02) 523-8461 to 70, local 105** or send an e-mail at **CAPpenHelpdesk@insurance.gov.ph**.



DENNIS B. FUNA
Insurance Commissioner