

IN THE COMMONWEALTH COURT OF PENNSYLVANIA

M. DIANE KOKEN
Insurance Commissioner of the
Commonwealth of Pennsylvania,

Plaintiff,

v.

RELIANCE INSURANCE COMPANY,

Defendant.

DOCKET NO. 269 MD 2004

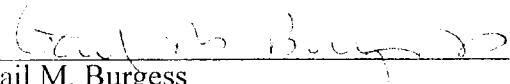
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RECEIVED AND FILED
COMMONWEALTH COURT
OF PA (PMLA)

AFFIDAVIT OF SERVICE

Pursuant to the Court's Order of July 28, 2004, the undersigned, on behalf of M. Diane Koken, Insurance Commissioner of the Commonwealth of Pennsylvania in her capacity as the Statutory Liquidator of Reliance Insurance Company hereby deposes and says that service of the Court's July 28, 2004 Order assigning the claims listed therein to Referee Henry B. Fitzpatrick, Jr., Esquire was made on the objector, Howard. Needles, Tammen & Bergendorf, by first class mail and to their counsel David Hatam, Esquire by first class mail and facsimile on August 3, 2004. The confirmation sheet reflecting service by facsimile on counsel on August 3, 2004 is attached hereto.

Dated: August 4, 2004


Gail M. Burgess
Vice President, Associate General Counsel
Reliance Insurance Company (In Liquidation)
Three Parkway
Philadelphia, PA 19102
Telephone: (215) 864-4210
Facsimile: (215) 864-4141
On behalf of the Statutory Liquidator of
Reliance Insurance Company

Reliance Insurance Company (In Liquidation)

Three Parkway
Philadelphia, PA 19102-1376

Gail M. Burgess
Vice President, Associate General Counsel



Reliance

August 3, 2004

Via First Class Mail

Howard. Needles, Tammen & Bergendorf
75 State Street, 10th Floor
Boston, MA 02109

Via First Class Mail & Facsimile (617) 406-4501

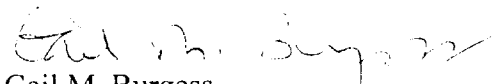
David J. Hatem, Esquire
Donovan Hatem, LLP
Two Seaport Lane
Boston, MA 02210

Re: July 28, 2004 Order of the Commonwealth Court of Pennsylvania
regarding the Proof of Claim Number 2079953

Dear Gentleman:

In accordance with the enclosed Order, the Statutory Liquidator hereby serves a copy of the July 28, 2004 Order of the Commonwealth Court of Pennsylvania assigning the claims listed in the Order to Referee Henry B. Fitzpatrick, Jr., Esq. The Order includes your Objection to the Notice of Determination issued with regard to Proof of Claim Number 2079953.

Very truly yours,


Gail M. Burgess

GB:ls

Enclosure

cc: Referee Henry B. Fitzpatrick, Jr.
147 Allgates Dr.
Haverford, PA 19041

Proof of Claim 2079963

Proof of Claim 2079979

Proof of Claim 2082603

Proof of Claim 2082604

Proof of Claim 2082606

Proof of Claim 2082607

Proof of Claim 2082608

Proof of Claim 2082609

Proof of Claim 2082610

Proof of Claim 2082615

Proof of Claim 2084934

Proof of Claim 2094086

Proof of Claim 2094087

Proof of Claim 2094088

Proof of Claim 2094090

Proof of Claim 2094094

Proof of Claim 2094111

Proof of Claim 2094112

Proof of Claim 2094131

Proof of Claim 2100431

The referee shall hear objections to the notices of determination issued by the Liquidator, to submit findings of fact, where appropriate and necessary, and issue recommended decisions regarding said objections.

2. The Liquidator shall forthwith contact the referee to request the scheduling of a conference and/or administrative hearing, and the referee shall promptly notify the parties of the place, time and date on which the hearing or conference will be held. Referee Fitzpatrick can be contacted at:

Henry B. Fitzpatrick, Jr., Esq.
147 Allgates Dr.
Haverford, Pa 19041
(610) 658-0721

The Liquidator and objectors shall be prepared to submit copies of their respective notices of determination, objections thereto, and all motions and other filings, if any, to the referee. The Liquidator and objectors shall also be prepared to bring all necessary witnesses, exhibits and documentation to the scheduled hearing. Requests for continuances shall be granted only on good cause shown; and

3. The compensation for the referee hereby appointed is set by the Court at the rate of \$185 per hour, and shall be paid by the Liquidator from the Estate of Reliance Insurance Company. The referee hereby appointed shall submit to the Court an invoice for services after he has submitted a recommended decision, and he shall forward a copy of that invoice to the Liquidator, whereupon the Liquidator shall, in thirty (30) days, effect payment of said invoice from the

estate of the Reliance Insurance Company unless otherwise directed by the Court or unless the Liquidator shows cause to the Court, in writing, why she should not make such payment;

4. The Referee may use the Court's facilities at The Widener Building, Suite 900, 1339 Chestnut Street, Philadelphia, PA 19107 for any conferences or hearings that are necessary, and the Court shall issue such subpoenas as the Referee shall deem necessary; and

5. The Liquidator shall forthwith serve a copy of this Order on the objectors listed herein and their counsel and notify the Court that service has been completed.



JAMES GARDNER COLINS, President Judge

MODE = MEMORY TRANSMISSION

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Reliance Insurance Company (In Liquidation)

Three Parkway
Philadelphia, PA 19102-1376

Gail M. Burgess
Vice President, Associate General Counsel



Reliance

August 3, 2004

Via First Class Mail

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75 State Street, 10th Floor
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