

IN THE COMMONWEALTH COURT OF PENNSYLVANIA

M. Diane Koken,
Insurance Commissioner of the
Commonwealth of Pennsylvania,
Plaintiff

v.

Reliance Insurance Company,
Defendant

No. 269 M.D. 2001

ORDER

RECEIVED AND FILED
COMMONWEALTH COURT
OF PA (PHILLA)
2005 MAR 22 P 1:41

AND NOW, this 22nd day of March, 2005, it is hereby **ORDERED**:

1. That, pursuant to this Court's September 9, 2002 order, G. Alan Bailey, Esq. is appointed referee and assigned the following objection:

Objector: Factory Mutual Insurance Company

Claim Number: 2095337

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

2. The Liquidator shall 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 Bailey can be contacted at:


G. Alan Bailey, Esq.
1218 Waverly Road
Gladwyne, PA 19035
(610) 524-4700

The Liquidator and objector 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 objector 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;

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 objector listed herein and its counsel and notify the Court that service has been completed.



JAMES GARDNER COLINS, President Judge