

**IN THE COMMONWEALTH COURT OF PENNSYLVANIA**

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

v.

Reliance Insurance Company,  
Defendant

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No. 269 M.D. 2001

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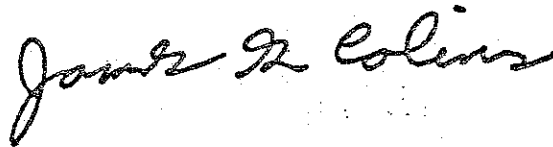
IN RE: *Objection of United National Insurance Company to the Liquidator's Determination of Proof of Claim No. 2116519, United National's request that the Proof of Claim be deemed withdrawn, and the Liquidator's Petition to Appoint a Referee in this matter.*

**ORDER**

AND NOW, this 27<sup>th</sup> day of April, 2006, upon consideration of United National Insurance Company's request to withdraw the claim filed by Gottlieb in the Luna matter and the Liquidator's petition to appoint a referee to resolve the dispute, the Liquidator's petition is GRANTED, and a referee shall be appointed. United National's request is DENIED pursuant to *Koken v. Reliance Insurance Company, Vitas Healthcare Corporation, et al, Appeal of Mawson & Mawson*, \_\_\_ Pa. \_\_\_, \_\_\_ A.2d \_\_\_, 2006 WL 691997, March 20, 2006, wherein our Supreme Court clarified the law in regard to proofs of claim filed in insurance

liquidations by holding that once a proof of claim is filed in an insurance liquidation, it may not be withdrawn.

FURTHER, the Liquidator is directed to serve this Order upon those listed on the master service list, and to submit an affidavit of service to the Court on or before April 7, 2006.

A handwritten signature in cursive script that reads "James G. Colins". The signature is written in dark ink and is positioned above a horizontal line.

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JAMES GARDNER COLINS, President Judge