



# In The Commonwealth Court Of Pennsylvania

M. DIANE KOKEN, INSURANCE  
COMMISSIONER OF THE  
COMMONWEALTH OF PENNSYLVANIA

V.

RELIANCE INSURANCE COMPANY

IN RE:  
PROOF OF CLAIM NO. 002082637  
JOHN GRANGER

No. 269 MD 2001

## REFEREE'S REPORT AND RECOMMENDATION

### PROCEDURAL HISTORY

This matter arises out of a claim by John Granger ("Granger") against the Canadian Reliance Insurance Company. On May 29, 2001, the Commonwealth Court placed Reliance into Rehabilitation, and into Liquidation on October 3, 2001. Granger timely filed a Proof of Claim. On August 30, 2004, the Liquidator filed a Notice of Determination denying Granger's claim.

Granger filed an Objection to the Notice of Determination on October 20, 2004 and the undersigned was selected as Referee. The underlying litigation against Granger, which was the basis of the Proof of Claim has been dismissed, and the parties hereto have entered into a settlement agreement, in which Granger has released the Liquidator from all claims. Granger is desirous of withdrawing his objection to the Notices of Determination issued by the Liquidator.

EXHIBIT "A"

## DISCUSSION

Granger filed a proof of claim based upon litigation, in which Granger was a defendant. That underlying suit has been dismissed for lack of jurisdiction. As a result of the dismissal of the underlying suit, Grainger and the Liquidator have entered into a settlement agreement whereby Grainger is releasing the Liquidator from all claims relating to the litigation. Accordingly, Grainger wishes to withdraw his objection to the Notice of Determination issued by the Liquidator.

The proposed withdrawal of objection, together with the settlement agreement between the parties would finally resolve all issues arising out of the proof of claim, and it is the recommendation of the undersigned that Grainger be permitted to withdraw its objection.

## RECOMMENDATION

Based on the foregoing, it is recommended that Grainger be permitted to withdraw his objection to the Notice of Determination by the Liquidator, assigning class (e) priority to the proof of claim under 40 Pa.C.S. §221.44(e).

Notice is hereby given that any objections to this Report and Recommendation must be filed with the Commonwealth Court within thirty days of the date of this Report.

Respectfully submitted,



J. Scott O'Keefe, Referee

Date: November 8, 2005

# In The Commonwealth Court Of Pennsylvania

M. DIANE KOKEN, INSURANCE  
COMMISSIONER OF THE  
COMMONWEALTH OF PENNSYLVANIA

V.

RELiance INSURANCE COMPANY

IN RE:  
PROOF OF CLAIM NO. 002082766  
JOHN GRANGER

No. 269 MD 2001

## REFEREE'S REPORT AND RECOMMENDATION

### PROCEDURAL HISTORY

This matter arises out of a claim by John Granger ("Granger") against the Canadian Reliance Insurance Company. On May 29, 2001, the Commonwealth Court placed Reliance into Rehabilitation, and into Liquidation on October 3, 2001. Granger timely filed a Proof of Claim. On August 30, 2004, the Liquidator filed a Notice of Determination denying Granger's claim.

Granger filed an Objection to the Notice of Determination on October 20, 2004 and the undersigned was selected as Referee. The underlying litigation against Granger, which was the basis of the Proof of Claim has been dismissed, and the parties hereto have entered into a settlement agreement, in which Granger has released the Liquidator from all claims. Granger is desirous of withdrawing his objection to the Notices of Determination issued by the Liquidator.

**DISCUSSION**

Granger filed a proof of claim based upon litigation, in which Granger was a defendant. That underlying suit has been dismissed for lack of jurisdiction. As a result of the dismissal of the underlying suit, Grainger and the Liquidator have entered into a settlement agreement whereby Grainger is releasing the Liquidator from all claims relating to the litigation. Accordingly, Grainger wishes to withdraw his objection to the Notice of Determination issued by the Liquidator.

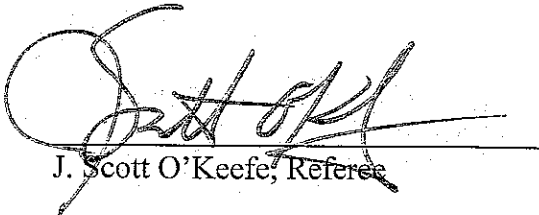
The proposed withdrawal of objection, together with the settlement agreement between the parties would finally resolve all issues arising out of the proof of claim, and it is the recommendation of the undersigned that Grainger be permitted to withdraw its objection.

**RECOMMENDATION**

Based on the foregoing, it is recommended that Grainger be permitted to withdraw his objection to the Notice of Determination by the Liquidator, assigning class (e) priority to the proof of claim under 40 Pa.C.S. §221.44(e).

Notice is hereby given that any objections to this Report and Recommendation must be filed with the Commonwealth Court within thirty days of the date of this Report.

Respectfully submitted,

  
J. Scott O'Keefe, Referee

Date: November 8, 2005

# In The Commonwealth Court Of Pennsylvania

M. DIANE KOKEN, INSURANCE  
COMMISSIONER OF THE  
COMMONWEALTH OF PENNSYLVANIA

V.

RELIANCE INSURANCE COMPANY

IN RE:  
PROOF OF CLAIM NO. 002062782  
JOHN GRANGER

No. 269 MD 2001

## REFEREE'S REPORT AND RECOMMENDATION

### PROCEDURAL HISTORY

This matter arises out of a claim by John Granger ("Granger") against the Canadian Reliance Insurance Company. On May 29, 2001, the Commonwealth Court placed Reliance into Rehabilitation, and into Liquidation on October 3, 2001. Granger timely filed a Proof of Claim. On August 30, 2004, the Liquidator filed a Notice of Determination denying Granger's claim.

Granger filed an Objection to the Notice of Determination on October 20, 2004 and the undersigned was selected as Referee. The underlying litigation against Granger, which was the basis of the Proof of Claim has been dismissed, and the parties hereto have entered into a settlement agreement, in which Granger has released the Liquidator from all claims. Granger is desirous of withdrawing his objection to the Notices of Determination issued by the Liquidator.

**DISCUSSION**

Granger filed a proof of claim based upon litigation, in which Granger was a defendant. That underlying suit has been dismissed for lack of jurisdiction. As a result of the dismissal of the underlying suit, Grainger and the Liquidator have entered into a settlement agreement whereby Grainger is releasing the Liquidator from all claims relating to the litigation. Accordingly, Grainger wishes to withdraw his objection to the Notice of Determination issued by the Liquidator.

The proposed withdrawal of objection, together with the settlement agreement between the parties would finally resolve all issues arising out of the proof of claim, and it is the recommendation of the undersigned that Grainger be permitted to withdraw its objection.

**RECOMMENDATION**

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Notice is hereby given that any objections to this Report and Recommendation must be filed with the Commonwealth Court within thirty days of the date of this Report.

Respectfully submitted,

  
J. Scott O'Keefe/Referee

Date: November 8, 2005



## DISCUSSION

Granger filed a proof of claim based upon litigation, in which Granger was a defendant. That underlying suit has been dismissed for lack of jurisdiction. As a result of the dismissal of the underlying suit, Grainger and the Liquidator have entered into a settlement agreement whereby Grainger is releasing the Liquidator from all claims relating to the litigation. Accordingly, Grainger wishes to withdraw his objection to the Notice of Determination issued by the Liquidator.

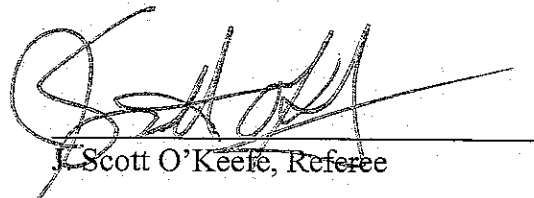
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## RECOMMENDATION

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Notice is hereby given that any objections to this Report and Recommendation must be filed with the Commonwealth Court within thirty days of the date of this Report.

Respectfully submitted,



J. Scott O'Keefe, Referee

Date: November 8, 2005