

THE COMMONWEALTH COURT OF PENNSYLVANIA

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

Plaintiff,

v.

RELiance INSURANCE COMPANY,

Defendant.

Honorable James Gardiner Colins,
President Judge

No. 269 M.D. 2001

Before Referee Byron R. LaVan

*IN RE: Objections of Phoenix Assurance PLC, Commercial Union Assurance Company, the
British Aviation Insurance Company Ltd., Marine Insurance Company Ltd., And the
Yorkshire Insurance Ltd. ("BAIG") to the Liquidator's Denial of A Direct Payment
Request*

ORDER

And NOW this _____ day of _____, 2006, upon the
consideration of the Liquidator's Uncontested Motion to File a Reply to BAIG's Response to
Liquidator's Exceptions to the Referee's Report and Recommendation, it is hereby ORDERED
and DECREED that the Liquidator's Motion is GRANTED.

JAMES GARDINER COLINS, President Judge

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RELIANCE INSURANCE COMPANY,

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SEP 19 2006
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Clerk of the Court

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LIQUIDATOR'S UNCONTESTED MOTION TO FILE REPLY BRIEF

The Liquidator of Reliance Insurance Company hereby moves this Court for permission to file a Reply to BAIG's Response to the Liquidator's Exceptions to the Report and Recommendation of Referee Byron R. LaVan.

In support of this motion, the Liquidator avers as follows:

1. On July 25, 2006, Referee LaVan issued his decision and ruling, approving direct payments from BAIG to Reliance's insureds ("Report and Recommendation").
2. On August 9, 2006, pursuant to this Court's September 9, 2002 Order regarding the proof of claims process, the Liquidator filed Exceptions to Referee LaVan's Report and Recommendation. The September 9, 2002 Order does not provide for a response or reply to Exceptions filed by a party.

3. On September 8, 2006, BAIG filed a Response to the Liquidator's Exceptions.
4. The Liquidator intends to file a Reply to BAIG's response on or before September 29, 2006.
5. It has been the regular practice in this liquidation proceeding for parties, including the Liquidator, to file Replies to Responses to Exceptions.
6. Counsel for BAIG has stated that they will not oppose the Liquidator's Motion to file a Reply to BAIG's Response.

WHEREFORE, the Liquidator requests this Court issue an Order granting the Liquidator's request to file a Reply to BAIG's Response to the Liquidator's Exceptions on or before September 29, 2006.

JAMES GARDINER COLINS, President Judge

CERTIFICATE OF SERVICE

I hereby certify that on September 19, 2006, true and correct copies of the Liquidator's Uncontested Motion to File Reply Brief and Order were served upon the following:

Via Electronic Mail and regular U.S. Mail

Byron R. LaVan, Esquire
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Via Notice of Filing

Members of Reliance Master Service List


KASSEM L. LUCAS