

IN THE COMMONWEALTH COURT OF PENNSYLVANIA

Joel S. Ariq,
Insurance Commissioner of the
Commonwealth of Pennsylvania,
Plaintiff

v.

Reliance Insurance Company,
Defendant

: No. 269 M.D. 2001
:

2008 MAY 16 A 11:41

RE: Objection of St. Francis Hospital
to Liquidator's NOD In POC Nos. 1963438 and 1963481

ORDER

AND NOW, this 16th day of May 2008, in accord with this Court's Order of September 9, 2002, in the matter of the Objection of St. Francis Hospital (Objector) to Liquidator's NOD In POC Nos. 1963428 and 1963481:

1. G. Allan Bailey, Esq., is appointed to act as referee in the above-captioned matter. The referee shall hear objections to the notices of determination issued by the Liquidator, submit findings of fact, where appropriate and necessary, and issue recommended decisions regarding said objections;

2. Counsel representing the Ojector is directed to file an entry of appearance with this Court on or before May 23, 2008.

3. 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:

1218 Waverly Road
Gladwyne, PA 19035
(610) 524-5700

3087

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;

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

5. The referee may use the Court's facilities in Philadelphia for any conferences or hearings that are necessary, and the Court shall issue such subpoenas as the referee shall deem necessary; and

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


James Gardner Collins, Senior Judge