

IN THE COMMONWEALTH COURT OF PENNSYLVANIA

M. DIANE KOKEN :
Insurance Commissioner of the :
Commonwealth of Pennsylvania, :
 :
Plaintiff, :
 :
v. :
 :
RELIANCE INSURANCE COMPANY, :
 :
Defendant. :

DOCKET NO. 269 MD 2001

RECEIVED
FELIX A. ELEGA
COMMONWEALTH COURT
OF PENNSYLVANIA
JAN 14 3 12 PM '02

ORDER

AND NOW, this day of , 2002, it is hereby ORDERED that
the Petition of Murray Garson and Kristin Garson for Relief from Automatic Stay is
GRANTED.

BY THE COURT:

By: _____ J.

IN THE COMMONWEALTH COURT OF PENNSYLVANIA

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

Plaintiff,

v.

RELiance INSURANCE COMPANY,

Defendant.

DOCKET NO. 269 MD 2001

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OF PENNSYLVANIA
JAN 14 3 16 PM '02

**ANSWER OF M. DIANE KOKEN
TO MURRAY GARSON AND KRISTIN GARSON'S
PETITION FOR RELIEF FROM AUTOMATIC STAY**

Plaintiff M. Diane Koken, Insurance Commissioner of the Commonwealth of Pennsylvania ("Commissioner"), as Liquidator of Reliance Insurance Company ("Liquidator"), by her undersigned counsel, incorporates by reference her initial Response dated January 9, 2002 and hereby answers Murray Garson and Kristin Garson's Petition for Relief from Automatic Stay of the action captioned Murray Garson and Kristin Garson v. Pottstown Memorial Hospital, et al., Court of Common Pleas of Philadelphia County, Pennsylvania at Docket No. 01-1180 ("Garson case"), and in accordance with the numbered paragraphs thereof, states as follows:

1. Admitted.

2. Admitted.

3. Denied. The Liquidator is without knowledge or information sufficient to aver the truth of the allegations contained in this paragraph.

4. Denied. The Liquidator is without knowledge or information sufficient to aver the truth of the allegations contained in this paragraph.

5. Admitted. The Liquidator admits only that Reliance is an excess carrier for Pottstown Memorial Medical Center, a defendant in the Garson case. Reliance is not a named party in that litigation.

6. Admitted in part and denied in part. It is admitted the Garsons have issued a certification relinquishing all rights against Reliance, as the excess insurer for Pottstown Memorial Medical Center. The remaining allegations regarding the reasons why the Garson case should continue as scheduled are denied, as the Liquidator is without information or knowledge sufficient to aver the truth of the allegations.

7. Admitted.

8. Admitted.

9. Admitted.

10. Admitted.

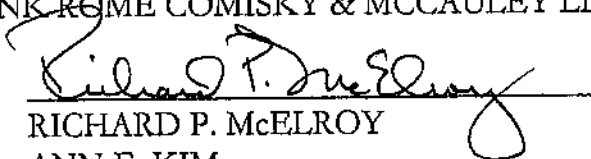
11. Denied. The Liquidator is without knowledge or information sufficient to aver the truth of the allegations contained in this paragraph.

WHEREFORE, to the extent that this Court addresses the merits of the Garsons' Petition, the Liquidator does not oppose the Petition of Murray Garson and Kristin Garson for Relief from Automatic Stay.

Respectfully submitted,

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Dated: January 14, 2002

CERTIFICATE OF SERVICE

I, Alphonso David, hereby certify that this day a true and correct copy of the foregoing Response of M. Diane Koken to the Petition of Murray Garson and Kristin Garson for Relief from Automatic Stay was served on all persons listed on the attached Master Service List by facsimile and U.S. Mail, postage prepaid.



ALPHONSO DAVID

Dated: January 14, 2002

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Reliance Insurance Company

No. 269 M.D. 2001 (Commonwealth Court of Pennsylvania)

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