



It is relevant to note that on March 3, 2016, this Court ordered as follows:

Where the Liquidator determines that the aggregate limits of an aggregate policy are exceeded by aggregate NODs issued for POCs filed prior to the claims bar date, the Liquidator shall issue amended NODs to pro-rate the allowed amounts in the aggregate NODs consistent with 40 P.S. § 221.40(d) to prevent the aggregate limits from being exceeded. The Liquidator shall seek court approval of the resulting amended NODs as soon as practicable (*i.e.*, the objection period has expired without any objection challenging the amended NOD).

Order dated March 3, 2016, ¶ 3. No objections were filed to the NODs at issue.

It is well settled that the Liquidator has broad discretion to administer the Reliance Estate in order to protect the interests of its policyholders, creditors and the general public and to comport, compromise or in any other manner negotiate the amount of claims. In her Application, the Liquidator represents that she believes that “the classification and amounts she has determined for the claims listed on the Report [attached to the Application] are appropriate, fair and equitable, and consistent with the relevant provisions of the Act and this Court’s Orders,” and are in the best interests of the Reliance Estate, its policyholders, claimants and other creditors. Based upon the above considerations, the Court hereby **GRANTS** the Application, this **27th day of September, 2016**, as follows:

1. The claims listed in the Report and Recommendation Regarding Aggregate Amended Notices of Determination are APPROVED and ALLOWED both as to classification and amount as listed;

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claim is subsequently reduced under subsection (c), the amount thus freed shall be apportioned ratably among the claims which have been reduced under this subsection.

The Liquidator also seeks approval of a resolved claim that was inadvertently omitted from her report filed on May 9, 2016.

2. The Report is incorporated herein by reference;
3. The Liquidator is authorized to withhold distributions to those claimants whom Reliance believes are Medicare recipients or potential Medicare recipients unless they have completed the Reliance questionnaire and returned it to Reliance;
4. The Liquidator is authorized to include Medicare as a payee on the distribution check if there is a current Medicare lien and/or issue a separate distribution to a Medicare trust for the claimant's future medical expenses;
5. The Claimants listed in the Report or their lawful assignees shall receive a distribution in accordance with Section 544 of the Act, added by the Act of December 14, 1977, *as amended*, 40 P.S. § 221.44, at the time and in the manner as approved and previously directed by this Court;



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**BONNIE BRIGANCE LEADBETTER,**  
Senior Judge

**Certified from the Record**

**SEP 27 2016**

**And Order Exit**