

IN THE COMMONWEALTH COURT OF PENNSYLVANIA

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

Plaintiff,

v.

RELIANCE INSURANCE CO.,

Defendant.

No. 269 M.D. 2001

RECEIVED AND FILED
PHILADELPHIA
COMMONWEALTH COURT
OF PENNSYLVANIA
Aug 10 1 54 PM '01

ORDER

This matter having come before the Court on the Emergency Petition of M. Diane Koken, Commissioner of Insurance of the Commonwealth of Pennsylvania, in her capacity as statutory Rehabilitator of Reliance Insurance Company, to consider the Motion for Reconsideration of the Court's Order of July 30, 2001 granting the Petition for the Appointment of a Committee of Policyholders as an Emergency Motion, and the Court having duly considered the Rehabilitator's Emergency Petition;

IT IS on this _____ day of August, 2001, hereby ORDERED that the Rehabilitator's Emergency Petition to consider the Motion for Reconsideration as an Emergency Motion is GRANTED; and

IT IS further ORDERED that an Emergency Hearing on the Motion for Reconsideration shall be held on August _____, 2001 at _____ .

JAMES GARDNER COLINS, Judge

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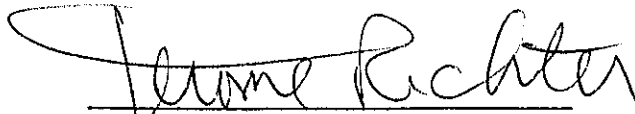
**EMERGENCY PETITION OF THE REHABILITATOR TO HAVE THE
MOTION FOR RECONSIDERATION OF THE COURT'S JULY 30, 2001
ORDER GRANTING THE PETITION FOR THE
APPOINTMENT OF A COMMITTEE OF POLICYHOLDERS CONSIDERED
AS AN EMERGENCY MOTION**

M. Diane Koken, Commissioner of Insurance of the Commonwealth of Pennsylvania, in her capacity as statutory Rehabilitator (hereinafter "Rehabilitator") of Reliance Insurance Company (hereinafter "Reliance"), respectfully requests that this Court consider the Motion for Reconsideration ("Motion for Reconsideration") of the Court's Order of July 30, 2001 ("July 30 Order") granting the Petition for the Appointment of a Committee of Policyholders ("Policyholder Petition") as an Emergency Motion.

The resolution of the Motion for Reconsideration on an expedited and emergency basis is essential to the Rehabilitator's efforts to continue to attempt to successfully rehabilitate Reliance. The Rehabilitator requests that the Court expressly grant reconsideration of the July 30 Order and continue final determination of the Policyholder Petition until such time as the Court desires. The Rehabilitator respectfully requests that a hearing on the Motion for Reconsideration be set for Monday, August 13, 2001, or Tuesday, August 14, 2001, at time of the Court's choosing. As stated in the Affidavit of Service, filed herewith, counsel for the Rehabilitator has served a true and correct copy of this Emergency Petition on all persons listed on the Master Service List by email and/or facsimile, and also by first class United States mail postage prepaid.

WHEREFORE, the Rehabilitator respectfully requests that this Court grant this Emergency Petition and consider the Rehabilitator's Motion for Reconsideration as an emergency motion, and set a hearing on the Motion for Reconsideration for August 13 or 14, 2001, at a time of the Court's choosing.

Respectfully submitted,



JEROME R. RICHTER

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Commonwealth of Pennsylvania as Rehabilitator of

RELIANCE INSURANCE COMPANY

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Dated: August 10, 2001

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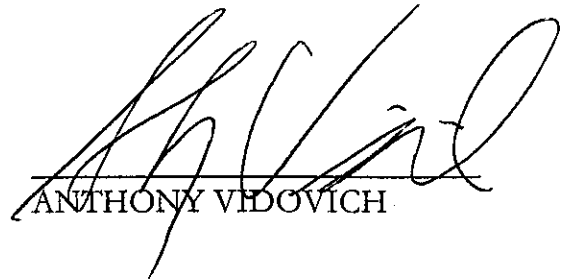
RELIANCE INSURANCE CO.,

Defendant.

No. 269 M.D. 2001

AFFIDAVIT OF SERVICE

The undersigned counsel for M. Diane Koken, Insurance Commissioner of the Commonwealth of Pennsylvania in her capacity as the Rehabilitator of Reliance Insurance Company hereby deposes and says that service of the foregoing was made on all persons listed on the attached Master Service List by email and/or facsimile this 10th day of August, 2001. I also depose and say that additional service was made upon these persons by first class United States mail, postage prepaid.


ANTHONY VIDOVICH

Master Service List

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v.

Reliance Insurance Company

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

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