

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 57 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 Rehabilitator's Petition to Approve a Secured Credit Facility ("Secured Credit Petition") as an Emergency Petition, 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 Secured Credit Petition as an Emergency Petition is GRANTED; and

IT IS further ORDERED that an Emergency Hearing on the Secured Credit Petition shall be held on August _____, 2001 at _____.

JAMES GARDNER COLINS, Judge

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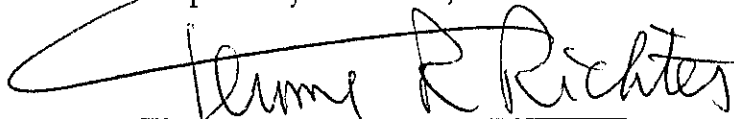
**EMERGENCY PETITION OF THE REHABILITATOR TO HAVE THE
PETITION TO APPROVE A SECURED CREDIT FACILITY CONSIDERED
AS AN EMERGENCY PETITION**

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 Rehabilitator's Petition to Approve a Secured Credit Facility ("Secured Credit Petition"), filed August 8, 2001, as an Emergency Petition.

The resolution of the Secured Credit Petition on an expedited and emergency basis is essential to the Rehabilitator's efforts to continue to attempt to successfully rehabilitate Reliance. Resolution of the Secured Credit Facility in the Rehabilitator's favor is necessary to her ability to meet policyholder obligations on a day to day basis, and critical to the continuation of the Rehabilitator's attempts to rehabilitate Reliance. The Rehabilitator respectfully requests that a hearing on the Secured Credit Petition 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 Secured Credit Petition as an emergency petition, and set a hearing on the Secured Credit Petition for August 13 or 14, 2001, at a time of the Court's choosing.

Respectfully submitted,



JEROME R. RICHTER
Attorney No. 03649
ANN B. LAUPHEIMER
Attorney No. 81883
BLANK ROME COMISKY & McCAULEY LLP
One Logan Square
Philadelphia, PA 19103
(215) 569-5500

Counsel for Plaintiff,
M. DIANE KOKEN, Insurance Commissioner of the
Commonwealth of Pennsylvania as Rehabilitator of
RELIANCE INSURANCE COMPANY

DAVID F. SIMON
Chief Counsel
INSURANCE DEPARTMENT OF
THE COMMONWEALTH OF PENNSYLVANIA
1321 Strawberry Square
Harrisburg, PA 17120
(717) 787-6009

Dated: August 10, 2001

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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

M. Diane Koken, Insurance Commissioner of the Commonwealth of Pennsylvania

v.

Reliance Insurance Company

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

Jerome R. Richter
Ann B. Laupheimer
Blank Rome Comisky & McCauley LLP
One Logan Square
Philadelphia, PA 19103
(215) 569-5500

David F. Simon
Chief Counsel
Insurance Department of the
Commonwealth of Pennsylvania
1321 Strawberry Square
Harrisburg, PA 17120
(717) 787-6009

Hillary C. Steinberg
Hangley Aronchick Segal & Pudlin, P. C.
One Logan Square 12th Floor
Philadelphia, PA 19103
(215) 496-7073

Jeffrey B. Rotwitt
Obermayer Rebmann Maxwell Hipple
1 Penn Center, 19th Floor
Philadelphia, PA 19103-1895

James Michael Matour
Hangley Aronchick Segal & Pudlin
27th Floor One Logan Square
Philadelphia, PA 19103
(215) 496-7001

Edward A. Perell
Debevoise & Plimpton
875 Third Avenue
New York, NY 10005

William Charles Bensley
George Whittaker Howard
Edward M. Nass
Howard Brenner & Nass, P.C.
1608 Walnut Street Suite 1700
Philadelphia, PA 19103
(215) 546-8200

Brad S. Karp
Paul, Weiss, Rifkind, Wharton & Garrison
1285 Avenue of the Americas
New York, NY 10019
(212) 373-3000

Robert H. Levin
Adelman Lavine Gold & Levin, P. C.
1900 Two Penn Center Plaza
Philadelphia, PA 19102
(215) 568-7515

Richard E. Poole
Potter Anderson & Corroon LLP
1313 North Market Street
P.O. Box 951
Wilmington, DE 19899-0951
(302) 984-6006

Richard P. Coe
Weir & Partners, LLP
1339 Chestnut Street Suite 500
Philadelphia, PA 19107
(215) 665-8181

Theodore E. Huenke
Huenke & Rodriguez
One Huntington Quadrangle, Suite 2S02
Melville, NY 11747
(631) 756-2024