

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

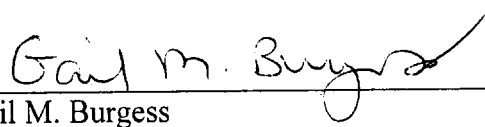
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RECEIVED AND FILED  
COMMONWEALTH COURT OF PENNSYLVANIA

AFFIDAVIT OF SERVICE

Pursuant to the Court's Order of February 20, 2004, the undersigned, on behalf of M. Diane Koken, Insurance Commissioner of the Commonwealth of Pennsylvania in her capacity as the Statutory Liquidator of Reliance Insurance Company hereby deposes and says that service of the Court's February 20, 2004 Order assigning the claims listed therein to Referee Kirk T. Karaszkiwicz, Esq. was made on the objector, Morrow & White, by e-mail and facsimile on February 23, 2004 and first class mail dated February 26, 2004. The e-mail and the confirmation sheet reflecting service by facsimile on February 23, 2004 are attached hereto.

Dated: February 27, 2004

  
Gail M. Burgess  
Vice President, Associate General Counsel  
Reliance Insurance Company (In Liquidation)  
Three Parkway  
Philadelphia, PA 19102  
Telephone: (215) 864-4000  
Facsimile: (215) 864-4141  
On behalf of the Statutory Liquidator of  
Reliance Insurance Company

**Reliance Insurance Company (In Liquidation)**

Three Parkway  
Philadelphia, PA 19102-1376

Gail M. Burgess  
Vice President, Associate General Counsel



**Reliance**

February 26, 2004

**Via First Class Mail & Facsimile (714) 979-7779**

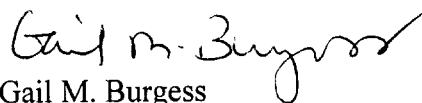
Anthony C. Edwards, Esq.  
Morrow & White  
535 Anton Boulevard  
Suite 1150  
Costa Mesa, CA 92626-1977

Re: February 20, 2004 Order of the Commonwealth Court of Pennsylvania  
regarding Proofs of Claim Numbers Listed in the Order

Dear Mr. Edwards:

In accordance with the enclosed Order, the Statutory Liquidator hereby serves by first class mail and facsimile a copy of the February 20, 2004 Order of the Commonwealth Court of Pennsylvania assigning the claims listed in the Order to Referee Kirk T. Karaszkiwicz, Esq. The listed claims include the 86 Objections filed by your firm to the Notices of Determination issued by the Liquidator.

Very truly yours,



Gail M. Burgess

GB:lm

Enclosure



1922524	65
1922528	66
1922532	67
1922194	68
1922535	69
1922536	70
1922541	71
1922534	72
1922201	73
1922204	74
1922542	75
1922233	76
1922531	77
1922376	78
1922525	79
1922533	80
1922205	81
1922692	82
1922196	83
1922232	84
1922223	85
1922197	86
996540	87
1922202	88
1922538	89
1922537	90
1922227	91
1922199	92
1922547	93
1922545	94
1922546	95
1922543	96
1922230	97
1922231	98
1922192	99
Blank	100
1922678	101
1922691	102
1922553	103
1922554	104
1922687	105
1922559	106
1922558	107

1922557	108
1922680	109
1922676	110
1922686	111
1922560	112
1922683	113
1922682	114
1922681	115
1922679	116
Blank	117
1922677	118
1922555	119
1922236	120
1922684	121
1922548	122
1922685	123
1922690	124
1922551	125
1922561	126
1922562	127
1922693	128
1922552	129
1922556	130
1922689	131
1922688	132

The referee shall hear objections to the notices of determination issued by the Liquidator, to submit findings of fact, where appropriate and necessary, and issue recommended decisions regarding said objections.

2. 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 Karaszkiwicz can be contacted at:

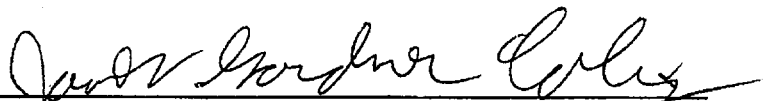
Suite 2230  
100 South Broad Street  
Philadelphia, PA 19110  
(215) 563-1900

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; and

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

4. The Referee may use the Court's facilities at The Widener Building, Suite 900, 1339 Chestnut Street, Philadelphia, PA 19107 for any conferences or hearings that are necessary, and the Court shall issue such subpoenas as the Referee shall deem necessary; and

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

  
\_\_\_\_\_  
**JAMES GARDNER COLINS, President Judge**

**Gail Burgess**

02/23/2004 04:45 PM

To: aedwards@morrow-white.com  
cc: John Rusinski/RIC/Reliance@Reliance, Lily  
Menadii/RIC/Reliance@Reliance  
Subject: Order Appointing Referee

Attached is a copy of the Court's Order appointing a referee to hear the claims dispute involving the objections your firm filed to the NODs issued by Reliance in Liquidation.



- 02-20-04 Order appointing Karasczkiewicz.tif

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Gail Burgess

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END=FEB-23 16:48

FILE NO.=443

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-RELIANCE INSURANCE -

\*\*\*\*\* -LAW DEPT. - \*\*\*\*\* 12158641544- \*\*\*\*\*

**Reliance Insurance Company (IN LIQUIDATION)**

3 Parkway  
Philadelphia, PA 19103-1300



**Reliance**

FACSIMILE TRANSMITTAL FORM

To:	Name: <b>Anthony Edwards</b>	Office/Co. <b>Morrow &amp; White</b>	Fax#: <b>714-979-7779</b>
From:	Name: <b>Gail Burgess</b>	Office/Co. <b>Philadelphia</b>	Fax#: <b>215-864-4141</b>
Date: <b>February 23, 2004</b>	Number of Pages Including Cover Sheet: <b>5</b>		Phone: <b>215-864-4210</b>

**Re: February 20, 2004 Order assigning referee  
Kirk T. Karaszkievicz, Esquire**

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