

IN THE COMMONWEALTH COURT OF PENNSYLVANIA

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

v.

Reliance Insurance Company,  
Defendant

No. 209 M.D. 2001

In Re: Petition to Approve and Authorize the Stipulation and Agreement of Settlement, and the Payment of the Settlement Amount in the matter captioned *LaManna, et al. v. Steisberg, et al.*, No. 01-CV-3571 (E.D. Pa.)

ORDER

AND NOW, this 17 day of March 2004 this matter having come before the Court on the Petition of M. Diane Koken, Insurance Commissioner of the Commonwealth of Pennsylvania, in her official capacity as Liquidator of Reliance Insurance Company ("Reliance"), to Approve and Authorize the Stipulation and Agreement of Settlement, and the Payment of the Settlement Amount in the matter captioned *LaManna, et al. v. Steisberg, et al.*, No. 01-CV-3571 (E.D. Pa.), after reviewing the Petition and noting that no objections have been filed to the Petition, it is hereby ORDERED that the Petition is GRANTED; the Stipulation and Agreement of Settlement attached as Exhibit A to the Petition and incorporated therein (Agreement) is conditionally approved until such time as (i) the United States District Court for the Eastern District of

Pennsylvania grants the Preliminary Order and Final Order approving settlement in the *LaManna* Action; and (ii) the United States Bankruptcy Court for the Southern District of New York approves the Agreement and payment of the Retainer Amount thereunder, at which time this Order shall become final and binding without further application, to, or order by, this Court; further, the Settlement Agreement is APPROVED, and the payment of that amount, including the Retainer Agreement, in the manner specified in Paragraphs 39a)-(d) of the Agreement is approved and authorized; and, the Liquidator is authorized, pursuant to Section 40 P.S. §221.35, to perform as necessary and appropriate to effectuate the terms of the Agreement.

The Liquidator is directed to serve a copy of this Order upon those listed on the Master Service List and to submit an affidavit of service to the Court on or before March 31, 2004.

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