

IN THE COMMONWEALTH COURT OF PENNSYLVANIA

Cleveland Brothers Equipment Co., Inc.	:	
	:	
Objector	:	Objection to Notice of Determination
v.	:	
	:	Re: Proof of Claim No. 73
Commonwealth Insurance Company (In	:	
Liquidation)	:	No. 1 CIC 2015
	:	
(Ancillary Matter to In Re: Commonwealth	:	
Insurance Company, No. 1 CIC 2014)	:	
	:	

**NOTICE OF AGREEMENT TO EXTEND LIQUIDATOR’S RESPONSE TIME**

The parties in the above-captioned objection proceeding hereby submit this Notice of Agreement pursuant to Pa. R.A.P. 3781(c)(3) advising the Court that the parties have agreed that the deadline for Teresa D. Miller, Insurance Commissioner of the Commonwealth of Pennsylvania, in her Official Capacity as Statutory Liquidator of Commonwealth Insurance Company (the “Liquidator”), to respond to the Objector’s Objection to Notice of Determination is extended 60 days, from February 9, 2016 to April 9, 2016 while the parties negotiate to resolve the issues presented in the instant Objection to Notice of Determination. Either party may

terminate this agreement upon written notice to the other party and, if terminated, the Liquidator shall have thirty (30) days to file a response to the Objection to Notice of Determination.

The agreement of the respective parties to this extension is memorialized in the email exchange that is attached to this Notice as Exhibit A.

Respectfully submitted:

By:   
PRESTON M. BUCKMAN (I.D. #57570)  
Insurance Department Counsel  
Governor's Office of General Counsel  
Pennsylvania Insurance Department  
Capitol Associates Building  
901 North 7<sup>th</sup> Street  
Harrisburg, PA 17102  
(717) 787-6009

Attorney for Teresa D. Miller, Insurance  
Commissioner of the Commonwealth of  
Pennsylvania, in her official capacity as Statutory  
Liquidator of Commonwealth Insurance Company

Dated: 2/8/16

# **EXHIBIT A**

## Heffron, Debra

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**From:** Buckman, Preston  
**Sent:** Friday, February 05, 2016 10:09 AM  
**To:** Heffron, Debra  
**Subject:** FW: Cleveland Brothers objection

Exhibit A for the CIC filings.

**From:** [bernierubb@aol.com](mailto:bernierubb@aol.com) [mailto:[bernierubb@aol.com](mailto:bernierubb@aol.com)]  
**Sent:** Monday, February 01, 2016 2:29 PM  
**To:** Haag, Dennis <[c-dhaag@pa.gov](mailto:c-dhaag@pa.gov)>; [bernierubb@gmail.com](mailto:bernierubb@gmail.com)  
**Cc:** [dthough@clevelandbrothers.com](mailto:dthough@clevelandbrothers.com)  
**Subject:** Re: Cleveland Brothers objection

Dennis

You have my consent to an additional extension.

Thank You

Bernard S. Rubb, Esquire

434 Oliver Road  
Sewickley, PA. 15143

(412) 741-3021  
(412) 741-3011 (FAX)

[bernierubb@aol.com](mailto:bernierubb@aol.com)  
[bernierubb@gmail.com](mailto:bernierubb@gmail.com)

**CERTIFICATE OF SERVICE**

I hereby certify that I am this day serving the foregoing document upon all parties of record in this proceeding in accordance with the requirements of 1 Pa. Code Chapter 33 in the following manner:

Service via eservice through PACFile, and regular U.S. Mail addressed as follows:

William R. Balaban, Esquire  
*WBalaban@BalabanAndAssociates.com*  
27 North Front Street  
Harrisburg, PA 17101-1606  
(717) 695-2901  
(717) 695-7914 (fax)

Bernard S. Rubb, Esquire  
*bernierubb@gmail.com*  
434 Oliver Road  
Sewickley, PA 15143  
(412) 741-3021  
(412) 741-3011 (fax)



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PRESTON M. BUCKMAN (I.D. #57570)  
Insurance Department Counsel  
Office of Liquidations, Rehabilitations  
& Special Funds  
Governor's Office of General Counsel  
Capital Associates Building  
901 North 7<sup>th</sup> Street  
Harrisburg, PA 17102  
(717) 787-6009

Counsel for the Statutory Liquidator of  
Commonwealth Insurance Company

DATED: 2/8/16



COMMONWEALTH OF PENNSYLVANIA  
GOVERNOR'S OFFICE OF GENERAL COUNSEL

February 8, 2016

Michael F. Krimmel, Chief Clerk  
Commonwealth Court of Pennsylvania  
601 Commonwealth Avenue, Suite 2100  
P.O. Box 69185  
Harrisburg, PA 17120-9185

***Re: Cleveland Brothers Equipment Co., Inc. v.  
Commonwealth Insurance Company (In Liquidation)  
Objection to Notice of Determination Re POC No. 73  
No. 1 CIC 2015  
Ancillary Matter to In Re: Commonwealth Insurance Company, No. 1 CIC 2014***

Dear Mr. Krimmel:

Attached please find a Notice of Agreement to Extend Liquidator's Response Time with regard to the above-referenced liquidation.

Thank you for your assistance in this matter.

Very truly yours,

A handwritten signature in blue ink that reads "Preston M. Buckman".

Preston M. Buckman  
Insurance Department Counsel

PMB:drh

Enclosures