

IN THE COMMONWEALTH COURT OF PENNSYLVANIA

IN RE: Healthcare Providers Insurance :
Exchange, In Liquidation : No. 1 HPI 2017

APPLICATION FOR APPROVAL OF REPORT AND RECOMMENDATIONS
ON HEALTHCARE PROVIDERS INSURANCE EXCHANGE CLAIMS
UNDISPUTED AND RESOLVED
FROM JANUARY 1, 2021 TO DECEMBER 31, 2021

Applicant, Jessica K. Altman, Insurance Commissioner of the Commonwealth of Pennsylvania, in her official capacity as the Statutory Liquidator (“Liquidator”) of Healthcare Providers Insurance Exchange (“HPIX”), pursuant to Pa.R.A.P. 3784(a) and 40 P.S. § 221.45, respectfully applies to this Court for an Order approving her Report and Recommendations on Healthcare Providers Insurance Exchange Claims Undisputed and Resolved from January 1, 2021 to December 31, 2021. In support of her Application, the Liquidator avers the following:

BACKGROUND

Then-Acting Insurance Commissioner Jessica K. Altman, and her successor-in-office, was appointed Statutory Liquidator of HPIX pursuant to this Court’s Order dated January 12, 2018 (“Liquidation Order”). Ms. Altman has since been confirmed and is now the Insurance Commissioner.

2. The Liquidation Order provided that, “In addition to the notice requirements of Section 524 of Article V¹, 40 P.S. § 221.24, regarding the expediency and manner of the Liquidator’s notice, as well as the requirement that claimants be notified that they are required to file their claims with the Liquidator along with proper proofs thereof as mandated by Section 538 of Article V, 40 P.S. § 221.38, and keep the Liquidator informed of any change in address, the Liquidator shall publish notice in newspapers of general circulation where HPIX has its principal places of business that: (a) explains the procedure by which claims against the estate of HPIX may be submitted to the Liquidator; (b) provides the address of the Liquidator’s office for the submission of claims; and (c) notifies the public of the right to present a claim, or claims, to the Liquidator.” See Liquidation Order, ¶ 7. By February 2, 2018, the Liquidator provided Notice of the Liquidation Order and a Q&A document that, *inter alia*, informed all interested parties to download a Proof of Claim (“POC”) form from the Insurance Department’s website, or call for a copy of the POC form.

3. 40 P.S. § 221.45 requires the Liquidator to present to the Court a report of the claims against the insurer with recommendations, including the name and address of each claimant, the particulars of the claim, and the amount of the claim finally recommended, if any. Pa.R.A.P. 3784(a) further refines 40 P.S. § 221.45, and requires the Liquidator to present to the Court a report of the claims against the insurer’s estate that have been resolved, with recommendations, including the information required by 40 P.S. § 221.45, as well as the priority class, and whether the claim

¹See The Insurance Department Act of 1921, Act of May 17, 1921, P.L. 789, as amended, 40 P.S. §§ 221.1 – 221.63. (This footnote is added here and is not contained in the text of the Liquidation Order that is being quoted in paragraph 2).

determination was finalized because no objection was filed, no exceptions were taken to a referee's recommended decision, a recommended decision was sustained by the Court or the parties agreed to a settlement.

**REPORT AND RECOMMENDATIONS ON CLAIMS
UNDISPUTED AND RESOLVED AS OF DECEMBER 31, 2021**

4. The Liquidator's Report and Recommendations on Healthcare Providers Insurance Exchange Claims Undisputed and Resolved from January 1, 2021 to December 31, 2021, is comprised of two parts and attached hereto as Exhibits A and B (collectively referred to as "Report"). The claims are sorted alphabetically, within each class, by the claimant's last name or company name. The amount claimed by the claimant, *inter alia*, is also included in the Report.²

5. The first part of the Report, which addresses claims that were determined and finalized without objection, and are referred to as "Undisputed Claims", reflects Notices of Determination ("NODs") issued by the Liquidator for which the objection period expired on or before December 31, 2021. In this Report, the Liquidator respectfully submits her recommendations for a total of 27 Undisputed Claims with an allowed amount of \$2,295,160.67, in accordance with Pa.R.A.P. 3784(a) and 40 P.S. § 221.45, for this Court's approval. The list of Undisputed Claims is attached hereto as Exhibit A.

6. The second part of the Report, which addresses claims that were determined and finalized because no exceptions were taken to a referee's recommended decision, a recommended decision was sustained by the Court or the parties agreed to a settlement, and are referred to as "Resolved Claims", is a list of the disputed claims to which objections were filed and resolved on

²If the claimant did not indicate a specific claim amount on the Proof of Claim, the claimed amount is noted as \$0.

or before December 31, 2021. There were 0 (zero) Resolved Claims during the reporting period, as reflected in Exhibit B attached hereto.

7. As set forth in Exhibits A and B, the Liquidator respectfully submits her recommendations for a total of 27 claims with a total allowed amount of \$2,295,160.67, in accordance with Pa.R.A.P. 3784(a) and 40 P.S. § 221.45 for this Court's approval.

8. In fulfilling her statutory requirements, the Liquidator carefully reviewed all documentation submitted by the claimants in support of the claims and independently determined the merit, classification and value of each claim, as required by Article V. See 40 P.S. §§ 221.37, 221.38, 221.44, 221.45.

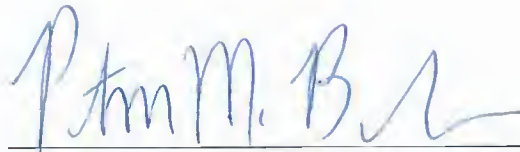
9. Given the discretion afforded the Liquidator pursuant to 40 P.S. § 221.45(a) to "comport, compromise, or in any other manner negotiate the amount for which claims will be recommended to the court," the Liquidator believes that the classifications and amounts she has determined for the reported claims are appropriate, fair and equitable and consistent with the relevant provisions of Article V. The Liquidator further believes that the approval of the claims listed in the attached Report is in the best interests of the HPIX estate claimants and other creditors.

10. Pursuant to Pa.R.A.P. 3784(a) and 40 P.S. § 221.45(b), the Liquidator respectfully requests that this Court approve the classifications and allowed amounts of the claims listed in the Report and allow the claimants listed in the Report or their lawful assignees to receive a distribution in accordance with 40 P.S. § 221.44 at the time and in the manner as approved by this Court.

WHEREFORE, the Liquidator respectfully requests that this Court grant her Application and approve and allow the claims as listed in the Report attached as Exhibits A and B, enter an

Order in the form attached hereto, and grant such other relief as the Court shall determine appropriate and just.

Respectfully submitted,



PRESTON M. BUCKMAN (I.D. #57570)
Insurance Department Counsel
Office of Liquidations, Rehabilitations
& Special Funds
Governor's Office of General Counsel
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(717) 886-2080

Attorney for Jessica K. Altman, Insurance
Commissioner of the Commonwealth of
Pennsylvania, in her capacity as Statutory Liquidator
of Healthcare Providers Insurance Exchange, In
Liquidation

Dated: January 7, 2022

EXHIBIT A

**Undisputed and Resolved Claims
Undisputed Claims**

HEALTHCARE PROVIDERS INSURANCE EXCHANGE

Report Period: 01/01/2021 thru 12/31/2021

Number of Undisputed Claims:	27	Amount Claimed:	\$13,314,136.07	Amount Approved:	\$2,295,160.67
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**Undisputed and Resolved Claims
Undisputed Claims**

HEALTHCARE PROVIDERS INSURANCE EXCHANGE

Report Period: 01/01/2021 thru 12/31/2021

Name	Address	POC Number	Received Date	Claim Numbers	Class	Amount Claimed	Amount Allowed	POC Type
BAROODY, SUSAN	BAROODY, SUSAN 7 KEYSTONE ROAD HANOVER TNSHP, PA 18706	3323	12/22/2020		B	\$550,000.00	\$0.00	P&C INSURED
CANTOR, JEAN M.	CANTOR, JEAN M. MARSHA F. SANTANGELO, MD, ESQ. THE BEASLEY FIRM, LLC 1125 WALNUT STREET PHILADELPHIA, PA 19107	6205	12/21/2020	1150092B	B	\$0.00	\$0.00	P&C THIRD PARTY
CHARLES FORMAN, CH 7 TRUSTEE OF, HAROLD CHUNG LOY	CHARLES FORMAN, CH 7 TRUSTEE OF, HAROLD CHUNG LOY FORMAN HOLT 365 WEST PASSAIC STREET SUITE 400 ROCHELLE PARK, NJ 07662	5759	11/9/2020	3140021X	B	\$0.00	\$0.00	P&C INSURED
DESTINA, GHYSLENE	DESTINA, GHYSLENE 101 NORTH CAROL BLVD UPPER DARBY, PA 19082	6214	12/15/2020	1130044A	B	\$3,000,000.00	\$0.00	P&C THIRD PARTY
ESTATE OF MARY ANN WHITMAN	ESTATE OF MARY ANN WHITMAN ROSEN LOUIK PERRY PC THE FRICK BLDG - SUITE 200 437 GRANT STREET PITTSBURGH, PA 15219	5918	6/19/2019	1110103A	B	\$200,000.00	\$200,000.00	P&C THIRD PARTY
ESTATE OF WOODS, DANIEL	ESTATE OF WOODS, DANIEL NANCY WINKLER ESQUIRE EISENBERG ROTHWEILER 1634 SPRUCE ST PHILADELPHIA, PA 19103	5950	10/24/2018	1140132A,1 140132C	B	\$8,000,000.00	\$400,000.00	P&C THIRD PARTY
FERNANDEZ, ALEXANDER	FERNANDEZ, ALEXANDER 913 RENMARA DR WEST CHESTER, PA 19380	5883	3/5/2018	1150092A	B	\$0.00	\$0.00	P&C INSURED
HAMMOND, MICHELLE	HAMMOND, MICHELLE LOWENTHAL & ABRAMS 555 CITY LINE AVE SUITE 500 BALA CYNWYD, PA 19004	6207	12/28/2020	1090224C	B	\$700,000.00	\$700,000.00	P&C THIRD PARTY
HAMMOND, MICHELLE	HAMMOND, MICHELLE LOWENTHAL & ABRAMS 555 CITY LINE AVE SUITE 500 BALA CYNWYD, PA 19004	5974	12/28/2020	1090224A	B	\$200,000.00	\$200,000.00	P&C THIRD PARTY

MEDICAL CARE AVAILABILITY AND REDUCTION OF ERROR FUND	MEDICAL CARE AVAILABILITY AND REDUCTION OF ERROR FUND 1010 NORTH 7TH STREET SUITE 201 HARRISBURG, PA 17102	6194	11/3/2020	1110175A,1 140040A,11 40089A,501 0410- 01,5011503- 01	B	\$26,582.00	\$26,494.50	GEN CRED
MEDICAL CARE AVAILABILITY AND REDUCTION OF ERROR FUND	MEDICAL CARE AVAILABILITY AND REDUCTION OF ERROR FUND 1010 NORTH 7TH STREET SUITE 201 HARRISBURG, PA 17102	6221	7/1/2021	1090135A,1 130208B,11 40089A,114 0195A,5010 410- 01,5011503- 02	B	\$9,297.50	\$9,297.50	GEN CRED
MEDICAL CARE AVAILABILITY AND REDUCTION OF ERROR FUND	MEDICAL CARE AVAILABILITY AND REDUCTION OF ERROR FUND 1010 NORTH 7TH STREET SUITE 201 HARRISBURG, PA 17102	6222	7/30/2021	1140089A,1 140195A	B	\$3,436.50	\$3,436.50	GEN CRED
PASDON, REBECCA	PASDON, REBECCA 708 S WARNOCK ST PHILADELPHIA, PA 19147	3590	7/11/2018	5010612-01	B	\$0.00	\$0.00	P&C INSURED
STANLEY, JOEY	STANLEY, JOEY 231 HOFFECKER RD PHOENIXVILLE, PA 19460	2730	3/8/2018	1150089A- 02	B	\$0.00	\$0.00	P&C INSURED
TRI-COUNTY EMERGENCY PHYSICIANS LLC	TRI-COUNTY EMERGENCY PHYSICIANS LLC 231 HOFFECKER RD PHOENIXVILLE, PA 19460	6101	3/6/2018	1150092C	B	\$0.00	\$0.00	P&C INSURED
FIRTH, PATSY	FIRTH, PATSY GUNPOWDER RIVER PSYCHIATRY LLC 626 TOWNE CENTER DRIVE SUITE 202 JOPPA, MD 21085	6215	12/31/2020		E	\$4,000.00	\$4,000.00	GEN CRED
ISAACSON, WILLIAM	ISAACSON, WILLIAM 900 MUIRFIELD RD BRYN MAWR, PA 19010 PHILADELPHIA GASTROENTEROLOGY GROUP PC	2257	4/20/2020		E	\$0.00	\$110,975.00	GEN CRED
PHILADELPHIA GASTROENTEROLOGY GROUP PC	JAMESTOWN MEDICAL BUILDING 525 JAMESTOWN AVE STE 101 PHILADELPHIA, PA 19128 RAYNOR & ASSOCIATES 5 GREAT VALLEY PARKWAY STE. 239 MALVERN, PA 19355	2895	7/30/2021		E	\$30,000.00	\$30,000.00	GEN CRED
RAYNOR & ASSOCIATES	RAYNOR & ASSOCIATES 5 GREAT VALLEY PARKWAY STE. 239 MALVERN, PA 19355	6212	12/24/2020	1090135A	E	\$995.70	\$0.00	GEN CRED
RAYNOR & ASSOCIATES	RAYNOR & ASSOCIATES 5 GREAT VALLEY PARKWAY STE. 239 MALVERN, PA 19355	6213	12/24/2020	1150010A	E	\$8,927.20	\$1,603.50	GEN CRED
RAYNOR & ASSOCIATES	RAYNOR & ASSOCIATES 5 GREAT VALLEY PARKWAY STE. 239 MALVERN, PA 19355	6211	12/24/2020	1150046A	E	\$835.50	\$539.00	GEN CRED

RAYNOR & ASSOCIATES	RAYNOR & ASSOCIATES 5 GREAT VALLEY PARKWAY STE. 239 MALVERN, PA 19355	6210	12/24/2020	1140195A	E	\$1,177.10	\$0.00	GEN CRED
RAYNOR & ASSOCIATES	RAYNOR & ASSOCIATES 5 GREAT VALLEY PARKWAY STE. 239 MALVERN, PA 19355	6209	12/24/2020	1150169A-02	E	\$4,160.57	\$3,426.67	GEN CRED
RAYNOR & ASSOCIATES	RAYNOR & ASSOCIATES 5 GREAT VALLEY PARKWAY STE. 239 MALVERN, PA 19355	6208	12/24/2020	1140132A	E	\$14,236.00	\$0.00	GEN CRED
SANGHAVI, MAYA	SANGHAVI, MAYA 19 MICHELANGELO DRIVE MONMOUTH JUNCTION, NJ 08852	6196	12/8/2020		E	\$23,200.00	\$23,200.00	GEN CRED
SURGICAL CARE SPECIALISTS INC	SURGICAL CARE SPECIALISTS INC 1245 HIGHLAND AVE STE 600 ABINGTON, PA 19001	5814	7/30/2021		E	\$0.00	\$44,900.00	GEN CRED
WOMENS HEALTH CARE GROUP OF PA LLC	WOMENS HEALTH CARE GROUP OF PA LLC 810 MILL ROAD BRYN MAWR, PA 19010	1579	8/2/2021		E	\$537,288.00	\$537,288.00	GEN CRED

EXHIBIT B

**Undisputed and Resolved Claims
Resolved Claims**

HEALTHCARE PROVIDERS INSURANCE EXCHANGE

Report Period: 01/01/2021 thru 12/31/2021

Number of Resolved Claims:	0	Amount Claimed:	\$0.00	Amount Approved:	\$0.00
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**CERTIFICATION OF COMPLIANCE
WITH PUBLIC ACCESS POLICY**

I certify that this filing complies with the provisions of the Public Access Policy of the Unified Judicial System of Pennsylvania: Case Records of the Appellate and Trial Courts that require filing confidential information and documents differently than non-confidential information and documents.



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Attorney for Jessica K. Altman, Insurance
Commissioner of the Commonwealth of
Pennsylvania, in her capacity as Statutory
Liquidator of Healthcare Providers Insurance
Exchange, In Liquidation

Dated: January 7, 2022

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 Pa. R.A.P. 3780, in the following manner:

Service via email addressed as follows:

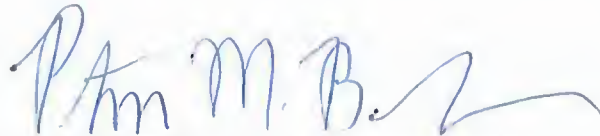
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Attorney for Jessica K. Altman, Insurance
Commissioner of the Commonwealth of
Pennsylvania, in her capacity as Statutory Liquidator
of Healthcare Providers Insurance Exchange, In
Liquidation

Dated: January 7, 2022

IN THE COMMONWEALTH COURT OF PENNSYLVANIA

IN RE: Healthcare Providers Insurance :
Exchange, In Liquidation : No. 1 HPI 2017

RE: Liquidator's Report and Recommendations on Healthcare Providers Insurance Exchange
Claims Undisputed and Resolved from January 1, 2021 to December 31, 2021

ORDER

AND NOW, this ____ day of _____, 2022, upon consideration of the
Liquidator's Application for Approval of Report and Recommendations on Healthcare Providers
Insurance Exchange Claims Undisputed and Resolved from January 1, 2021 to December 31, 2021
("Application"), it is hereby ORDERED and DECREED:

1. The Application is GRANTED, and the claims listed in the Report and
Recommendations on Healthcare Providers Insurance Exchange Claims Undisputed and Resolved
from January 1, 2021 to December 31, 2021 ("Report"), are APPROVED and ALLOWED both
as to classification and amount as listed;
 2. The Report is incorporated herein by reference; and
 3. The Claimants listed in the Report or their lawful assignees shall receive a
distribution in accordance with 40 P.S. § 221.44 at the time and in the manner as approved by this
Court.
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COMMONWEALTH OF PENNSYLVANIA
GOVERNOR'S OFFICE OF GENERAL COUNSEL

January 7, 2022

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

***Re: In Re: Healthcare Providers Insurance Exchange ("HPIX") (In Liquidation)
No. 1 HPI 2017***

Dear Mr. Krimmel:

Attached for filing please find the Liquidator's Application for Approval of Report and Recommendations on Healthcare Providers Insurance Exchange Claims Undisputed and Resolved from January 1, 2021 to December 31, 2021, with regard to the above-referenced matter.

Thank you for your assistance in this matter.

Very truly yours,

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

Preston M. Buckman
Insurance Department Counsel

PMB:drh

Enclosure