

IN THE COMMONWEALTH COURT OF PENNSYLVANIA

IN RE: Rockwood Insurance Company, :  
In Liquidation : No. 1 ROC 1990

**PRAECIPE TO SUBSTITUTE AN EXHIBIT  
TO LIQUIDATOR'S FINAL ACCOUNTING,  
PROPOSAL FOR FINAL DISTRIBUTION  
AND APPLICATION FOR APPROVAL OF NOTICE**

1. On May 19, 2021, Insurance Commissioner Jessica K. Altman, in her capacity as Statutory Liquidator (“Liquidator”) of Rockwood Insurance Company (“Rockwood”), filed her Final Accounting, Proposal for Final Distribution and Application for Approval of Notice (“Application”) in the above captioned matter.

2. The Application included a proposed Notice attached as Exhibit C.

3. After the filing of the Application, it was determined that there is an inadvertent reference to the old docket number for this proceeding within the proposed Notice, and that additionally, there is a missing quote mark after one of the distribution priority class designations.

4. Accordingly, kindly substitute Exhibit C that was filed with the Application on May 19, 2021, with the attached Exhibit C, which contains the correct docket number and includes the quote mark mentioned in paragraph three above.

Respectfully submitted,

/s/ Preston M. Buckman  
PRESTON M. BUCKMAN (I.D. #57570)  
[pbuckman@pa.gov](mailto:pbuckman@pa.gov)  
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) 886-2080

Attorney for Jessica K. Altman, Insurance  
Commissioner of the Commonwealth of  
Pennsylvania, in her official capacity as Statutory  
Liquidator of Rockwood Insurance Company

Dated: May 26, 2021

# **EXHIBIT C**

IN THE COMMONWEALTH COURT OF PENNSYLVANIA

IN RE: Rockwood Insurance Company, :  
In Liquidation : No. 1 ROC 1990

**NOTICE TO ALL CLAIMANTS OF  
ROCKWOOD INSURANCE COMPANY**

PLEASE TAKE NOTICE that Jessica K. Altman, in her official capacity as Insurance Commissioner of the Commonwealth of Pennsylvania, and as such, Statutory Liquidator of Rockwood Insurance Company (In Liquidation) (“Rockwood”) (“Liquidator”), has filed for approval of her Final Accounting and Proposal for Final Distribution, which sets forth the steps taken in this liquidation.

PLEASE TAKE FURTHER NOTICE that the total for class “a”, “b”, “d”, “e”, “f”, “g”, “h” and “i” priority claims that has been approved and allowed is \$378,650,206.94. There are no class “c” claims. The total net assets available for distribution, after payment of administrative expenses incurred by the Liquidator and a reserve of \$116,000 for future pre- and post-discharge administrative expenses of the Liquidator, are \$103,999,468.97.

The Liquidator requests, or will subsequently request, that:

1. The Final Accounting and Proposal for Final Distribution be approved and confirmed absolutely.

2. The Liquidator be authorized to make a distribution of the assets of Rockwood as follows:

- a. Priority class “a” claims will be paid at 100%. The Liquidator has already received \$6,464,755.27 in administrative expenses.
- b. Priority class “b” claims will be paid at least 19.67%.
- c. There are no priority class “c” claims.

- d. Priority class “d” claims will not be paid.
- e. Priority class “e” claims will not be paid.
- f. Priority class “f” claims will not be paid.
- g. Priority class “g” claims will not be paid.
- h. Priority class “h” claims will not be paid.
- i. Priority class "i" claims will not be paid.

3. The Liquidator’s form of Notice to be sent by first class mail to claimants be approved.

4. The Liquidator be authorized to destroy records of Rockwood in accordance with a recommendation to be filed by the Liquidator with the Court after the issuance of the Notice and the resolution of any objections received to the Final Accounting and Proposal for Final Distribution.

5. Jessica K. Altman, in her official capacity as Insurance Commissioner of the Commonwealth of Pennsylvania, and her predecessors-in-office, be discharged as Statutory Liquidator of Rockwood, and thereby released from any liability to make payment of any further claims, subject to the filing of an application by the Liquidator with this Court seeking the discharge of the Statutory Liquidator upon completion of the final distribution.

TAKE FURTHER NOTICE that objections to the Final Accounting and Proposal for Final Distribution must be filed in writing with the Commonwealth Court of Pennsylvania, Office of the Prothonotary, 601 Commonwealth Avenue, Suite 2100, P.O. Box 69185, Harrisburg, Pennsylvania 17106-9185. In the event of such a filing, please refer to Docket No. 1 ROC 1990.

Objections must be filed within 30 days of the date of this Notice, or they shall be forever barred. Objections must be clearly and concisely written.

Copies of this Final Accounting and Proposal for Final Distribution are available to interested parties for inspection at the Commonwealth Court of Pennsylvania, Office of the Prothonotary, 601 Commonwealth Avenue, Suite 2100, Harrisburg, Pennsylvania 17106-9185; and the PA Insurance Department, 901 North 7th Street, Harrisburg, Pennsylvania 17102. Please note that due to office closures related to the pandemic, alternative arrangements may need to be made to inspect this Final Accounting and Proposal for Final Distribution.

If you have any questions, please call the Bureau of Liquidations Claims, 901 North 7th Street, Harrisburg, Pennsylvania 17102, (717) 787-7823.

---

Laura L. Slaymaker  
Deputy Insurance Commissioner

**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.

/s/ Preston S. Buckman

Preston M. Buckman (I.D. No. 57570)

[pbuckman@pa.gov](mailto:pbuckman@pa.gov)

PA Office of General Counsel

Pennsylvania Insurance Department

Office of Liquidations, Rehabilitations

and Special Funds

901 North 7<sup>th</sup> Street

Harrisburg, PA 17102

(717) 886-2080

Attorney for Jessica K. Altman, Insurance  
Commissioner of the Commonwealth of  
Pennsylvania, in her official capacity as  
Statutory Liquidator of Rockwood Insurance  
Company

Dated: May 26, 2021

**CERTIFICATE OF SERVICE**

I hereby certify that I am this day serving the foregoing document upon the person(s) and in the manner indicated below.

**Service by first-class mail, addressed as follows:**

Donna J. Pankowski, District Counsel  
Internal Revenue Service  
Mid-Atlantic Region  
Liberty Center, Suite 601C  
1001 Liberty Avenue  
Pittsburgh, PA 15222

Internal Revenue Service  
Special Procedures Department  
P.O. Box 12051  
Philadelphia, PA 19105

Sharon Williams, Deputy Director  
Commercial Litigation Branch  
Department of Justice, Civil Division  
P.O. Box 875  
Ben Franklin Station  
Washington, DC 20044

Internal Revenue Service  
Taxpayer Services  
600 Arch Street  
Philadelphia, PA 19105

Pennsylvania Department of Revenue  
ATTN: Marianne I. Rempe, Esquire  
Office of Chief Counsel  
Department 281061  
Harrisburg, PA 17128-1061

Lawrence G. McMichael, Esq.  
Dilworth Paxson, LLP  
1500 Market Street, 3500E  
Philadelphia, PA 19102

Carole H. Haynes, President  
Architectural Contractors, Inc.  
P.O. Box 9043  
Albuquerque, NM 87119-6622

Kay, Casto & Chaney  
P.O. Box 2031  
Charleston, WV 25327

Richard Sponseller, Assistant U.S. Attorney  
Federal Building  
Harrisburg, PA 17102

Charles V. Contrada, Esq.  
Contrada & Associates  
6641 Sylvania Avenue, Suite 8  
Sylvania, OH 43560

Patrick C. McGinley, Esq.  
737 South Hills Drive  
Morgantown, WV 26505-6243

James W. Graves, Esq.  
Graves & Graves  
3500 Rue De Lac Street  
Shreveport, LA 71107-7662

Debora Fajer-Smith, Esq.  
6404 Ivy Lane, Suite 400  
Greenbelt, MD 20770-1417



Don J. Mros, Esq.  
Chadbourne & Parke  
1200 New Hampshire Avenue, N.W.  
Washington, DC 20036

Francisco Velasquez, Esq.  
510 Slate Avenue, N.W.  
Albuquerque, NM 87102-2157

Philip S. Kift, Jr., Esq.  
John Yediny, President  
Rockwood Casualty Insurance Company  
654 Main Street  
Rockwood, PA 15557-1029

James R. Snyder, Esq.  
Jackson & Kelly  
500 Lee Street, Suite 1600  
P.O. Box 553  
Charleston, WV 25322

D. Kay Tennyson, Esq.  
Nelson, Mullens, Riley & Scarborough, LLP  
Meridian, 17<sup>th</sup> Floor  
1320 Main Street  
Columbia, SC 29201

Louis C. Long, Esq.  
Pietragallo Gordon Alfano Bosick  
and Raspanti, LLC  
The Thirty-Eighth Floor  
One Oxford Centre  
Pittsburgh, PA 15219

Bogin, Munns & Munns, P.A.  
P.O. Box 2807  
Orlando, FL 32802-2807

John J. Sarchio, Esq.  
Chadbourne & Parke  
30 Rockefeller Plaza  
New York, NY 10120

Edward F. Mannino, Esq.  
Mannino Law Firm  
600 West Germantown Pike, Suite 400  
Plymouth Meeting, PA 19462

Marilyn E. Zilli, Esq.  
Fetterhoff & Zilli  
218 Pine Street  
Harrisburg, PA 17101-1350

Thomas Whitney Rodd, Esq.  
The Calwell Practice, PLLC  
Law and Arts Center, West  
500 Randolph Street  
P.O. Box 113  
Charleston, WV 25302

R.E. Thompson, Esq.  
Modrall Sperling Roehl Harris & Sisk  
500 4<sup>th</sup> Street, N.W., Suite 1000  
P.O. Box 2168  
Albuquerque, NM 87103

C. Cotesworth Pinckney, Esq.  
1001 Haxall Point  
Richmond, VA 23219

S. Ault Hootsell, III, Esq.  
Phelps Dunbar, LLP  
Suite 2000, Canal Place  
365 Canal Street  
New Orleans, LA 70130-6534

Robert F. Cohen, Jr., Esq.  
Cohen Abate & Cohen  
P.O. Box 846  
Morgantown, WV 26507-0846

Andrew Rothseid, Principal  
RunOff Re.Solve, LLC  
Two Bala Plaza, Suite 300  
Bala Cynwyd, PA 19004

Sue Pease, Claims Manager  
Pennsylvania Workers' Compensation  
Security Fund  
901 North 7<sup>th</sup> Street, Suite 201  
Harrisburg, PA 17102

Andrea Lentine, Executive Director  
Alabama Insurance Guaranty Association  
2020 Canyon Road, Suite 200  
Birmingham, AL 35216

Steve A. Uhrynowycz, Administrator  
Arkansas Property & Casualty  
Guaranty Fund  
1023 West Capitol Avenue, Suite 2  
Little Rock, AR 72201

Barry Miller, Executive Director  
Delaware Insurance Guaranty Association  
220 Continental Drive, Suite 309  
Newark, DE 19713

Sandra J. Robinson, President  
Florida Workers' Compensation Insurance  
Guaranty Association  
P.O. Box 15159  
Tallahassee, FL 32317-5159

Michael C. Marchman, Executive Director  
Georgia Insurers Insolvency Pool  
Gwinnett Commerce Center  
3700 Crestwood Parkway, Suite 400  
Duluth, GA 30096

Steven M. Augspurger, General Counsel  
Iowa Insurance Guaranty Association  
801 Grand Avenue, Suite 3700  
Des Moines, IA 50309-8004

John Wells, Executive Director  
Louisiana Insurance Guaranty Association  
2142 Quail Run Drive  
Baton Rouge, LA 70808-4126

John R. Spielberger, President  
Maryland P&C Insurance  
Guaranty Association  
305 Washington Avenue, Suite 600  
Towson, MD 21204-4715

Chad Anderson, President  
Montana and Nebraska Guaranty  
Associations  
Western Guaranty Fund Services  
1720 South Bellaire Street, Suite 408  
Denver, CO 80222

Steven Vanetsky, Interim Executive  
Director  
New Mexico Insurance Guaranty  
Association

Integrion Group  
P.O. Box 27815  
Albuquerque, NM 87125

Amanda Barbera, General Manager  
Oklahoma P&C Insurance  
Guaranty Association  
2601 Northwest Expressway, Suite 330E  
Oklahoma City, OK 73112

Edwin E. Evans, Managing Secretary  
South Dakota P&C Insurance  
Guaranty Association  
P.O. Box 2790  
Sioux Falls, SD 57101-2790

David Broemel, Executive Secretary  
Tennessee Insurance Guaranty Association  
3100 West End Avenue, Suite 670  
Nashville, TN 37203-5805

Marvin Kelly, Executive Director  
Texas P&C Insurance Guaranty Association  
9120 Burnet Road  
Austin, TX 78758

Paul M. Gulko, President  
Virginia Guaranty Association  
Guaranty Fund Management Services  
One Bowdoin Square  
Boston, MA 02114-2916

/s/ Preston M. Buckman  
PRESTON M. BUCKMAN (I.D. #57570)  
[pbuckman@pa.gov](mailto:pbuckman@pa.gov)  
PA Office of General Counsel  
Pennsylvania Insurance Department  
Office of Liquidations, Rehabilitations  
and Special Funds  
901 North 7<sup>th</sup> Street  
Harrisburg, PA 17102  
(717) 886-2080

Attorney for Jessica K. Altman, Insurance  
Commissioner of the Commonwealth of  
Pennsylvania, in her official capacity as  
Statutory Liquidator of Rockwood Insurance  
Company

Dated: May 26, 2021



COMMONWEALTH OF PENNSYLVANIA  
GOVERNOR'S OFFICE OF GENERAL COUNSEL

May 26, 2021

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: Rockwood Insurance Company (In Liquidation)  
No. 1 ROC 1990***

Dear Mr. Krimmel:

Attached for filing please find a Praeceptum to Substitute an Exhibit to Liquidator's Final Accounting, Proposal for Final Distribution and Application for Approval of Notice with regard to the above-referenced matter.

Thank you for your assistance in this matter.

Very truly yours,

*/s/ Preston M. Buckman*

Preston M. Buckman  
Insurance Department Counsel

PMB:drh

Enclosure