

IN THE COMMONWEALTH COURT OF PENNSYLVANIA

In Re: Senior Health Insurance :
Company of Pennsylvania in :
Rehabilitation : No. 1 SHP 2020

**CASE MANAGEMENT ORDER FOR COMMENTS AND
HEARING ON THE PROPOSED PLAN OF REHABILITATION**

AND NOW, this 12th day of June, 2020, upon consideration of the Application of Jessica K. Altman, Insurance Commissioner of the Commonwealth of Pennsylvania, in her capacity as Statutory Rehabilitator of Senior Health Insurance Company of Pennsylvania (In Rehabilitation) (SHIP), for approval of Form and Distribution of Notice of Application for Approval of Plan of Rehabilitation for SHIP (Application), and any objections filed thereto, it is hereby **ORDERED** as follows:

1. The Court directs the Statutory Rehabilitator to use the Notice attached to this Order as Exhibit A to advise the Interested Parties (as defined below) of the filing in this Court by the Rehabilitator of the Application for Approval of the Plan of Rehabilitation for SHIP (Plan Application) and the procedures for offering comments on the proposed Plan of Rehabilitation and participating in the hearing thereon, which will be scheduled by the Court by separate order.

2. As soon as reasonably practical, the Rehabilitator shall send by U.S. mail a copy of the attached Notice to all Interested Parties, defined as: all persons identified on the Master Service List; all known policyholders and certificate holders having policies or other coverage in force with SHIP on the date of the mailing; all known SHIP insurance agents and all known creditors of SHIP (in each

case, addressed to their last known address as shown on the electronic books and records of SHIP); the insurance regulatory authorities in each jurisdiction in which SHIP issued policies that remain in effect; the state life and health insurance guaranty associations; the taxing authorities of the various states where SHIP has policies or other coverage in force at the time of mailing the notice; the National Association of Insurance Commissioners; the National Organization of Life and Health Insurance Guaranty Associations; and the Senior Health Care Oversight Trust and its Trustees.

3. Notice is not required to be mailed to persons who have changed their addresses without notifying SHIP and for whom the Rehabilitator, after good effort, has been unable to establish a current address.

4. The Rehabilitator shall continue to maintain the website addressed at <https://www.shipltc.com/court-documents> (Site) and post thereon the Application for Approval of the Plan of Rehabilitation for SHIP, a copy of this Order and such other documents that are from time to time required by Pa. R.A.P. 3779 or provide a link thereon to such documents. Absent further order by this Court, updates to the Site shall serve as official notice of filings, orders, deadlines and hearings.

5. As soon as reasonably practical, the Rehabilitator shall cause a copy of the attached Notice, in substantially the same form, to be published in The Wall Street Journal, USA Today, The Indianapolis Star, The Philadelphia Inquirer, and The Harrisburg Patriot-News, twice a week in each publication for two weeks.

6. The Rehabilitator shall maintain a “hard copy” service list for those Interested Parties requesting hard copies of relevant documentation. Interested Parties who affirm that they either do not have regular access to a computer or are unable to view, download or print the applicable documents may be placed on the “hard copy” list and receive copies of all Court orders and filings by the Rehabilitator

in this matter by making a request for placement on the “hard copy” service list. Requests for placement on the “hard copy” service list shall be made by sending a written request by mail to Senior Health Insurance Company of Pennsylvania (In Rehabilitation), Attention: Rehabilitation Administrator, 550 Congressional Boulevard, Suite 200, Carmel, IN 46032; or by facsimile to the attention of Senior Health Insurance Company of Pennsylvania (In Rehabilitation), Attention: Rehabilitation Administrator, at the following number: (317) 566-7588; or by email to rehabilitation@shipltc.com. The request should be signed and contain the following statement:

In making this request, I hereby affirm to the Commonwealth Court of Pennsylvania that I do not have regular access to a computer or other device providing me internet access to the Site or I am otherwise unable to view, download or print documents from the Site related to this matter.

7. Informal Comments in support of or in objection to the proposed Plan of Rehabilitation may be sent to Patrick H. Cantilo, Special Deputy Rehabilitator at the following address: Senior Health Insurance Company of Pennsylvania (In Rehabilitation), 550 Congressional Blvd., Suite 200, Carmel, IN 46032; or by email to: plan.comments@shipltc.com.

8. Formal Comments in support of or in objection to the proposed Plan of Rehabilitation shall be filed with the Court on or before September 15, 2020. Formal Comments shall be identified at the top of the document as being filed in “In re: Senior Health Insurance Company of Pennsylvania (In Rehabilitation), No. 1 SHP 2020.” Formal Comments shall state with specificity the Commenter’s identity and interest in the proceeding, the facts on which the comments are based, and any suggested modifications to the proposed Plan of Rehabilitation. A person may

submit Formal Comments without participating in the hearing on the proposed Plan of Rehabilitation. A Commenter who intends to participate in the hearing must notify the Court of that intention in his Formal Comments.

9. Any Commenter who intends to call or examine witnesses or introduce exhibits at the hearing on the proposed Plan of Rehabilitation or participate in any discovery that this Court may permit must file an application with the Court to intervene in the proceeding under the Pennsylvania Rules of Appellate Procedure on or before July 31, 2020, and must also file their Formal Comments in accordance with this Order. Any response to an application to intervene shall be filed and served on or before August 21, 2020. Any Commenter who is permitted to intervene shall file with the Court and serve on the Rehabilitator on or before September 30, 2020, (i) a narrative or other description consisting substantially of the direct testimony of each witness the Commenter intends to call at the hearing and (ii) the exhibits the Commenter intends to introduce at the hearing.

10. Formal Comments to the proposed Plan of Rehabilitation shall be filed with the Court at the following address:

Office of Prothonotary of the Commonwealth Court of Pennsylvania
ATTN: 1 SHP 2020
Pennsylvania Judicial Center
601 Commonwealth Avenue, Suite 2100
Harrisburg, PA 17106.

11. Service by Commenters on the Rehabilitator shall be made by electronic delivery to the Rehabilitator's counsel and the Special Deputy Rehabilitator at the following addresses:

Counsel
Cozen O'Connor
shipcomments@cozen.com

SDR
Patrick Cantilo
service@cb-firm.com

12. A Commenter who is unable to make service on the Rehabilitator by electronic delivery may serve the Rehabilitator by first-class mail or overnight delivery service to the Rehabilitator's counsel and the Special Deputy Rehabilitator at the following physical addresses:

James R. Potts	Patrick Cantilo
Cozen O'Connor	Cantilo & Bennett, L.L.P.
One Liberty Place	11401 Century Oaks Terrace
1650 Market Street, Suite 2800	Suite 300
Philadelphia, PA 19103	Austin, Texas 78758

Any materials served by this method must contain an affirmation to the Court that the Commenter is unable to serve the Rehabilitator by electronic delivery.

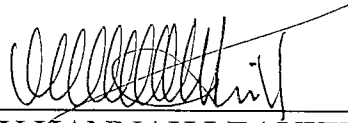
13. A Commenter who has complied with the procedures set forth in this Order and been granted intervenor status by this Court shall have the right to participate in the hearing, including the examination of witnesses proffered in support of or opposition to the proposed Plan of Rehabilitation. Evidence presented by the Commenter may be subject to cross-examination by the Rehabilitator and any other party to the proceeding. The Court may limit such participation to ensure an orderly proceeding.

14. The Rehabilitator shall not be required to respond to Formal or Informal Comments or other filings by Commenters pursuant to this Order and any failure to respond shall not constitute an admission or waiver by the Rehabilitator.

15. All other dates and requirements established by the Court relevant to the proceedings concerning the proposed Plan of Rehabilitation,

including any changes to the dates and procedures set forth in this Order, will be posted to the Site and will not be delivered by mail or other means except as otherwise provided herein.

16. This Case Management Order governs the procedures for the presentation of comments to, and the hearing on, the proposed Plan of Rehabilitation. All other orders, injunctions, and stays issued by this Court in this matter shall continue in full force and effect except as modified by this Order.



MARY HANNAH LEAVITT, President Judge