

IN THE COMMONWEALTH COURT OF PENNSYLVANIA

In Re: Penn Treaty Network America :
Insurance Company in Rehabilitation : 1 PEN 2009
:
:
:
In Re: American Network :
Insurance Company in Rehabilitation : 1 ANI 2009

ORDER

AND NOW, this 2nd day of September, 2015, upon consideration of the Objections of the Health Insurers to Pages 180-187, 189-214, 216-217, 219-222, 224-225, and 227-228 of the Transcript of Proceedings Taken July 14, 2015, it is hereby ORDERED that the Objections are SUSTAINED and a copy of the corrections be attached as a certified addendum to the original certified transcript filed by the court reporter with the chief Clerk pursuant to Pa. R.A.P. 1922(c).



MARY HANNAH LEAVITT, Judge

Certified from the Record

SEP 02 2015

And Order Exit

ERRATA – Submitted on behalf of the Health Insurers

PAGE	LINE	ERROR/CORRECTION
180	24	“second subsequent” should be “second and subsequent”
181	12	“gonna” should be “going to”
182	2	“and” should be “of”
182	2	“rate” should be “rates”
182	7	“this allocates” should be “misallocates”
182	8	“state” should be “estate”
182	9-10	“Rules in Equity” should be “rules of equity”
183	5	“in” should be “at”
183	6	“2013” should be “2015”
183	7	“understanding what” should be “understanding of what”
183	9	“misallocated goes” should be “misallocated; it goes”
183	11	“that” should be “the”
184	16	“obstructing” should be “instructive”
184	23	“well” should be “Well”
185	1-2	“in lan culpa (ph)” should be “in a mea culpa”
186	8	“gonna” should be “going to”
186	24	“sense” should be “case”
187	8	“in fact, law and” should be “in fact, the law, and”
187	10	“expect any” should be “expect, any”

PAGE	LINE	ERROR/CORRECTION
187	15	“gonna” should be “going to”
187	23	“Orenteck (ph)” should be “Warrantech”
189	2	“pieces” should be “piece”
189	2	“off here to” should be “off to”
189	3	“paid and” should be “paid, and”
189	14	“gonna” should be “going to”
189	16	“gonna” should be “going to”
189	17	“days and” should be “days, and”
189	20	“gonna” should be “going to”
189	22	“are gonna” should be “are going to”
189	22	“we’re gonna” should be “we’re going to”
190	12	“case - - particularly is” should be “case particularly - - is”
191	8	“up. If people” should be “up if people”
191	9	“Company A, it goes down; if” should be “Company A; it goes down if”
191	15	“argue” should be “argued”
191	18	“interest and” should be “interest in”
191	19	“property in the company and that our” should be “property of the company. Our”
192	3	“believes, and” should be “believes to be, and”
192	4	“terminated,” should be “terminated;”

PAGE	LINE	ERROR/CORRECTION
192	10	“agreements, and we” should be “agreements. We”
192	14	“subset hopefully” should be “subset (hopefully)”
192	18	“considered” should be “considers”
192	20	“can move” should be “cannot move”
192	21	“way hopefully” should be “way (hopefully)”
193	3	“excess” should be “assets”
193	10	“here ” should be “ “Here ”
193	12	“suppression, and” should be “suppression,” and”
193	24	“them” should be “it”
194	12	“was the self-” should be “is a self-”
194	22	“of” should be “so”
194	23	“that” should be “will”
195	7	“no, I ” should be “ “No, I ”
195	11	“gonna” should be “going to”
195	12	“self-sustainable” should be “self-sustaining”
196	14	“methodology and” should be “methodology. And”
196	15-16	“testified to that - - is that they” should be “testified, they”
196	23	“company’s” should be “company is”
197	6	“owner” should be “owners”
197	22	“then” should be “in”

PAGE	LINE	ERROR/CORRECTION
198	1	“gonna” should be “going to”
198	3	“approached” should be “acquired”
198	7	“we’re” should be “we’re not”
198	13	“gets what size of the claim,” should be “has what size of claim,”
198	15-16	“increased or prudent value.” should be “increase in enterprise value.”
199	3	“gonna” should be “going to”
199	13	“cause” should be “because”
199	18	“, cause” should be “; because”
200	8	“Reserves, the benchmark is they’d be” should be “Reserves as the benchmark is there would be”
200	12	“4,000” should be “4,000 more”
201	8	“cause” should be “because”
201	9	“note” should be “point”
201	15	“say, you” should be “say, “You ”
201	19	“assets.” should have end quotation marks
202	5	“said” should be “says”
202	19	“cause” should be “because”
202	23	“gonna” should be “going to”
203	1	“gonna” should be “going to”
203	2	“gonna” should be “going to”

PAGE	LINE	ERROR/CORRECTION
203	5	“gonna” should be “going to”
203	6	“cause” should be “because”
203	7	“cause” should be “because”
203	12	“their” should be “the”
203	13-16	“how” should have beginning quotation marks and “suppression.” should have ending quotation marks
204	1	“pre-priced” should be “re-priced”
204	2	“pre-priced” should be “re-priced”
204	4	“cause” should be “because”
204	5	“pre-priced” should be “re-priced”
204	13	“text” should be “test”
205	6-7	“Company A and if you’re self-sufficient, so, first” should be “Company A if you’re self-sufficient. So, first”
205	9	“Jersey, hard to” should be “Jersey, it is hard to”
206	7-8	“go who will have an opportunity to go to” should be “go - - who will have an opportunity to go - - to”
206	15	“gonna” should be “going to”
207	4	“gonna” should be “going to”
207	12	“gonna be” should be “going to be”
207	12	“are gonna” should be “are going to”
207	13	“get the” should be “get to the”
208	3	“cause” should be “because”

PAGE	LINE	ERROR/CORRECTION
208	23-24	“Cause sometimes when” should be “Because when”
209	11	“Reserve and” should be “reserve, and”
210	2	“not going off of the” should be “not developing the”
210	6-7	“feasibility and eventually sort out” should be “feasibility and ultimately sort out”
210	17	“Discovery” should be “discovery”
210	19	“gonna” should be “going to”
211	8	“do that and he was too” should be “do that - - it was too”
211	12	“the” should be “this”
211	15-16	“oh” should begin with quotation marks and “that case” should end with quotation marks
211	18	“Discovery” should be “discovery”
212	11	“who” should be “we”
212	14	“Discovery” should be “discovery”
212	21	“gonna” should be “going to”
212	24	“the” should be “this”
213	2	“gonna” should be “going to”
213	7	Delete “so”
213	9	“subsequent, but” should be “subsequent. But”
213	11	“gonna” should be “going to”
213	13	“it, so” should be “it. So”

PAGE	LINE	ERROR/CORRECTION
213	21	“Cause” should be “Because”
213	24	Delete “or”
214	21	Delete “anything - -”
216	2	“PLIGA” should be “PLHIGA”
216	2	“so both” should be “so if both”
216	17	“disclosure will” should be “disclosure that will”
217	9	“he” should be “we”
217	17	“Associations” should be “Association statutes”
219	6	“asked The Court” should be “ask the Court”
219	7	Delete “is”
219	11	“gonna” should be “going to”
220	13-14	“but all” should be “but by all”
221	14	“And that” should be “In that”
221	22-24	Lines should read “case or the National Surety case (and we’ve cited you those decisions). In the Carpenter case and”
222	2	“Vanshaya (ph)” should be “Van Shaik”
222	6	“were gonna” should be “was going to”
222	11-12	“pretty close, separated” should be “pretty close -- separated”
222	13	Line should read “bad company. But the point of the”
222	15-18	Lines should read “concern value of the good company. In both of those cases, it came out really well for the policyholders because those companies increased”

PAGE	LINE	ERROR/CORRECTION
224	24	“gonna” should be “going to”
225	24	“the mutual test.” should be “the Fidelity Mutual test.”
227	5	“plan what we” should be “plan, we”
227	11	“gonna” should be “going to”
227	13	“weakest of direction” should be “weakest of nods in the direction”
228	19	“listen” should be “Listen”
228	22	“gonna” should be “going to”
228	24	“accomplish,” should end with quotation marks