

IN THE COMMONWEALTH COURT OF PENNSYLVANIA

Michael F. Consedine,
Insurance Commissioner of the
Commonwealth of Pennsylvania,
Plaintiff

v.

Penn Treaty Network America
Insurance Company,
Defendant

No. 5 M.D. 2009

Michael F. Consedine,
Insurance Commissioner of the
Commonwealth of Pennsylvania,
Plaintiff

v.

American Network Insurance
Company,
Defendant

No. 4 M.D. 2009

ORDER

AND NOW, this 3rd day of May, 2012, upon consideration of the Rehabilitator's Amended Petitions for Liquidation of Penn Treaty Network America Insurance Company (In Rehabilitation) and American Network Insurance Company (In Rehabilitation) (collectively, Companies) and the evidence adduced at the hearings thereon, it is ORDERED as follows:

1. The Amended Petitions are DENIED for the reasons set forth in the accompanying Opinion.

2. The Court's orders of January 6, 2009, remain in effect. Paragraphs 9 and 10 of the January 6, 2009, orders are amended as follows: The Rehabilitator will not refuse to pay claims or refuse to renew the Companies' long-term care insurance policies without prior Court approval.

3. The Rehabilitator shall develop a plan of rehabilitation of the Companies, in consultation with Intervenors, and shall submit a plan no later than ninety (90) days following the date of this Order.

4. The plan of rehabilitation must address and eliminate the inadequate and unfairly discriminatory premium rates for the OldCo business.



MARY HANNAH LEAVITT, Judge