

IN THE COMMONWEALTH COURT OF PENNSYLVANIA

Michael Humphreys, Acting Insurance	:	
Commissioner of the Commonwealth of	:	
Pennsylvania in her capacity as the	:	
Statutory Rehabilitator of Senior Health	:	
Insurance Company of Pennsylvania	:	DOCKET NO.: 2 SHP 2022
("SHIP"),	:	
	:	JURY TRIAL DEMANDED
Plaintiff,	:	
	:	
v.	:	
	:	
Vanbridge, an EPIC Company; Vanbridge	:	
LLC (f/k/a VBR Holdings, LLC, f/k/a	:	
Vanbridge Holdings, LLC); Roebbling Re	:	
Ltd.; Dixon Hughes Goodman, LLP;	:	
Golden Tree Asset Management LP;	:	
Bruckner Charitable Trust; and	:	
Bruckner Investment Trust,	:	
	:	
Defendants.	:	

**AMENDED JOINT STIPULATION TO EXTEND TIME TO
RESPOND TO PLAINTIFF'S COMPLAINT**

Pursuant to Pennsylvania Rules of Appellate Procedure 105 and 106, and Pennsylvania Rule of Civil Procedure 248, Plaintiff Michael Humphreys, Acting Insurance Commissioner of the Commonwealth of Pennsylvania, in his capacity as the Statutory Rehabilitator of Senior Health Insurance Company of Pennsylvania ("Rehabilitator"), and Defendant GoldenTree Asset Management LP (GoldenTree) (together with the Rehabilitator, the "Parties"), enter into this Amended Stipulation to Extend Time to Respond to Plaintiff's Complaint. In entering this amended

stipulation, the Parties state that after conferring about the nature of this action, the Parties have agreed that good cause exists for an extension of GoldenTree's deadline to respond to the Complaint and state as follows:

1. The Rehabilitator filed its Complaint in the above captioned matter on January 28, 2022 and served GoldenTree on February 8, 2022.

2. Following discussion between counsel for the Parties, on March 14, 2022 the Parties agreed to and filed a Joint Stipulation extending until March 30, 2022 the time for GoldenTree to file a responsive pleading to the Rehabilitator's Complaint.

3. On March 22, 2022, counsel for the Rehabilitator sought concurrence on a 60-day enlargement of time to file certificates of merit regarding GoldenTree and other defendants.

4. On March 28, 2022, the Rehabilitator filed an Application to extend by 60 days the time to file any certificates of merit it believes are required with regards to its Complaint.

5. By Order dated April 1, 2022, this Court granted the Rehabilitator's Application and directed that the Rehabilitator may file any certificate of merit required by law within 60 days of the date of the Order.

6. Pursuant to the April 1 Order, the last day for filing certificates of merit or advising that such will not be filed is May 31, 2022.

7. Pa RCP 1042.4 provides that “[a] defendant against whom a professional liability claim is asserted shall file a responsive pleading within the time required by Rule 1026 or within twenty days after service of the certificate of merit on that defendant, whichever is later.

8. As such, Golden Tree’s responsive pleading will not be due until 20 days after the Rehabilitator files a certificate of merit regarding GoldenTree or advises that one will not be filed.

9. Following additional discussion between counsel for the Parties, the Parties have filed this Amended Joint Stipulation modifying the March 14, 2022 Joint Stipulation and hereby agree that per Rule 1042.4, GoldenTree’s responsive pleading to the Rehabilitator’s Complaint is due 20 days after service on GoldenTree of a certificate of merit or of notice that one will not be filed.

NOW, THEREFORE, IT IS HEREBY STIPULATED AND AGREED, by and between the Parties represented by undersigned counsel, that per Rule 1042.4 GoldenTree’s responsive pleading to the Rehabilitator’s Complaint is due 20 days after service on GoldenTree of a certificate of merit or of notice that one will not be

filed. Nothing herein shall preclude the Parties from agreeing to, or seeking Court leave to allow extensions to the response deadline as circumstances require.

By: /s/ Leslie Miller Greenspan

Leslie Miller Greenspan

(PA ID 91639)

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Counsel for Plaintiff, Michael

Humphreys, Acting Insurance

Commissioner of the Commonwealth of

Pennsylvania, as Statutory

Rehabilitator of Senior Health

Insurance Company of Pennsylvania

By: /s/ Dennis A. Whitaker

Dennis A. Whitaker

(PA ID 53975)

Hawke McKeon & Sniscak LLP

100 North 10th Street

Harrisburg, PA 17101

Counsel for Defendant GoldenTree

Asset Management LP

Dated: May 5, 2022

CERTIFICATE OF SERVICE

I, Dennis A. Whitaker, hereby certify that on May 5, 2022, I caused to be filed the foregoing document through the Court's PACFile system, and that notice was provided to all parties listed on the Master Service List associated with 2 SHP 2022.

/s/ Dennis A. Whitaker

Dennis A. Whitaker

*Counsel for Defendant GoldenTree
Asset Management LP*