



February 17, 2022

**VIA EMAIL (BENJAMIN.YARDLEY@MAINE.GOV)**

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Presiding Officer Benjamin Yardley  
34 State House Station  
Augusta, ME 04333-0034

**Re: *In re Senior Health Insurance Company of Pennsylvania, in Rehabilitation*  
No. INS-22-200**

Dear Presiding Officer Yardley:

This firm is counsel to SHIP, SHIP's Rehabilitator, and SHIP's Special Deputy Rehabilitator. We are in receipt of the *Emergency Cease and Desist Order & Notice of Pending Proceeding and Hearing* ("CDO"), scheduling a hearing on February 18, 2022, in the above-referenced matter, as well as other communications regarding the CDO and CDO hearing.

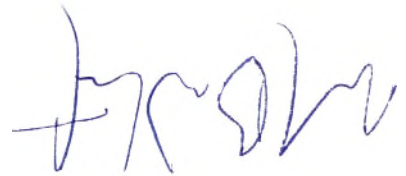
As you know, on July 31, 2020, Superintendent Eric A. Cioppa caused to be filed in case No. 1 SHP 2020, in the Commonwealth Court of Pennsylvania ("Pennsylvania Court"), styled In Re: Senior Health Insurance Company of Pennsylvania (In Rehabilitation), his *Joint Application for Intervention of the Maine Superintendent of Insurance and the Massachusetts Commissioner of Insurance and Request to Grant Leave to Extend the Time to Intervene*. That application was granted on September 15, 2020, thereby making Superintendent Cioppa and the Maine Bureau of Insurance a party in that proceeding over whom the Pennsylvania Court thereby gained personal jurisdiction.

It is our considered view that the CDO and its underlying proceeding are in direct conflict with, and violation of, the orders of the Pennsylvania Court and of an Order of the Supreme Court of Pennsylvania entered in an appeal pursued by Superintendent Cioppa. We will address that matter separately.

Under the circumstances, it is our position that the State of Maine and its Bureau of Insurance do not have jurisdiction over the matters (and parties) addressed in the CDO, and it is not the intention of SHIP, SHIP's Rehabilitator, or SHIP's Special Deputy Rehabilitator to appear in this proceeding. We provide this notice as a courtesy and in reservation of all of the rights of SHIP, the Rehabilitator, and the Special Deputy Rehabilitator.

Respectfully

COZEN O'CONNOR



By: Michael J. Broadbent

MJB

cc: Mark Randlett (*via email*)  
Thomas C. Sturtevant (*via email*)  
Robert A. Wake (*via email*)  
Lisa A. Wilson (*via email*)  
Superintendent Eric A. Cioppa (*via email*)  
Patrick H. Cantillo (*via email*)