

STATE OF MICHIGAN  
CIRCUIT COURT FOR THE 30TH JUDICIAL CIRCUIT  
INGHAM COUNTY

PATRICK MCPHARLIN, DIRECTOR  
OF THE DEPARTMENT OF INSURANCE AND  
FINANCIAL SERVICES,

Petitioner,

v

CONSUMERS MUTUAL INSURANCE OF  
MICHIGAN,

Respondent.

Case No. 15-948-CR

HON. JAMES S. JAMO

[IN LIQUIDATION]

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In Re: Consumers Mutual Insurance of Michigan  
v Radiology Associates of Iron Mountain

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PROVIDER PETITION  
No. 22

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**ORDER GRANTING PETITION FOR  
ESTABLISHMENT OF COURT PROCEDURES  
TO ADJUDICATE LIQUIDATOR'S CLAIMS  
AGAINST RADIOLOGY ASSOCIATES OF IRON MOUNTAIN**

At a session of said Court held in the Circuit Courtrooms  
for the County of Ingham, State of Michigan, on the  
21 day of March, 2019.

PRESENT: HONORABLE JAMES S. JAMO, CIRCUIT COURT JUDGE

**WHEREAS**, James Gerber, as duly appointed Special Deputy Liquidator (“Special Deputy Liquidator”) of Consumers Mutual Insurance of Michigan (“Consumers Mutual”), has filed a Petition for Establishment of Court Procedures to Adjudicate Liquidator’s Claims against Radiology Associates of Iron Mountain (the “Petition”); and

**WHEREAS**, as described in the Petition, there is an unresolved dispute requiring this Court’s review and adjudication that has been raised by the Liquidator regarding refunds of overpayments made to Radiology Associates of Iron Mountain and the determinations on those claims made by Special Deputy Liquidator James Gerber; and

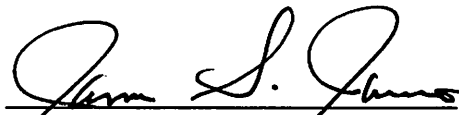
**WHEREAS**, the Court therefore finds it appropriate for the Court’s orderly, thorough, and fair adjudication of this dispute, as well as in the interest of judicial economy, to set a schedule for Radiology Associates of Iron Mountain’s response and oral argument and to establish certain other procedures governing the Court’s adjudication of this dispute;

**NOW, THEREFORE, IT IS HEREBY ORDERED** that the Court GRANTS the Liquidator’s Petition, and the Court will adjudicate the Liquidator’s unresolved claims regarding refunds of overpayments made to Radiology Associates of Iron Mountain, as described more fully in the Petition and the Exhibits attached thereto.

**IT IS FURTHER ORDERED** that the Court’s adjudication of the Liquidator’s claims against Radiology Associates of Iron Mountain is governed by the following procedures:

- 1) Radiology Associates of Iron Mountain will file a response to the Petition with the Court and serve its response on the Liquidator's counsel within 30 days of the date of this Order.
- 2) The Court will schedule oral argument to adjudicate the Liquidator's claims against Radiology Associates of Iron Mountain at an available date and time not earlier than 45 days after Radiology Associates of Iron Mountain files its response.
- 3) At least 7 days before the oral argument, the Liquidator may file a reply.

**IT IS SO ORDERED.**

  
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Honorable James S. Jamo  
Circuit Court Judge