

In re Ambassador Insurance Co., Inc. (2007-232)

2007 VT 74

[Filed 18-Jul-2007]

ENTRY ORDER

2007 VT 74

SUPREME COURT DOCKET NO. 2007-232

JULY TERM, 2007

In re Ambassador Insurance	}	APPEALED FROM:
Company, Inc.	}	
	}	
	}	
	}	Washington Superior Court
	}	
	}	
	}	DOCKET NO. S444-83 WnC

In the above-entitled cause, the Clerk will enter:

¶ 1. The above appeal is dismissed as improvidently granted.

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Dissenting

¶ 2. REIBER, C.J., dissenting. I would accept the appeal for several reasons. First, this case has been going on for years, and it appears that resolution of the issue raised in this appeal will likely result in allowing payment of the remaining assets to deserving creditors and policyholders. Second, the superior court granted an unopposed motion for permission to appeal; thus, all parties concerned want an appeal to move the case forward. Third, given the substantial sum of money at stake, and the nature of the superior court's ruling, the case is unlikely to settle. Fourth, the issue sought to be appealed involves a pure question of law that can be resolved on the undisputed facts of the case. I am authorized to say that J. Dooley would also accept the appeal for the same reasons.

Dissenting:

BY THE COURT:

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Paul L. Reiber, Chief Justice

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Denise R. Johnson, Associate Justice

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John A. Dooley, Associate Justice

Marilyn S. Skoglund, Associate Justice

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Brian L. Burgess, Associate Justice