IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF PENNSYLVANIA

SELECTIVE INSURANCE GROUP, INC. a/k/a SELECTIVE INSURANCE and a/k/a SELECTIVE WAY INSURANCE COMPANY	:	CIVIL ACTION
v.	:	
BERKELEY MARTIN and KELLIE ANN ALLEN	:	NO. 99-CV-1590

ORDER

AND NOW, this ___ day of January 2000, upon consideration of Respondents' Motion for Reconsideration, and the arguments of the parties, it is hereby ORDERED that Respondents' motion is GRANTED and the Memorandum and Judgment of this court dated September 23, 1999 is VACATED. FURTHER, it is ORDERED that the March 30, 1999 Petition to Vacate the Arbitration Award is DISMISSED WITHOUT PREJUDICE.

On November 21, 1997, this court remanded the above-captioned matter to Court of Common Pleas in Philadelphia for the appointment of arbitrators. Martin v. Selective Ins. Co., No. 97-5947 (E.D. Pa. Filed Nov. 21, 1997). On March 3, 1999, an arbitration panel awarded Respondents a monetary award of $5 million. On March 26, 1999, Petitioner filed a Petition to Vacate the Arbitration Award in the Court of Common Pleas of Delaware County; on March 30, 1999, Petitioner filed a similar petition in this court. In a Memorandum dated September 23, 1999, this court vacated the arbitration panel's award. The

Respondents promptly filed the Motion for Reconsideration presently before the court.

"The general rule is that a district court loses jurisdiction over a case once it has completed the remand by sending a certified copy of the remand order to the state court." Trans Penn Wax Corp. v. McCandless, 50 F.3d 217, 225 (3d Cir.1995). This is premised on both the language of § 1447(c) and (d) and the need to establish a determinable jurisdictional event after which the state court can exercise control over the case without fear of further federal interference. Id. When the court remanded this action for the appointment of arbitrators, it "disassociate[d] itself from the case entirely." Quackenbush v. Allstate Ins. Co., 517 U.S. 706, 714 (1996). Therefore, this court lacked jurisdiction to entertain the March 30, 1999 Petition to Vacate the Arbitration Award which the Petitioner filed with this court.

BY THE COURT:

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JAMES T. GILES C.J.

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