

**IN THE SUPREME COURT OF PENNSYLVANIA  
MIDDLE DISTRICT**

ALLEN S. GABROY, M.D.,	:	No. 140 MAP 2005
	:	
Appellant	:	
	:	Appeal from the Order of the
	:	Commonwealth Court entered November
v.	:	15, 2005 at No. 349 MD 2002.
	:	
	:	
COMMONWEALTH OF PENNSYLVANIA	:	
MEDICAL PROFESSIONAL LIABILITY	:	
CATASTROPHE LOSS FUND AND	:	
PENNSYLVANIA PROPERTY AND	:	
CASUALTY INSURANCE GUARANTY	:	
ASSOCIATION,	:	
	:	
Appellees	:	

**ORDER**

**PER CURIAM**

**DECIDED: December 27, 2006**

We hereby **AFFIRM** the Order of the Commonwealth Court.

Mr. Justice Baer files a dissenting statement in which Mr. Justice Saylor joins.