

AT A HEARING AUTHORIZED UNDER SUBSECTION (C) OF THIS SECTION, THE COURT MAY PROCEED IN A SUMMARY MANNER AND, IF SATISFIED THAT EACH APPLICABLE PROVISION OF THIS TITLE HAS BEEN MET, ENTER JUDGMENT IN FAVOR OF THE PLAINTIFF OR FUND IN THE AMOUNT OF THE SETTLEMENT OFFER.

(E) SAME — APPEAL.

(1) THE DEFENDANT OR UNINSURED PARTY MAY FILE AN APPEAL WITHIN 10 DAYS AFTER THE DATE OF ENTRY OF THE JUDGMENT.

(2) ABSENT PROOF OF FRAUD, MUTUAL MISTAKE, OR OBVIOUS IRREGULARITY, THE JUDGMENT IS NOT SUBJECT TO APPEAL, AMENDMENT, OR OTHER ACTION OF THE COURT AFTER THE PERIOD FOR FILING AN APPEAL HAS EXPIRED.

REVISOR'S NOTE: This section is new language derived without substantive change from former Art. 48A, § 243H(b)(3).

In subsection (a) of this section, the references to "regulations" adopted by the Fund are substituted for the former references to "rules" adopted by the Fund. See the General Revisor's Note to this article.

In subsection (a)(2) of this section, the term "Maryland Rules" is substituted for "rules adopted by ... the Court of Appeals" for clarity. As to the applicable Fund regulation, see COMAR 14.07.04. As to the applicable Maryland Rule, see Md. Rule BW7.

In subsection (b)(1)(iii) of this section, the former phrase "of record" is deleted as surplusage.

In subsection (b)(2)(ii) of this section, the former reference to a defense counsel entering an appearance "for him", i.e., the defendant or uninsured party, is deleted as surplusage.

Defined terms: "Fund" § 20-101  
"State" § 1-101

20-606. AUTHORITY OF FUND TO DEFEND CLAIMS.

(A) IN GENERAL.

WHEN A CLAIM SUBJECT TO THIS SUBTITLE RESULTS IN A DEFAULT JUDGMENT THAT IS ENTERED FOR WANT OF A PLEA BY A DEFENDANT OTHER THAN THE FUND, OR IN A JUDGMENT THAT IS ENTERED WITH THE CONSENT OF THE DEFENDANT WITHOUT THE KNOWLEDGE AND APPROVAL OF THE FUND, THE FUND SHALL ANSWER OR APPLY FOR RELIEF AGAINST THE JUDGMENT AND FOR PERMISSION TO ANSWER AND DEFEND THE CLAIM WITHIN 30 DAYS AFTER RECEIPT OF ACTUAL NOTICE OF THE JUDGMENT.

(B) INTERVENTION; DEFENSES.

(1) THE FUND MAY ELECT TO INTERVENE IN OR DEFEND A CLAIM SUBJECT TO THIS SUBTITLE.