

THE STATE OF NEW HAMPSHIRE

MERRIMACK,SS

SUPERIOR COURT

DOCKET NO. 03-E-0106

IN THE MATTER OF THE REHABILITATION OF
THE HOME INSURANCE COMPANY

**MOTION TO STRIKE EXHIBIT A LETTER DATED JUNE 24, 2003 FROM
PETITIONER'S RESPONSE TO COURT
ADVISING OF PETITIONER'S REQUESTED RELIEF**

NOW COMES the Petitioner Misty Dawn Stapel, by and through her attorneys,
Gottesman and Hollis, P.A., and moves and says as follows:

1. Petitioner filed a Response to Court Advising of Petitioner's Requested Relief on July 14, 2003.
2. Attached to Petitioner's Response were Exhibits A, B and C.
3. Petitioner's attorney's assistant inadvertently attached as part of Exhibit A a letter form Attorney Thomas C. Shultz to Attorney David M. Gottesman dated June 24, 2003.
4. Said letter was not intended to be published to the court, nor to other counsel and should be stricken from the pleadings and all copies returned to counsel David M. Gottesman.
5. Attorney David M. Gottesman is attending a seminar in San Francisco, California, and has just learned of this inadvertent enclosure and has enlisted Attorney Paul M. DeCarolis to execute this motion in his absence.

WHEREFORE, the Petitioner, through her counsel, respectfully requests that this
Honorable Court:

- A. Strike the letter of Thomas C. Shultz dated June 24, 2003 from Exhibit A filed with the Petitioner's Response to Court Advising of Petitioner's Requested Relief;

B. That all reference to the letter of Thomas C. Shultz to David M. Gottesman be deemed confidential and sealed and be restricted from further use in this or any other proceeding.

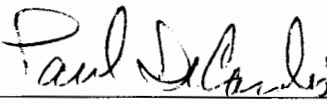
C. That counsel shall not disclose the contents of said letter to their clients and/or their insurers.

D. Order all counsel to return their copies of said letter dated June 24, 2003 to Attorney David M. Gottesman and hold all information derived therefrom as confidential.

E. Grant such other and further relief as may be fair and just.

Misty Dawn Stapel
By her attorneys,
GOTTESMAN & HOLLIS,
PROFESSIONAL ASSOCIATION

July 21, 2003



Paul M. DeCarolis

CERTIFICATE OF SERVICE


On this the 21st day of July, 2003, I hereby certify that a copy of the within Motion to Strike has been mailed to those individuals on the service list attached hereto and made a part hereof.



Paul M. DeCarolis

CERTIFICATE OF CONCURRENCE

In light of the dispositive nature of this motion, no attempt at concurrence was made.



Paul M. DeCarolis

SERVICE LIST

Eric Smith, Esq.
Rackemann, Sawyer & Brewster
One Financial Center
Boston, MA 02111

Sherilyn B. Young, Esq.
(sby@rathaw.com)
Rath Young & Pignatelli
One Capital Plaza
PO Box 1500
Concord, NH 03302-1500

Michael S. Ram, Esq.
Levy, Ram & Olson, LLP
639 Front Street, 4th Floor
San Francisco, CA 94111-1913

Richard Wiebusch, Esq.
Hale & Door, LLP
60 State Street
Boston, MA 02109

Connie Rakowsky, Esq.
Orr & Reno
1 Eagle Square PO Box 3550
Concord, NH 03302-3550

J. David Leslie, Esq.
Rackemann, Sawyer & Brewster
One Financial Center
Boston, MA 02111

Andrew Serell, Esq.
(aws@rathlaw.com)
Rath Young & Pignatelli
One Capital Plaza
PO Box 1500
Concord, NH 03302-1500

Michael Sandler, Esq.
Sandler, Ahearn & McConaughy, PLLC
1200 Fifth Avenue, Suite 1900
Seattle, WA 98101-3135

David Gottesman, Esq.
Gottesman & Hollis
39 E. Pearl Street
Nashua, NH 03060