

**THE STATE OF NEW HAMPSHIRE**

**SUPREME COURT**

**In Case No. 2004-0319, In the Matter of the Liquidation of the Home Insurance Company, the court on June 11, 2004, issued the following order:**

Motion for stay of order pending mandatory appeal pursuant to Rule 7 is denied. Ruling upon the State's motion to dismiss is deferred; the parties may brief the issues raised in the motion and address them at oral argument.

The motion to expedite consideration of appeal and to suspend rules, to which the Ace Companies represent that appellant Benjamin Moore & Company assents, is granted in part.

Case is accepted. Appellant's brief must be filed on or before June 24, 2004. On or before June 16, 2004, appellant shall designate in a letter any exhibits and pleadings to be transferred from the trial court. Cf. Rule 13.

Appellee's brief or memorandum of law must be filed on or before July 7, 2004. On or before July 1, 2004, appellee shall designate in a letter any exhibits and pleadings to be transferred from the trial court. Cf. Rule 13.

No reply briefs shall be filed. Oral argument shall be held on July 15, 2004.

Upon the filing of all parties' exhibits and pleadings lists to be transferred, the supreme court shall issue an order directing the trial court to transfer the exhibits and pleadings designated.

**NOTE:** Your brief must not exceed 35 pages. See Rule 16(11). If you are not the appealing party and you choose to file a memorandum in lieu of a brief, it must not exceed 15 pages in length. If you include an appendix to your brief, see Rule 17, include only those portions of the record that you believe the court must consult while reviewing the brief.

**In Case No. 2004-0319, In the Matter of the Liquidation of the Home Insurance Company, the court on June 11, 2004, issued the following order:**

This order is entered by a single justice (Duggan, J.). See Rule 21(7).

**Eileen Fox,  
Clerk**

Distribution:

Merrimack County Superior Court 03-E-0106

Honorable Kathleen McGuire

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File