

STATE OF NEW HAMPSHIRE

MERRIMACK, SS

SUPERIOR COURT

In the Matter of the Liquidation of
The Home Insurance Company
03-E-0106

2004 APR 26 A 8 47

NH SUPERIOR COURT
MERRIMACK COUNTY
MERRIMACK, NH

HSBC BANK USA, AS INDENTURE TRUSTEE
MOTION TO WITHDRAW

NOW COMES HSBC Bank USA, As Indenture Trustee, by its attorneys, Kelley Drye & Warren LLP and Shaheen & Gordon, P.A., and respectfully submits its Motion to Withdraw and in support thereof states as follows:

1. On February 3, 2004, the Liquidator, Roger A. Sevigny, Insurance Commissioner of the State of New Hampshire, Solely in His Capacity as Liquidator of the Home Insurance Company filed a Motion for Approval of New York Tax Settlement.

2. On March 1, 2004, HSBC Bank USA, As Indenture Trustee, filed their Joinder to the Opposition of 59 Maiden Lane Associates to the Motion for Approval of the New York Tax Settlement.

3. On March 23, 2004, the Court granted the Liquidator's Motion for Approval of the New York Tax Settlement.

4. In light of the March 23, 2004 Court Order, HSBC Bank USA, As Indenture Trustee, wishes to withdraw from this matter.

5. There will be no prejudice to any of the parties if the relief requested herein in the granting of this Motion to Withdraw is granted.

WHEREFORE, for the reasons set forth above, HSBC Bank USA, As Indenture Trustee, respectfully request that this Honorable Court:

A. Grant the within Motion, and

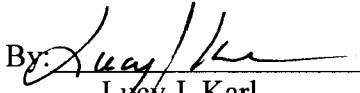
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[Signature]
Kathleen A. McGuire
Presiding Justice
5/4/04

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B. Grant such other relief as may be just and proper.

Respectfully submitted,
HSBC Bank USA, As Indenture Trustee
By Its Attorneys
SHAHEEN & GORDON, P.A.

Dated: April 22, 2004

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CERTIFICATE OF SERVICE

I hereby certify that on this 22nd day of April 2004 a copy of the within Motion has been forwarded by 1st class mail, postage prepaid to the following:

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