

In the Matter of the Liquidation of
The Home Insurance Company

Docket No. 03-E-0106

ASSENTED-TO PETITION TO INTERVENE

Respondents Century Indemnity Company ("Century"), ACE Property and Casualty Insurance Company ("ACE P&C"), Pacific Employers Insurance Company ("PEIC"), and ACE American Reinsurance Company ("AARE") (collectively the "ACE Companies") by its attorneys, Orr & Reno, P.A., petition to intervene in the above-captioned action. In support of this Motion, the ACE Companies state:

1. Roger A. Sevigny, Insurance Commissioner of the State of New Hampshire, as Liquidator of the Home Insurance Company, has moved for Approval of Agreement and Compromise with FIA Cedents in accordance with the Order Establishing Procedures for Review of Certain Agreements to Assume Obligations or Dispose of Assets entered December 19, 2003, and the procedures set forth in the Liquidator's Motion to Amend Orders Establishing Review Procedures dated January 21, 2004.

2. Pursuant to the procedures established by that Order, as amended, the ACE Companies filed their Objection to the Liquidator's Motion for Approval of Agreement and Compromise With AFIA Cedents. The Liquidator's Motion for Approval

and the ACE Companies' Objection were filed with this Court by Peter Roth as counsel for the Liquidator on March 23, 2004.

3. The ACE Companies have a direct and immediate interest in the Liquidator's Motion for Approval of Agreement and Compromise With AFIA Cedents, which is set forth in their Objection to the Liquidator's Motion in their Memorandum in support of their Objection to the Liquidator's Motion, copies of which are attached to this Petition and incorporated in this Petition by reference.

4. In his counsel's letter to this Court of March 23, 2004, the Liquidator has requested a hearing on his Motion for Approval of Agreement and Compromise With AFIA Cedents to be scheduled within the next month.

5. The ACE Companies submit that the proposed Agreement with the AFIA Cedents squarely contravenes RSA 401-C:1, *et seq*, and they will be severely prejudiced if they are not permitted to intervene and raise their statutory objections to the Liquidator's Motion as well as their constitutional objections to the notice and summary procedure for approval proposed by the Liquidator.

6. Counsel for the Liquidator assents to the relief sought by this Petition to Intervene.

WHEREFORE, the ACE Companies respectfully request this Court:

- A. To Grant this Petition to Intervene;
- B. To issue Orders of Notice; and

C. To grant such other and further relief as this Court deems just and proper.

Respectfully submitted,

ACE Companies

By Their Attorneys

ORR & RENO, P.A.

One Eagle Square

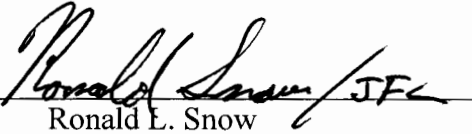
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Dated: March 26, 2004

By:

 JFL
Ronald L. Snow

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