

THE STATE OF NEW HAMPSHIRE

MERRIMACK, SS.

SUPERIOR COURT

Docket No. 03-E-0106

**In the Matter of the Liquidation of
The Home Insurance Company**

**LIQUIDATOR'S RESPONSE TO CLAIMANT HARRY L. BOWLES' REQUEST FOR
COURT'S DETERMINATION OF CLAIMANT'S SECOND MOTION TO RECOMMIT**

Roger A. Sevigny, Insurance Commissioner, as Liquidator ("Liquidator") of The Home Insurance Company ("Home"), hereby responds to the Claimant's Request for Court's Determination of Claimant's Second Motion to Recommit ("Request") submitted by Claimant Harry L. Bowles ("Claimant"). The Request concerns "Claimant's Second Motion to Recommit and for Court Order Voiding, Nullifying and Rescinding All Orders and Proceedings regarding Claim Number CLMN712396-01 for Fraud" ("Second Motion to Recommit") filed on or about February 28, 2011.

The Liquidator of course has no objection to the Court's making a ruling on the Second Motion to Recommit. However, to the extent the Request might be considered a substantive motion, and because Claimant asserts that "Liquidator has failed to respond to Bowles' April 4th and April 29th filings" (Request ¶ 1), the Liquidator makes this filing to reiterate his objection to the substantive relief sought in the Request and in the Second Motion to Recommit. Claimant's Second Motion to Recommit should be denied as untimely and or, alternatively, because the motion is precluded under principles of res judicata and collateral estoppel by the final order dated June 3 and entered June 8, 2010 in the prior proceedings on Claimant's claim, all as set forth in the Liquidator's Objection to Claimant Harry L. Bowles' Second Motion to Recommit filed March 9, 2011.

Respectfully submitted,

ROGER A. SEVIGNY, COMMISSIONER
OF INSURANCE OF THE STATE OF
NEW HAMPSHIRE, SOLELY AS
LIQUIDATOR OF THE HOME
INSURANCE COMPANY,

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August 25, 2011

Certificate of Service

I hereby certify that a copy of the foregoing Liquidator's Objection to Claimant Harry L. Bowles' Second Motion to Recommit was mailed this 25th day of August, 2011, by first class mail, postage prepaid, to all persons on the attached service list.



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