

**STATE OF NEW HAMPSHIRE**

**MERRIMACK, SS.**

**SUPERIOR COURT**

**Docket No. 03 – E-0106**

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

**Docket No. 03-E-0112**

**In the Matter of the Liquidation of  
US International Reinsurance Company**

**LIQUIDATOR’S SUPPLEMENTAL FILING CONCERNING  
FOURTH MOTION FOR APPROVAL OF DISPOSAL OF CERTAIN RECORDS**

Roger A. Sevigny, Commissioner of Insurance for the State of New Hampshire, as Liquidator (“Liquidator”) of The Home Insurance Company (“Home”) and US International Reinsurance Company (“USI Re”) (collectively, the “Companies”), submits this supplemental filing to respond to concerns raised by parties to litigation in California, the “California Plaintiffs” and Zurich American Insurance Company and a number of its affiliates, about the Liquidator’s Fourth Motion for Approval of Disposal of Certain Records (the “Motion”).

1. Since the Motion was filed on February 17, 2011, the Liquidator and the parties to litigation in California had discussions regarding their concerns over the Motion. To address those concerns, the Liquidator has agreed to retain certain files and has clarified the nature of certain of the documents as described below.

2. Paragraph 5 of the Motion addressed records concerning claim determinations approved for more than a year. The California parties requested that the Liquidator retain any such records with respect to the California Plaintiffs and another entity in litigation in Minnesota, and they have identified the claimant companies of concern. The Liquidator will retain any files regarding claim determinations with respect to the listed entities.

3. Paragraph 7 of the Motion addressed third party files that may be turned over to the Liquidator by third party administrators (a category that does not include Risk Enterprise Management Limited (“REM”)) and outside counsel. The Liquidator will retain any such files concerning the Zurich Insurance Companies, the California and Minnesota Plaintiffs, or REM.

4. Paragraph 8(i) of the Motion addressed instruction manuals, guides and other resource materials. The volume of such materials is relatively small, and at the California parties’ request the Liquidator will retain them.

5. Paragraph 8(ii) of the Motion addressed closed non-claim-related litigation files. At the California parties’ request, the Liquidator will retain any such files concerning three specified cases or consolidated groups of cases.

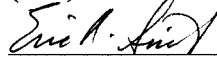
6. Paragraph 6(ii) of the Motion addressed uninventoried staff counsel files. The discussions indicated that the description in the Motion of these files was not altogether clear, and the Liquidator hereby clarifies that the “staff counsel” referred to are not counsel in the General Counsel's Offices of Home but “captive” defense firms, staffed by Home employees, that handled a large volume of liability and workers' compensation litigation on behalf of Home's insureds. The matters that were assigned to staff counsel were based on their individual level of expertise and would generally involve matters deemed by Home's claim staff to be more routine or less complex than matters that were referred to retained, or “outside”, counsel. Staff counsel would have had no involvement with matters relating to the recapitalization of Home or litigation involving coverage disputes with an insured. The information in staff counsel files would largely duplicate material found in Home's claims file. Disposal of these files will not result in a loss of coverage information or claims information (which would be contained in Home’s claims file).

Respectfully submitted,

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

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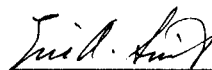
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March 18, 2011

**Certificate of Service**

I hereby certify that a copy of the foregoing Liquidator's Supplemental Filing Concerning Fourth Motion for Approval of Disposal of Certain Records were sent, this 18th day of March, 2011, by first class mail, postage prepaid to all persons on the attached service list.



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THE STATE OF NEW HAMPSHIRE

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