

THE STATE OF NEW HAMPSHIRE

MERRIMACK, SS

SUPERIOR COURT

Docket No. 03-E-106

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

**CENTURY INDEMNITY COMPANY'S RESPONSE TO
THE LIQUIDATOR'S MOTION FOR APPROVAL OF
SETTLEMENT AGREEMENT WITH MLC DIP LENDERS TRUST**

Century Indemnity Company, in its capacity as successor to CCI Insurance Company as successor to Insurance Company of North America ("INA"), and in its capacity as successor to CIGNA Specialty Insurance Company (formerly known as California Union Insurance Company") (collectively, "Century"), by its attorneys Orr & Reno, respectfully submits this Response to the Liquidator's Motion for Approval of a Settlement Agreement and Mutual Release (the "Settlement Agreement") with MLC DIP Lenders Trust (the "Trust").

Like the Home Insurance Company ("Home"), Century also issued policies to General Motors Corporation ("GM"). To the extent that Century has made and/or in the future will make any payments in connection with the policies that Century issued to GM, it is Century's position that nothing in the Liquidator's Settlement Agreement affects, alters or in any way negates any current and/or future contribution or subrogation claim which Century has and/or may have against the Home estate in connection with those payments (unless such claim has already been fully resolved).

The Liquidator has recognized as much in connection with his motion for the approval other settlement agreements, by acknowledging that: "Unlike third party claimants' claims, a contribution claim is independent of the insured's claims (although derived from the same

underlying circumstances), and it will remain to be determined on its own merits in the liquidation proceeding.” *E.g.*, Liquidator’s Motion for Approval of Settlement Agreement with PECO at ¶6 n.1. Thus, any current or future Century claim for contribution in connection with payments made under policies issued to GM will remain to be determined on their own merits in the Liquidation.

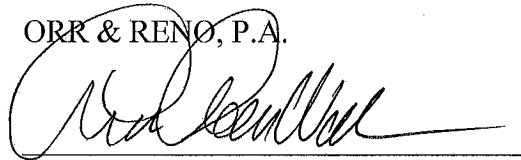
Century reserves all of its rights including any rights against all parties; nothing in this statement shall be deemed an admission by Century, or a waiver by Century of any rights or remedies including, without limitation, claims or defenses.

Respectfully submitted,

CENTURY INDEMNITY COMPANY

By its attorneys

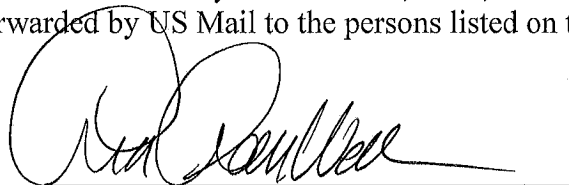
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CERTIFICATE OF SERVICE

I, Lisa Snow Wade, Esq., hereby certify that on this 1st day of December, 2014, I have caused a copy of the attached document to be forwarded by US Mail to the persons listed on the attached service list.



Lisa Snow Wade

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