

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 AND ACE PROPERTY & CASUALTY
INSURANCE COMPANY'S RESPONSE TO THE LIQUIDATOR'S MOTION FOR
APPROVAL OF SETTLEMENT AGREEMENT WITH CHEMTURA**

Century Indemnity Company on its own behalf, and in its capacity as successor to CCI Insurance Company as successor to Insurance Company of North America, and in its capacity as successor to CIGNA Specialty Insurance Company, formerly known as California Union Insurance Company (collectively, "CIC"), and ACE Property & Casualty Insurance Company, formerly known as CIGNA Property and Casualty Insurance Company, formerly known as Aetna Insurance Company (collectively, "ACE P&C"), respectfully submit this Response to the Liquidator's Motion for Approval of its settlement agreement with Chemtura Corporation ("Chemtura").

The Liquidator's motion for approval of its settlement agreement states that Chemtura is "a successor to certain assets and liabilities of Uniroyal Chemical Company." Liquidator's Motion at 1. The Liquidator's motion further states that Home issued sixteen insurance policies to United States Rubber Company and Uniroyal Inc., and that Chemtura (or its predecessors) filed thirty proofs of claim in the Home Insurance Company ("Home") liquidation with respect to those insurance policies, under which Chemtura asserts coverage. Liquidator's Motion at ¶2.

CIC and ACE P&C each issued at least one policy of insurance to United States Rubber Company and/or Uniroyal Inc. To the extent that CIC and/or ACE P&C have made, and/or in the future will make, any payments in respect of the policies issued to United States Rubber

Company or Uniroyal Inc., it is CIC's and ACE P&C's position that nothing in the Liquidator's settlement agreement with Chemtura affects, alters or in any way negates any current and/or future contribution or subrogation claim which CIC and/or ACE P&C have and/or may have against the Home estate in connection with those payments (unless such claim has already been fully resolved).

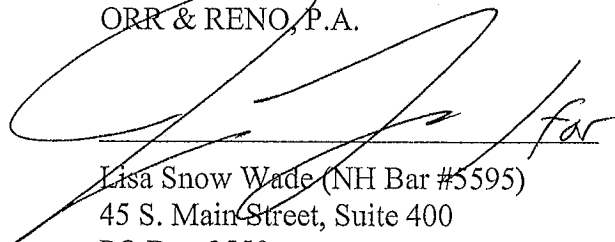
The Liquidator has recognized as much in connection with his motion for the approval of other settlement agreements, by acknowledging that: "Unlike third party claimants' claims, a contribution claim is independent of the insured's claims (although derived from the same underlying circumstances), and 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 Freeport-McMoran at ¶5 n.1. Thus, any current or future CIC or ACE P&C claim for contribution in connection with payments made under policies issued to United States Rubber Company or Uniroyal will remain to be determined on their own merits in the Liquidation.

CIC and ACE P&C reserve all of their rights including any rights against all parties; nothing in this statement shall be deemed an admission by CIC or ACE P&C, or a waiver by CIC or ACE P&C of any rights or remedies including, without limitation, claims or defenses.

Respectfully submitted,

CENTURY INDEMNITY COMPANY

By its attorneys
ORR & RENO, P.A.

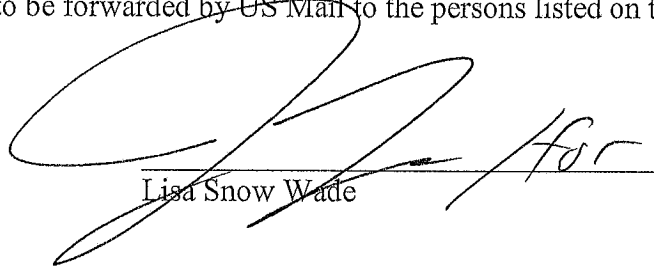


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CERTIFICATE OF SERVICE

I, Lisa Snow Wade, Esq., hereby certify that on this 7th day of August, 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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