

**STATE OF NEW HAMPSHIRE**

**MERRIMACK, SS.**

**SUPERIOR COURT**

Docket No. 03-E-0106

**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 GRC GLOBAL FUND LLC**

Century Indemnity Company, on its own behalf and (i) in its capacity as successor to CCI Insurance Company, as successor to Insurance Company of North America; (ii) in its capacity as successor to Indemnity Insurance Company of North America, and (iii) in its capacity as successor to CIGNA Specialty Insurance Company, formerly known as California Union Insurance Company (collectively referred to as "CIC"), by their attorneys, respectfully submit this Response to the Liquidator's Motion for Approval of Settlement Agreement (the "Settlement Agreement") with GRC Global Fund LLC.

Like the Home Insurance Company ("Home"), CIC also issued policies to American Cyanamid Co. ("Cyanamid") and/or one of its business units, Cytec Indus., Inc. ("Cytec") which may provide coverage for liabilities of Cytec. To the extent that CIC has made and/or in the future will make any payments for the underlying asbestos, lead, silica, and benzene claims addressed in the Home Liquidator's proposed settlement with GRC Global Fund LLC, in connection with the policies that CIC issued to Cyanamid and/or Cytec, it is CIC'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 CIC 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 be determined under applicable law in the liquidation proceeding." *E.g.*, Liquidator's Motion for Approval of the PPG Settlement Agreement with at ¶5 n.1. As a result, any current or future CIC claim for contribution or subrogation in connection with payments made to GRC Global Fund LLC will remain to be determined on its own merits in the Liquidation.

CIC requests that the Liquidator retain all claim files pertaining to Cyanamid and/or Cytec. CIC reserves all of its rights including any rights against all parties; nothing in this statement shall be deemed an admission by CIC, or a waiver by CIC of any rights or remedies including, without limitation, claims or defenses.

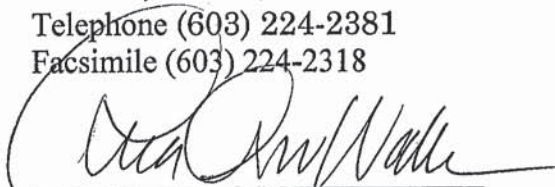
Respectfully submitted,

CENTURY INDEMNITY COMPANY  
By its attorneys,

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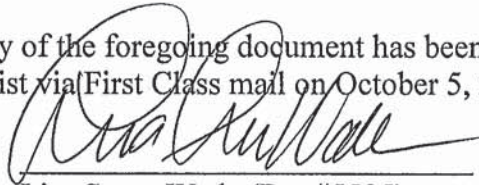
Date: October 5, 2018

By:

  
Lisa Snow Wade (Bar #5595)

**Certificate of Service**

The undersigned certifies that a copy of the foregoing document has been served on counsel of record and the attached service list via First Class mail on October 5, 2018.

A handwritten signature in black ink, appearing to read "Lisa Snow Wade", written over a horizontal line.

Lisa Snow Wade (Bar #5595)

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