

**THE STATE OF NEW HAMPSHIRE**

**MERRIMACK, SS**

**SUPERIOR COURT**

**Docket No. 217-2003-EQ-00106**

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

**[PROPOSED]**

**ORDER APPROVING SETTLEMENT AGREEMENT  
WITH THE MARLEY-WYLAIN COMPANY**

On consideration of (a) the motion of Roger A. Sevigny, Insurance Commissioner for the State of New Hampshire, as Liquidator (“Liquidator”) of The Home Insurance Company, for an order approving a Settlement Agreement and Mutual Release (“Settlement Agreement”) between The Marley-Wylain Company for itself and as successor to Weil-McLain Company, Inc. and Wylain, Inc. (“Marley-Wylain”), and the Liquidator, and (b) the supporting Affidavit of Peter A. Bengelsdorf, it is hereby found and ORDERED as follows:

1. The Settlement Agreement is reasonable, prudent, and in the best interests of the liquidation of Home;
2. The Liquidator’s Motion for Approval of Settlement Agreement with The Marley-Wylain Company is granted, and the Settlement Agreement is approved; and
3. The Liquidator’s recommendation concerning the allowance of the proofs of claim filed by Marley-Wylain is approved and Marley-Wylain’s claim is allowed as a Class II claim in accordance with RSA 402-C:45 and RSA 402-C:44 in the aggregate amount of \$22,000,000.

So Ordered.

Dated: \_\_\_\_\_

\_\_\_\_\_  
Presiding Justice