

THE STATE OF NEW HAMPSHIRE

MERRIMACK, SS.

SUPERIOR COURT

Docket No. 217-2003-EQ-00106

MERRIMACK SUPERIOR

2020 FEB 27 P 3:06

In the Matter of the Liquidation of  
The Home Insurance Company

**ZURICH INSURANCE PLC, GERMAN BRANCH AND  
WÜRTTEMBERGISCHE VERSICHERUNG AG'S  
MOTION FOR APPROVAL TO FILE SUR-REPLY IN SUPPORT OF OBJECTION TO  
LIQUIDATOR'S MOTION FOR APPROVAL OF CLAIM AMENDMENT DEADLINE**

Zurich Insurance plc, German Branch and Württembergische Versicherung AG (hereinafter, "Objecting Creditors"), by and through their attorneys, McLane Middleton, Professional Association and Freeborn & Peters, LLP, submit this motion to permit the filing a sur-reply to the Liquidator's response to their objection to the Liquidator's motion for approval of claims amendment deadline ("Objection"). In support of this motion, Objecting Creditors state as follows:

1. Objecting Creditors submit this motion to allow the filing of the Sur-Reply attached as Exhibit A to this motion.
2. Counsel for the Objecting Creditors has spoken with counsel for the Liquidator about the Sur-Reply. The Liquidator does not object to the filing of the Sur-Reply as long as the Liquidator has the opportunity to respond to the Sur-Reply. The Objecting Creditors will not object to the Liquidator's opportunity to respond to their Sur-Reply.
3. The Sur-Reply attached as Exhibit A will help to clarify the specific issues in dispute between and among the Objecting Creditors and the Liquidator's position about the amendment to the claim deadline.

4. The Objecting Creditors do not submit a memorandum of law in support of this motion as the decision to grant the motion rests on the sound discretion of the court.

WHEREFORE, the Objecting Creditors request this court:

- A. Grant this Motion to Allow Filing of Sur-Reply;
- B. Accept as Sur-Reply the document attached as Exhibit A; and
- C. Grant such other and further relief as the court deems just and necessary.

Respectfully submitted,

ZURICH INSURANCE PLC GERMAN BRANCH AND  
WÜRTTEMBERGISCHE VERSICHERUNG AG,

By their Attorneys,

McLANE MIDDLETON,  
PROFESSIONAL ASSOCIATION

Date: 2/27/20

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**CERTIFICATE OF SERVICE**

I hereby certify that a copy of the foregoing Zurich Insurance plc German Branch's and Württembergische Versicherung AG's Motion for Approval to Submit Sur-Reply in Support of the Objection to Liquidator's Motion for Approval of Claim Amendment Deadline was sent this 27th day of February 2020 by first class mail, postage prepaid to all persons on the attached service list.

  
\_\_\_\_\_  
Mark C. Rouvalis

**THE STATE OF NEW HAMPSHIRE**

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**SUPERIOR COURT**

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

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# EXHIBIT A