

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 CHARLES CASS, BRIAN CASS, DAVID CASS, OHM HOLDINGS,
INC., GABBROIC MANAGEMENT, LLC, AND ENVIRONMENTAL
FORENSIC INVESTIGATIONS, INC.**

On consideration of the motion of Christopher R. Nicolopoulos, Insurance Commissioner of the State of New Hampshire, as Liquidator (“Liquidator”) of The Home Insurance Company, for an order approving the Settlement Agreement and Mutual Release (the “Settlement Agreement”) between the Liquidator and Charles Cass, individually and as Trustee of the Charlton E. Cass Revocable Trust u/a/d September 9, 1987, Brian Cass, David Cass, OHM Holdings, Inc., Gabbroic Management, LLC, and Environmental Forensic Investigations, Inc. (each individually a “Claimant” and collectively the “Claimants”) and 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 Charles Cass, Brian Cass, David Cass, OHM Holdings, Inc., Gabbroic Management, LLC, and Environmental Forensic Investigations, Inc. is granted, and the Settlement Agreement is approved.
3. The Liquidator’s recommendation concerning the allowance of the Claimants’ proofs of claim is approved and the Claimants’ claims are allowed as a Class II claim in accordance with RSA 402-C:45 and RSA 402-C:44 in the amount of \$400,000.

So Ordered.

Dated: _____

Presiding Justice