## THE STATE OF NEW HAMPSHIRE

MERRIMACK, SS.

SUPERIOR COURT

BEFORE THE COURT-APPOINTED REFEREE IN RE THE LIQUIDATION OF THE HOME INSURANCE COMPANY DISPUTED CLAIMS DOCKET

In Re Liquidator Number: 2008-HICIL-41

Proof of Claim Number: CLMN712396-01

Claimant Name: Harry L. Bowles

## LIQUIDATOR'S RESPONSE TO CLAIMANT'S DEMAND FOR RULING

Roger A. Sevigny, Insurance Commissioner, as Liquidator ("Liquidator") of The Home Insurance Company ("Home"), hereby responds to the "Claimant's Demand for Referee's Ruling on Claimant's Motion for Summary Judgment Dated November 18, 2009" dated February 5, 2009.

The Claimant's filing is moot and need not be addressed. The Referee denied both of Claimant's motions for summary judgment at page 8 of the Order on the Merits dated January 4, 2010. Further, the time for Claimant to move to recommit the Referee's ruling has run. See Restated and Revised Order Establishing Procedures Regarding Claims Filed With The Home Insurance Company in Liquidation dated January 19, 2005, § 20. Accordingly, the filing is moot and need not be addressed.

Respectfully submitted,

ROGER A. SEVIGNY, INSURANCE COMMISSIONER, SOLELY AS LIQUIDATOR OF THE HOME INSURANCE COMPANY,

By his attorneys,

MICHAEL A. DELANEY ATTORNEY GENERAL

J. Christopher Marshall NH Bar ID No. 1619 Civil Bureau New Hampshire Department of Justice 33 Capitol Street Concord, NH 03301-6397 (603) 271-3650

Eric A. Smith

NH Bar ID No. 16952

Rackemann, Sawyer & Brewster P.C.

160 Federal Street

Boston, MA 02110-1700

(617) 542-2300

February 10, 2010

## Certificate of Service

I hereby certify that a copy of the foregoing Liquidator's Response to Claimant's Demand for Ruling was emailed and sent by first class mail to the Claimant on February 10, 2010.

Tiel Suit Eric A. Smith