

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: 2005-HICIL-14

Proof of Claim Number: AMBC465096

AMBC464386

INTL277878

AMBC465074

Claimant Name: Century Indemnity Company

**JOINT REQUEST TO DEEM CIC'S CLAIM REGARDING  
TREATY 6 A MATTER IN A DISPUTED CLAIM PROCEEDING**

Roger A. Sevigny, Commissioner of Insurance for the State of New Hampshire, as Liquidator ("Liquidator") of The Home Insurance Company ("Home"), and Century Indemnity Company ("CIC"), jointly request that the Referee order that CIC's claim under the reinsurance contract known as Treaty 6 be deemed a matter in a disputed claim proceeding and treated as such under the RSA and the Claims Procedures Order and that a structuring conference be scheduled on the matter. This joint request follows the procedure established under paragraph 6 of the Joint Report dated March 31, 2006. As reasons therefor, the parties state:

1. CIC presented reinsurance claims to the Liquidator by letter dated April 23, 2007. The Liquidator asked questions regarding the claims in correspondence including letters dated May 14, 2007, August 6, 2007, and November 8, 2007. CIC responded in correspondence including letters dated July 19, 2007, November 5, 2007, and November 19, 2007.
2. In Notice of Determination dated January 3, 2008, the Liquidator disallowed CIC's claim under Treaty 6.
3. By letter dated March 7, 2008, CIC withdrew its setoff in connection with the Treaty 6 claim without prejudice and subject to a full reservation of rights.

4. By letter dated August 20, 2010, CIC reinstated its setoff of the asserted Treaty 6 claim.

5. Accordingly, the Treaty 6 claim disallowed by the Liquidator should be determined in a disputed claim proceeding.

6. Paragraph 6 of the Joint Report in 2005-HICIL-14 provides in pertinent part that should the Liquidator disallow or partially disallow any claim “it is agreed that the parties will jointly seek an order from the Referee that this matter be deemed a disputed claim proceeding and treated as such under the RSA and the Claims Procedures Order.”

7. The parties agree that CIC’s claim under Treaty 6 should be deemed a matter in a disputed claim proceeding and treated as such under the RSA and the Claims Procedures Order. Accordingly, a structuring conference should be scheduled regarding the matter under section 14 of the Claims Procedures Order.

WHEREFORE, the parties jointly request that the Referee (1) issue an order that CIC's claim under Treaty 6 be deemed a matter in a disputed claim proceeding and treated as such under the RSA and the Claims Procedures Order, and (2) schedule a structuring conference on the matter in accordance with section 14 of the Claims Procedures Order.

ROGER A. SEVIGNY, COMMISSIONER  
OF INSURANCE OF THE STATE OF  
NEW HAMPSHIRE, SOLELY AS  
LIQUIDATOR OF THE HOME  
INSURANCE COMPANY,  
By his attorneys,  
MICHAEL A. DELANEY  
ATTORNEY GENERAL

CENTURY INDEMNITY COMPANY

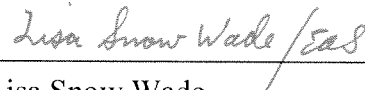
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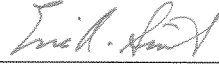
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September 15, 2010

**Certificate of Service**

I hereby certify that the foregoing was served by email on counsel for CIC this 15th day of September, 2010.



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Eric A. Smith