

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: 2006-HICIL-26
Proof of Claim Number: INTL278096
Claimant Name: Winterthur Swiss Insurance Company

STIPULATION REGARDING ISSUES

Claimant Winterthur Swiss Reinsurance Company ("Winterthur"), Roger A Sevigny, Commissioner of Insurance of the State of New Hampshire, as Liquidator ("Liquidator") of The Home Insurance Company (the "Home"), and Century Indemnity Company ("CIC" and, together with Winterthur and the Liquidator, the "Parties"), by their undersigned counsel, hereby stipulate as follows concerning the issues presented by this proceeding and application of decisions reached in other disputed claim proceedings.

1. In its objection, Winterthur objects to the determination regarding London Representative Fees with respect to various losses. The Parties agree that this issue has been presented in disputed claim proceedings 2006-HICIL-18 and 21 (which are consolidated) and that the ultimate decision of the issue those proceedings shall apply in this proceeding.

2. Winterthur also objects to the determination regarding the excess point with respect to Witco Chemical. The Parties agree that this issue has been presented in disputed claim proceeding 2005-HICIL-7 and that the ultimate decision of the issue that proceeding shall apply in this proceeding.

3. Winterthur also objects to the determination regarding pre-judgment interest costs with respect to Dow Corning. This issue has not been presented in other disputed claim proceedings and will need to be determined as the only issue in this proceeding.

Dated: October ³¹ __, 2006

Respectfully submitted,

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