

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: 2005-HICIL-15
Proof of Claim Number: CLMN380542
Claimant Name: Madelyn Miller**

**LIQUIDATOR'S PARTIAL OPPOSITION TO CLAIMANT'S
MOTION SEEKING ALTERNATIVE RELIEF**

Roger A. Sevigny, Insurance Commissioner for the State of New Hampshire, solely in his capacity as Liquidator of The Home Insurance Company ("Liquidator") hereby opposes that portion of Claimant, Madelyn Miller's ("Claimant") motion seeking an Order directing that "this matter be sent back to the Liquidator for review of its [sic] determination of the claim, staying all proceedings pending the determination of the motion."

Liquidator acknowledges that he has consented, through counsel, to Claimant's request for a seven day extension of time to provide her "mandatory disclosures," subject to court approval. Liquidator, however, takes issue with the remainder of Claimant's motion. Regardless of whether Claimant filed a timely request for review of Liquidator's Notice of Determination ("NOD"), she did file a timely Objection with the Liquidation Clerk which gave rise to this proceeding. Inasmuch as no new information has been provided by Claimant to warrant a re-determination by Liquidator of his NOD it would be both inefficient and unnecessary to stay this disputed claim proceeding given that, on the basis of Claimant's submission, Liquidator would merely reiterate his determination should such attenuated process be sanctioned.

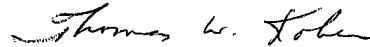
The matter can be addressed in its entirety within the parameters of this disputed claim proceeding.

WHEREFORE, Liquidator respectfully requests denial of that portion of Claimant's motion seeking to stay these proceedings and compel a re-determination of Liquidator's NOD.

Respectfully submitted,

ROGER A. SEVIGNY, INSURANCE COMMISSIONER OF
THE STATE OF NEW HAMPSHIRE, SOLELY IN HIS
CAPACITY AS LIQUIDATOR OF THE HOME INSURANCE
COMPANY

By his attorneys,

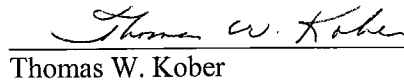


Jonathan Rosen, Esq. (N.H. Bar # 16951)
Thomas W. Kober, Esq. (admitted *pro hac vice*)
The Home Insurance Company in Liquidation
59 Maiden Lane
New York, New York 10038
(212) 530-7336
Facsimile (212) 530-3100

February 14, 2006

CERTIFICATE OF SERVICE

I hereby certify that copies of this Opposition have been forwarded via e-mail this 14th day of February, 2006 to Claimant Madelyn Miller at mrmccc@aol.com



Thomas W. Kober