

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 OF NOTICE REGARDING LIQUIDATOR'S
MOTION FOR APPROVAL OF CLAIM AMENDMENT DEADLINE**

John R. Elias, Insurance Commissioner of the State of New Hampshire, as Liquidator (“Liquidator”) of The Home Insurance Company (“Home”), has filed a motion for an order of notice concerning the Liquidator’s Motion for Approval of Claim Amendment Deadline (the “Motion”) and a deadline for submission of any objection to the Motion. On consideration of the motion for order of notice, the Court hereby orders as follows:

1. The Liquidator’s motion for an order of notice is granted.
2. Any objections to the Motion shall be filed on or before the date 90 days from the date of this Order (or, if that date is a Saturday, Sunday or holiday, the next business day) with the Clerk, Merrimack County Superior Court, 163 North Main Street, Concord, New Hampshire 03301 in In the Matter of the Liquidation of The Home Insurance Company, Docket No. 217-2003-EQ-00106. Copies of any objection shall be served on counsel for the Liquidator, J. Christopher Marshall, Civil Bureau, New Hampshire Department of Justice, 33 Capitol Street, Concord, NH 03301-6397 and J. David Leslie/Eric A. Smith, Rackemann, Sawyer & Brewster, 160 Federal Street, Boston, MA 02110-1700.
3. Within 30 days from receipt of this Order, the Liquidator shall mail notice of the Motion and the deadline for objections in the form attached to this Order to all claimants who

have open proofs of claim in the Home liquidation. Open proofs of claim means those on which (a) there has been no determination, (b) there has been only a partial determination or determinations, (c) there has been a determination that has not yet been approved by the Court, (d) there has been a determination as to priority but deferral as to amount, or (e) there has been a determination that provided that the claimant could submit further claims. Notice shall be mailed to the latest mailing address provided to the Liquidator by the claimant. Where the claimant is represented by counsel, notice shall be mailed to both the claimant and counsel using the latest mailing addresses provided to the Liquidator by the claimant or counsel. Notice shall be mailed by first class mail, postage prepaid, except that notice to claimants or counsel with addresses outside the United States shall be sent by air mail, postage prepaid.

4. Notice shall not be mailed to claimants whose proofs of claim have been finally determined by approval of a Liquidator's report of claims and recommendations or by approval of a settlement.

5. In addition to the mailing to claimants with open proofs of claim, the Liquidator shall email notice of the Motion and the deadline for objections in the form attached to this Order to the United States Department of Justice.

6. The Liquidation Clerk shall promptly post the Motion, this Order, and the notice in the Merrimack County Superior Court Files section of the Home Liquidation Clerk website (www.hicilclerk.org).

SO ORDERED

Dated: _____

Presiding Justice

**The Home Insurance Company, in Liquidation
61 Broadway, Sixth Floor
New York, NY 10006**

POC No(s): _____

**NOTICE OF DEADLINE FOR OBJECTION TO MOTION FOR
APPROVAL OF CLAIM AMENDMENT DEADLINE REGARDING
THE HOME INSURANCE COMPANY, IN LIQUIDATION**

To Persons who have open proofs of claim in the liquidation of The Home Insurance Company (“Home”):

Home is in liquidation proceedings before the Merrimack County Superior Court of the State of New Hampshire (the “Court”), In the Matter of the Liquidation of The Home Insurance Company, Docket No. 217-2003-EQ-00106.

John R. Elias, Insurance Commissioner of the State of New Hampshire, as Liquidator (“Liquidator”) of Home, has filed a Motion for Approval of Claim Amendment Deadline to set a deadline of 150 days after the Court’s order granting the Liquidator’s motion for the final submission of amendments to proofs of claim in the Home liquidation. As described in that motion, claims filed after the claim amendment deadline and potential claims (any claim that cannot be specifically identified by the claim amendment deadline) will be barred, and certain claimants may be required to amend their proofs of claim, if the motion is granted. The Liquidator’s motion and the proposed order may be found in the Home liquidation file in the Merrimack County Superior Court Files section of the Home Liquidation Clerk website, www.hicilclerk.org, at _____ [INSERT LINK TO MOTION].

The Court has set a deadline of _____ [INSERT DATE 90 DAYS AFTER COURT’S ORDER OR NEXT BUSINESS DAY] for the filing of any objections to the Liquidator’s Motion for Approval of Claim Amendment Deadline. Any objections to the motion shall be filed on or before _____ [INSERT SAME DATE] with the Clerk, Merrimack County Superior Court, 163 North Main Street, Concord, New Hampshire 03301 in In the Matter of the Liquidation of The Home Insurance Company, Docket No. 217-2003-EQ-00106.

Copies of any objection shall also be served on counsel for the Liquidator: J. Christopher Marshall, Civil Bureau, New Hampshire Department of Justice, 33 Capitol Street, Concord, NH 03301-6397 and J. David Leslie/Eric A. Smith, Rackemann, Sawyer & Brewster, 160 Federal Street, Boston, MA 02110-1700.

**John R. Elias, New Hampshire Insurance Commissioner,
as Liquidator of The Home Insurance Company**