

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 APPROVING LICENSE AGREEMENT
AND TERMINATION OF NEW YORK LEASE**

On consideration of (a) the motion of David J. Bettencourt, Insurance Commissioner of the State of New Hampshire, as Liquidator (“Liquidator”) of The Home Insurance Company (“Home”), for an order approving a Letter Agreement (“License Agreement”) between the Liquidator and RXR Old Slip Owner LLC concerning office space at 32 Old Slip, New York, New York and the termination of the existing lease concerning basement and office space at 61 Broadway, New York, New York pursuant to a related Fourth Amendment of Lease and Complete Surrender and Lease Termination Agreement (“Termination Agreement”) between the Liquidator and RXR 61 Broadway Owner LLC, and (b) the supporting Affidavit of Peter A. Bengelsdorf, it is hereby found and ORDERED as follows:

1. The License Agreement and the Termination Agreement are fair and reasonable and in the best interests of the liquidation of Home; and
2. The Liquidator’s Motion for Approval of License Agreement and Termination of New York Lease is granted, and the License Agreement and termination of the existing lease pursuant to the Termination Agreement are approved.

So Ordered.

Dated: _____

Presiding Justice