

THE STATE OF NEW HAMPSHIRE

MERRIMACK, SS.

SUPERIOR COURT

Docket No. 03-E-0106

In the Matter of the Liquidation of
The Home Insurance Company

ACE COMPANIES' PROPOSED DISCOVERY SCHEDULE

Respondents Century Indemnity Company, ACE Property and Casualty Insurance Company, Pacific Employers Insurance Company, and ACE American Reinsurance Company (collectively, the "ACE Companies"), by their attorneys, Orr & Reno, P.A., propose the following discovery schedule to the Court and the Liquidator:

October 4, 2004: ACE Companies to serve Interrogatories and Requests for Production on the Liquidator;

November 3, 2004: Liquidator to respond to ACE Companies' Interrogatories and Requests for Production; Liquidator to serve Interrogatories and Requests for Production on the ACE Companies; Liquidator to disclose the identity of any experts it intends to call, together with their curriculum vitae and reports;

December 3, 2004: ACE Companies to respond to Liquidator's Interrogatories and Requests for Production; ACE Companies to disclose the identity of any experts it intends to call, together with their curriculum vitae and reports;

December 3, 2004 – January 28, 2005: Depositions of designated witnesses limited to seven (7) hours per witness;

February 1, 2005: Close of discovery; Court to schedule final pretrial conference and evidentiary hearing not to exceed five (5) days, after February 1, 2005.

The ACE Companies will seek to take the depositions of Commissioner Roger Sevigny, and each of the following individuals, each of whom has provided an affidavit to this Court or in the UK proceedings regarding the Agreement with AFIA Cedents:

Roger A. Seigny
Peter Bengelsdorf
Gernot Warmuth
Gareth Hughes
Rhydian Williams
Jonathan Rosen
Paula Rogers

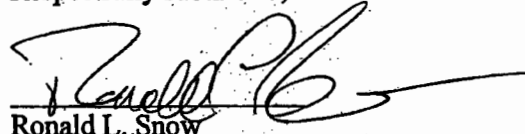
As indicated in the ACE Companies' Partial Objection to Liquidator's Motion for Scheduling Order, the ACE Companies believe that reasonable discovery on the specific issues remanded to this Court is necessary to permit the parties to develop the factual record required by the New Hampshire Supreme Court. The proposed discovery schedule is intended to provide the parties with the requisite evidentiary support for their respective positions, without undue delay or expense.

WHEREFORE, the ACE Companies respectfully request this Court:

- A. To adopt and approve this Proposed Discovery Schedule; and,
- B. To grant such other and further relief as this Court deems just and proper.

Dated: October 1, 2004

Respectfully submitted,



Ronald L. Snow
ORR & RENO, Professional Association
One Eagle Square
P.O. Box 3550
Concord, New Hampshire 03302-3550
Telephone (603) 224-2381
Facsimile (603) 224-2318

-and-

Gary S. Lee
Eric A. Haab
Gail M. Goering
Pieter Van Tol
LOVELLS
900 Third Avenue, 16th Floor
New York, New York 10022
Telephone (212) 909-0600
Facsimile (212) 909-0666

Attorneys for Respondents Century
Indemnity Company, ACE Property and
Casualty Insurance Company, Pacific
Employers Insurance Company, and ACE
American Reinsurance Company

374799_1.DOC

CERTIFICATE OF SERVICE

The undersigned certifies that I served a copy of the foregoing on the following counsel via First Class mail on October 1, 2004.

William S. McGraw, Esq., Clerk
Merrimack County Superior Court
169 North Main Street
P.O. Box 2880
Concord, NH 03302-2880

Peter C. L. Roth
Senior Assistant Attorney General
Environmental Protection Bureau
New Hampshire Department of Justice
Attorney General's Office
33 Capitol Street
Concord, NH 03301-6397

Paula Rogers
Case Administrator
Office of the Liquidation Clerk
The Home Insurance Company
286 Commercial Street
Manchester, NH 03101

Suzanne M. Gorman, Esq.
Civil Bureau
New Hampshire Department of Justice
Attorney General's Office
33 Capitol Street
Concord, NH 03301-6397

J. David Leslie, Esq.
Eric. A. Smith, Esq.
Rackermann, Sawyer & Brewster
One Financial Center
Boston, MA 02111

Sherilyn R. Young, Esq.
Rath, Young & Pignatelli, P.A.
One Capital Plaza
Box 1500
Concord, NH 03302-1500

Andrew W. Serell, Esq.
Rath, Young & Pignatelli, P.A.
One Capital Plaza
Box 1500
Concord, NH 03302-1500

Andre Bouffard, Esq.
Downs, Rachlin, Martin, PLLC
199 Main Street
Box 190
Burlington, VT 05402

Eric D. Jones, Esq.
Downs, Rachlin, Martin PLLC
199 Main Street
Box 190
Burlington, VT 05402

Michael Ram, Esq.
Levy, Ram & Olson, LLP
639 Front Street, 4th Floor
San Francisco, CA 94111-1913

Michael Sandler, Esq.
Sandler, Ahearn & McGonaghty, PLLC
1200 Fifth Avenue, Suite 1900
Seattle, WA 98101-3135

Richard V. Wiebusch, Esq.
Hale and Dorr, LLP
60 State Street
Boston, MA 02109

Thomas Wamser, Esq.
ACE USA Legal Dept.
1601 Chestnut Street, T1 15A
Philadelphia, PA 19103

Martin P. Honigberg, Esq.
Sulloway & Hollis, PLLC
9 Capitol Street – Box 1256
Concord, NH 03302-1256

Gregory W. Swope, Esq.
Swope & Nicolosi, PLLC
58 Pleasant Street
Concord, NH 03301

Pieter Van Tol, Esq.
Lovells
900 Third Avenue – 16th Floor
New York, NY 10022

Gary Lee, Esq.
Lovells – 16th Floor
900 Third Avenue
New York, NY 10022

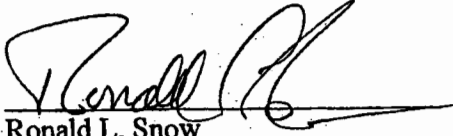
Salvatore Tollis, Esq.
Lovells – 16th Floor
900 Third Avenue
New York, NY 10022

Gail M. Goering, Esq.
Lovells
One IBM Plaza
330 N. Wabash Avenue
Suite 1900
Chicago, IL 60611

Eric Haab, Esq.
Lovells
One IBM Plaza
330 N. Wabash Avenue
Suite 1900
Chicago, IL 60611

Adam Goodman, Esq.
Lovells
One IBM Plaza
330 N. Wabash Avenue
Suite 1900
Chicago, Illinois 60611

Connie Rakowsky, Esq.
Orr & Reno, PA
One Eagle Square
P.O. Box 3550
Concord, NH 03302-3550



Ronald L. Snow

358499_1.DOC