

**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**

**LIQUIDATOR'S MOTION TO FILE SUR-REPLY TO CIC'S REPLY IN  
SUPPORT OF MOTION TO RECONSIDER ORDER UNDER SEAL**

Roger A. Sevigny, Insurance Commissioner of the State of New Hampshire, as Liquidator ("Liquidator") of The Home Insurance Company ("Home"), moves to file under seal the Liquidator's Sur-reply to CIC's Reply in Further Support of Motion to Reconsider the Order Approving Liquidator's Report of Claims and Recommendations as of December 15, 2005 ("Sur-reply"). As reasons therefore, the Liquidator states:

1. CIC's motion to reconsider raises issues concerning the settlement agreement between Home and Zurich Versicherung Aktiengesellschaft (Deutschland) ("Zurich"), which is the successor to Agrippina Versicherung Aktiengesellschaft ("Agrippina"). The settlement agreement contains information confidential to Agrippina, and the Liquidator's motion for approval of that agreement, including the settlement agreement itself, were placed under seal by order of the Court on January 14, 2005. CIC has appropriately moved to file its motion for reconsideration (which includes the papers placed under seal on January 14, 2005 as exhibits) under seal. The Liquidator moved to file his opposition to the motion under seal. CIC also designated its reply as filed under seal.

2. The Liquidator's Sur-reply also concerns the settlement agreement, and it should also be placed under seal.

WHEREFORE, the Liquidator respectfully requests that the Court enter an order in the form submitted herewith placing the Liquidator's Sur-reply under seal.

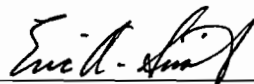
Respectfully submitted,

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

By his attorneys,

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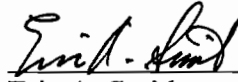
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February 16, 2006

Certificate of Service

I hereby certify that a copy of the foregoing Liquidator's Motion to File Sur-reply to CIC's Reply in Further Support of Motion to Reconsider Order Approving Liquidator's Claims Report Under Seal was sent, this 16th day of February, 2006, by first class mail, postage prepaid to all persons on the attached service list and by e-mail to counsel for the movant.



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