

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 PLACE CONFIDENTIAL AFFIDAVIT
CONCERNING SETTLEMENT AGREEMENT WITH
APPLETON PAPERS, INC. UNDER SEAL**

NOW COMES Roger A. Sevigny, Commissioner of Insurance for the State of New Hampshire, as Liquidator ("Liquidator") of The Home Insurance Company ("Home"), and moves that the Court place the Confidential Affidavit of Peter A. Bengelsdorf, Special Deputy Liquidator, in Support of Approval of Settlement Agreement with Appleton Papers, Inc. (the "Confidential Affidavit") under seal. As reasons therefor, the Liquidator respectfully states:

1. Concurrent with this motion, the Liquidator files the Liquidator's Motion for Approval of Settlement Agreement with Appleton Papers, Inc. (the "Motion"). A redacted version of the Settlement Agreement ("Agreement") with Appleton Papers, Inc. ("Appleton") and others, with the financial terms redacted, is attached to the Motion.

2. The Confidential Affidavit identifies the financial terms of the Agreement. The complete Agreement, including its financial terms, is attached to the Confidential Affidavit. The financial terms of the Agreement are confidential to the parties, and disclosure of those terms would potentially adversely affect their positions with respect to future transactions.

3. The Confidential Affidavit also explains the Liquidator's decision to enter the Agreement. Revealing the Liquidator's evaluation of the claims and the financial terms of the Agreement would prejudice the Liquidator, particularly in the event the Agreement were not

approved by this Court. Accordingly, the Confidential Affidavit should be filed under seal. See Order Establishing Procedures for Review of Certain Agreements to Assume Obligations or Dispose of Assets dated April 29, 2004, ¶ 3.

WHEREFORE, the Liquidator respectfully requests that this Court:

- A. Grant this Motion To Place Confidential Affidavit Concerning Settlement Agreement With Appleton Papers, Inc. Under Seal;
- B. Enter an Order in the form submitted herewith placing the Confidential Affidavit under seal; and
- C. Grant such other and further relief as justice may require.

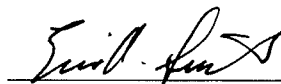
Respectfully submitted,

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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J. David Leslie
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August 31, 2006

CERTIFICATE OF SERVICE

I hereby certify that a copy of the foregoing Liquidator's Motion to Place Confidential Affidavit Concerning Settlement Agreement with Appleton Papers, Inc. Under Seal, and the Proposed Order, were sent, this 31th day of August, 2006, by first class mail, postage prepaid to all persons on the attached service list.



Eric A. Smith

THE STATE OF NEW HAMPSHIRE

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