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March 30, 2011

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William S. McGraw, Clerk Merrimack County Superior Court 163 North Main Street P.O. Box 2880 Concord, NH 03302-2880

RE: <u>In the Matter of the Liquidation of The Home Insurance Company;</u> 03-E-0106

Dear Clerk McGraw:

Enclosed is *Fuller-Austin* Defendants' Second Assented-To Motion for Extension of Time to Respond to the Liquidator's Motion for Approval of Settlement Agreement with Western Asbestos Settlement Trust for filing in the above case.

Thank you for your attention in this matter.

Very truly yours,

Martin P. Honigberg

MPH:kmd Enclosure

cc: Counsel of Record (per attached Service List)

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

FULLER-AUSTIN DEFENDANTS' SECOND ASSENTED-TO MOTION FOR EXTENSION OF TIME TO RESPOND TO THE LIQUIDATOR'S MOTION FOR APPROVAL OF SETTLEMENT AGREEMENT WITH WESTERN ASBESTOS SETTLEMENT TRUST

NOW COME Zurich Insurance Company, Zurich American Insurance Company, Zurich-American Insurance Company of Illinois, American Guarantee & Liability Insurance Company, American Zurich Insurance Company, Steadfast Insurance Company, and Orange Stone Reinsurance (the "Fuller-Austin Defendants"), and move for a further extension of time until April 8, 2011, to respond to the Liquidator's Motion for Approval of Settlement Agreement with Western Asbestos Settlement Trust. In support of this motion, the Fuller-Austin Defendants state as follows:

- 1. The Liquidator filed the instant Motion on or about March 8, 2011. Any response to the Motion would be due on March 18, 2011.
- 2. On March 16, 2011, with the assent of the Liquidator, the *Fuller-Austin*Defendants moved for an extension of time to respond to determine whether they should respond to the Motion and if so, what that response should say.
 - 3. On March 21, 2011, the Court issued an order granting the Motion.
- 4. On March 22, 2011, with the assent of the Liquidator, the *Fuller-Austin*Defendants requested that the Court withdraw the order granting the Motion and allow the *Fuller-Austin* Defendants time to respond.

- 5. The *Fuller-Austin* Defendants are seeking to discuss the matter with the Liquidator.
- 6. Accordingly, the *Fuller-Austin* Defendants request an additional week beyond April 1, 2011, to April 8, 2011, to determine whether to respond to the Motion and, if they do respond, what that response will be.
 - 7. Counsel to the Liquidator assents to the requested extension.

WHEREFORE, the Fuller-Austin Defendants respectfully request that the Court,

- A. Grant this Motion;
- B. Extend the time for the *Fuller-Austin* Defendants to respond to the Liquidator's Motion to April 8, 2011; and
 - C. Grant such other relief as the Court deems appropriate.

Respectfully submitted,

ZURICH INSURANCE COMPANY, AMERICAN GUARANTEE AND LIABILITY INSURANCE COMPANY, AMERICAN ZURICH INSURANCE COMPANY, ZURICH-AMERICAN INSURANCE COMPANY, ZURICH AMERICAN INSURANCE COMPANY OF ILLINOIS, STEADFAST INSURANCE COMPANY, and ORANGE STONE REINSURANCE

By their attorneys,

SULLOWAY & HOLLIS, P.L.L.C.

Dated: March 30, 2011

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CERTIFICATE OF SERVICE

I hereby certify that the foregoing was sent by first-class mail to the individuals on the attached service list.

Dated: March 30, 2011

Martin P. Honigberg

STATE OF NEW HAMPSHIRE

MERRIMACK, SS

SUPERIOR COURT

Docket No. 03-E-0106

In the Matter of the Liquidation of The Home Insurance Company

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