

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**

[PROPOSED]

**ORDER APPROVING SETTLEMENT AGREEMENT
WITH SWAN**

On consideration of the motion of Roger A. Sevigny, Insurance Commissioner for the State of New Hampshire, as Liquidator (“Liquidator”) of The Home Insurance Company (“Home”), for an order approving a Settlement Agreement and Mutual Release (“Settlement Agreement”) between Swan Transportation Company and the Swan Asbestos and Silica Settlement Trust (collectively, “Swan”) and the Liquidator, and the supporting Affidavit of Peter A. Bengelsdorf, it is hereby found and ORDERED as follows:

1. The Settlement Agreement is reasonable, prudent, and in the best interests of the liquidation of Home;

2. The Liquidator’s Motion for Approval of Settlement Agreement with Swan is granted, and the Settlement Agreement is approved; and

3. The Liquidator’s recommendation concerning the allowance of Swan’s proofs of claim is approved, and Swan’s claims are allowed as a Class II claim in the aggregate amount of \$20,000,000.

So Ordered.

Dated: _____

Presiding Justice