

THE STATE OF NEW HAMPSHIRE

MERRIMACK, SS

SUPERIOR COURT

Docket No. 03-E-106

**In the Matter of the Liquidation of
The Home Insurance Company**

**CENTURY INDEMNITY COMPANY'S RESPONSE TO
THE LIQUIDATOR'S MOTION FOR APPROVAL OF
SETTLEMENT AGREEMENT WITH SYNGENTA**

Century Indemnity Company (on its own behalf, and in its capacity as successor to CCI Insurance Company as successor to Insurance Company of North America (collectively, "Century") respectfully submits this Response to the Liquidator's Motion for Approval of its settlement agreement with Syngenta Crop Protection, LLC (f/k/a Syngenta Crop Protection, Inc.), as successor in interest to the US crop protection and seed business of Novartis Corporation (f/k/a Ciba-Geigy Corporation) and its predecessor Geigy Chemical Corporation (collectively, "Syngenta").

Like the Home Insurance Company ("Home"), Century issued one or more policies of insurance to Syngenta and / or its predecessors in interest. To the extent that Century has made and / or in the future will make any payments with respect to policies issued to Syngenta or its predecessors in interest, it is Century's position that nothing in the Liquidator's Settlement with Syngenta affects, alters or in any way negates any current and/or future contribution or subrogation claim which Century may have against the Home estate in connection with those payments (unless such claim has already been fully resolved).

The Liquidator has recognized as much in connection with his motion for the approval of other settlement agreements, by acknowledging that: "Unlike third party claimants' claims, a

contribution claim is independent of the insured's claims (although derived from the same underlying circumstances), and it will remain to be determined on its own merits in the liquidation proceeding." *E.g.*, Liquidator's Motion for Approval of Settlement Agreement with Freeport-McMoran at ¶5 n.1. Thus, any future claim Century may have for contribution in connection with payments made under policies issued to Syngenta or its predecessors in interest, will remain to be determined on their own merits in the Liquidation.

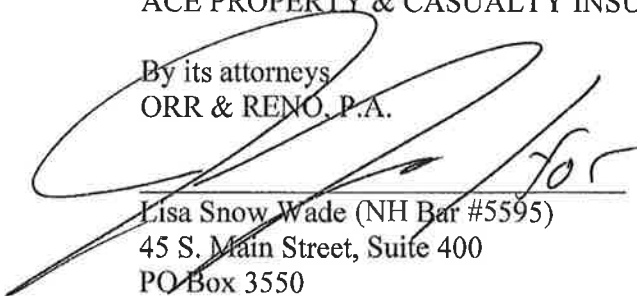
Century requests that the Liquidator retain all claim files pertaining to this policyholder. In addition, Century reserves all of its rights including any rights against all parties; nothing in this statement shall be deemed an admission by Century or a waiver by Century of any rights or remedies including, without limitation, claims or defenses.

Respectfully submitted,

CENTURY INDEMNITY COMPANY and
ACE PROPERTY & CASUALTY INSURANCE CO.

By its attorneys
ORR & RENO, P.A.

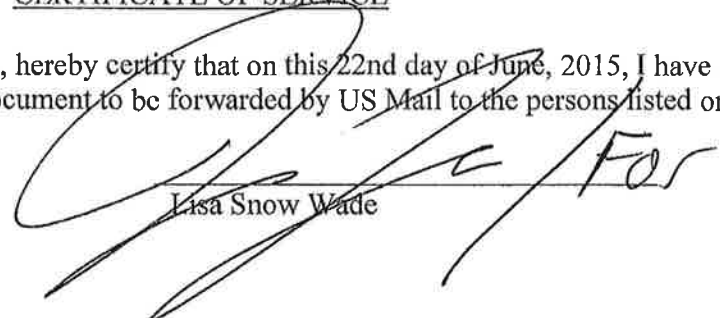
Dated: June 22, 2015



Lisa Snow Wade (NH Bar #5595)
45 S. Main Street, Suite 400
PO Box 3550
Concord, NH 03302-3550
Telephone No. (603) 224-2381
Facsimile (603) 224-2318

CERTIFICATE OF SERVICE

I, Lisa Snow Wade, Esq., hereby certify that on this 22nd day of June, 2015, I have caused a copy of the attached document to be forwarded by US Mail to the persons listed on the attached service list.



Lisa Snow Wade

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SERVICE LIST

J. Christopher Marshal, Esq.
NH Department of Justice
33 Capital Street
Concord, NH 03301

Eric A. Smith, Esq.
Rackemann, Sawyer & Brewster
160 Federal Street
Floors 13, 14 & 15
Boston, MA 02110-1700

Lisa S. Wade, Esq.
Orr & Reno, P.A.
45 S. Main Street
PO Box 3550
Concord, NH 03302-3550

Gary Lee, Esq.
Kathleen E. Schaaf, Esq.
James J. DeChristofaro, Esq.
Morrison & Foerster LLP
1290 Avenue of the Americas
New York, NY 10104

Robert A. Stein, Esq.
The Stein Law Firm, PLLC
One Barberry Lane
PO Box 2159
Concord, NH 03302-2159

David M. Spector, Esq.
Dennis G. LaGory, Esq.
Schiff Hardin LLP
6600 Sears Tower
Chicago, Illinois 60606

Michael Cohen, Esq.
Cohen & Buckley, LLP
1301 York Road
Baltimore, MD 21093

David H. Simmons, Esq.
Mary Ann Etzler, Esq.
DeBeaubien, Knight, Simmons,
Mantzaris & Neal, LLP
332 North Magnolia Avenue P.O. Box 87
Orlando, Florida 32901

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

Richard Mancino, Esq.
Willkie Farr & Gallagher, LLP
787 Seventh Avenue
New York, NY 10019

Joseph G. Davis, Esq.
Willkie Farr & Gallagher, LLP
1875 K Street, N.W.
Washington, DC 20006

Albert P. Bedecarre, Esq.
Quinn Emaunal Urguhart
Oliver & Hedges, LLP
50 California Street, 22nd Floor
San Francisco, CA 94111

Jeffrey W. Moss, Esq.
Morgan Lewis & Bockius, LLP
115 Franklin Street, 16th Floor
Boston, MA 02110

Gerald J. Petros, Esq.
Hinckley, Allen & Snyder, LLP
50 Kennedy Plaza, Suite 1500
Providence, RI 02903

Christopher H. M. Carter, Esq.
Hinckley, Allen & Snyder, LLP
11 South Main Street, Suite 400
Concord, NH 03301-4810

Robert M. Horkoviceh, Esq.
Robert Y Chung, Esq.
Anderson Kill & Olick, P.C.
1251 Avenue of the Americas
New York, NY 10020

Andrew B. Livernois, Esq.
Ransmeier & Spellman, P.C.
One Capitol Street
P.O. Box 600
Concord, NH 03302-0600

John A. Hubbard, Esq.
615 7th Avenue South
Great Falls, Montana 59404

Paul W. Kalish, Esq.
Ellen M. Farrell, Esq.
Kristine E. Nelson, Esq.
Crowell Moring
1001 Pennsylvania Avenue, NW
Washington, DC 20004-2500

Harry L. Bowles
306 Big Hollow Lane
Houston, Texas 774042

Gregory T. LoCasale, Esq.
White and Williams, LLP
One Liberty Place, Suite 1800
Philadelphia, PA 19103-7395

Kyle A. Forsyth, Esq.
Commercial Litigation Branch
Civil Division
U.S. Dept. of Justice -
PO Box 875
Washington, DC 20044-0875

W. Daniel Deane, Esq.
Nixon, Peabody LLP
900 Elm Street, 14th Floor
Manchester, NH 03101-2031

Joseph C. Tanski, Esq.
John S. Stadler, Esq.
Nixon Peabody LLP
100 Summer Street
Boston, MA 02110

Steven J. Laurwers, Esq.
Rath Young & Pignatelli
One Capital Plaza
PO Box 1500
Concord, NH 03302-1500

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