

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 J T THORPE TRUST**

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 Settlement Agreement and Mutual Releases (“Settlement Agreement”) between the Liquidator and J T Thorpe Company Successor Trust (the “Trust”) on its own behalf and on behalf of and as successor in interest to Reorganized J T Thorpe Company, Thorpe Corporation, and Thorpe Products Company, 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 the Trust is granted, and the Settlement Agreement is approved; and
3. The Liquidator’s recommendation concerning the allowance of the Trust’s claim is approved, and the Trust’s claim is allowed as a Class II claim in the aggregate amount of \$19,000,000.

So Ordered.

Dated: _____

Presiding Justice