

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  
LESLIE CONTROLS PERSONAL INJURY TRUST**

Century Indemnity Company ("Century") respectfully submits this Response to the Liquidator's Motion for Approval of its settlement agreement with the Leslie Controls Asbestos Personal Injury Trust (the "Trust").

Like the Home Insurance Company, Century issued at least one policy of insurance to Leslie Controls, Inc., formerly known as Leslie Company (collectively "Leslie Controls"). To the extent that Century has made and/or in the future will make any payments with respect to policies issued to Leslie Controls, it is Century's position that nothing in the Liquidator's Settlement with the Trust affects, alters or in any way negates any current and/or future contribution or subrogation claim which Century has and/or 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 current or future Century claim for contribution in

connection with payments made under policies issued to Leslie Controls 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. 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.

CENTURY INDEMNITY COMPANY

By its attorneys  
ORR & RENO, P.A.



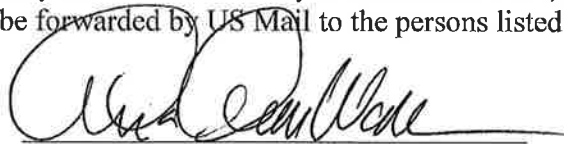
Dated: November 28, 2016

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CERTIFICATE OF SERVICE

I, Lisa Snow Wade, Esq., hereby certify that on this 28th day of November 2016, 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

**THE STATE OF NEW HAMPSHIRE**

**MERRIMACK, SS**

**SUPERIOR COURT**

**Docket No. 217-2003-EQ-00106**

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

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