

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**

[PROPOSED]

**ORDER APPROVING REINSURANCE
COMMUTATION AGREEMENT WITH SWISS RE**

On consideration of the motion of Roger A. Sevigny, Insurance Commissioner of the State of New Hampshire, as Liquidator (“Liquidator”) of The Home Insurance Company (“Home”), for an order approving the a Reinsurance Commutation Agreement, Settlement and Release (the “Commutation Agreement”) between Swiss Reinsurance America Corporation, Westport Insurance Corporation, Swiss Reinsurance Company Ltd, and Swiss Re Europe S.A., on their own behalf and on behalf of their predecessors and successors, and their corporate entities, branches, affiliates and subsidiaries (collectively, “Swiss Re”), and the Liquidator, and the supporting confidential affidavit of Peter A. Bengelsdorf, Special Deputy Liquidator, it is hereby found and ORDERED as follows:

1. The Commutation Agreement is reasonable, prudent, and in the best interests of the liquidation of Home; and
2. The Liquidator’s Motion for Approval of Reinsurance Commutation Agreement with Swiss Re is GRANTED, and the Commutation Agreement is APPROVED.

So Ordered.

Dated: _____

Presiding Justice