

**STATE OF NEW HAMPSHIRE**

**MERRIMACK, SS.**

**SUPERIOR COURT**

Docket No. 03-E-0106

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

**CENTURY INDEMNITY COMPANY'S, CENTRAL NATIONAL INSURANCE  
COMPANY OF OMAHA'S, AND ACE PROPERTY & CASUALTY COMPANY'S  
RESPONSE TO THE LIQUIDATOR'S MOTION FOR APPROVAL OF SETTLEMENT  
AGREEMENT WITH SAFETY-KLEEN SYSTEMS, INC.**

Century Indemnity Company, in its capacity as (i) successor to CCI Insurance Company as successor to Insurance Company of North America, and in its capacity as (ii) successor to CIGNA Specialty Insurance Company (formerly known as "California Union Insurance Company") (collectively "Century"); and Central National Insurance Company of Omaha but only as respects policies issued through Cravens, Dargan & Company, Pacific Coast ("Central National") and ACE Property & Casualty Company, formerly known as CIGNA Property & Casualty Company ("ACE P&C"), respectfully submit this Response to the Liquidator's Motion for Approval of its settlement agreement with Safety-Kleen Systems, Inc.

Like the Home Insurance Company, Century, Central National and ACE P&C issued at least one policy of insurance to SCA Services, Inc., RLC Corp., and Rollings Environmental Services, Inc., predecessors in interest to Safety-Kleen Systems, Inc. (together, the "Claimants"). To the extent that Century or ACE P&C has made and/or in the future will make any payments with respect to policies issued to the Claimants, it is Century's, Central National's and ACE P&C's positions that nothing in the Liquidator's Settlement with Safety-Kleen Systems, Inc. affects, alters or in any way negates any current and/or future contribution or subrogation claim

which Century, Central National or ACE P&C 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, Central National or ACE P&C claim for contribution in connection with payments made under policies issued to Safety-Kleen Systems, Inc. will remain to be determined on their own merits in the Liquidation.

Century, Central National and ACE P&C request that the Liquidator retain all claim files pertaining to this policyholder. Century, Central National and ACE P&C reserve all of their rights including any rights against all parties; nothing in this statement shall be deemed an admission by Century, Central National or ACE P&C, or a waiver by Century, Central National or ACE P&C of any rights or remedies including, without limitation, claims or defenses.

Respectfully submitted,

CENTURY INDEMNITY COMPANY, CENTRAL  
NATIONAL INSURANCE COMPANY OF OMAHA,  
and  
ACE PROPERTY & CASUALTY INSURANCE  
COMPANY

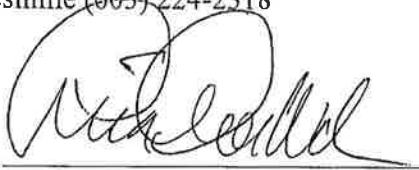
By their attorneys,

ORR & RENO, P.A.  
45 S. Main Street  
P.O. Box 3550

Concord, NH 03302-3550  
Telephone (603) 224-2381  
Facsimile (603) 224-2318

Date: June 26, 2017

By:



Lisa Snow Wade (Bar #5595)

**Certificate of Service**

The undersigned certifies that a copy of the foregoing document has been served on counsel of record on the attached service list via First Class mail on June 26, 2017.



Lisa Snow Wade (Bar #5595)

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**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**

**SERVICE LIST**

Eric A. Smith  
Rackemann Sawyer & Brewster  
160 Federal Street  
Boston, MA 02110-1700

Gary S. Lee, Esq., James J. DeCristofaro, Esq.  
Kathleen E. Schaaf, Esq., Morrison & Foerster  
1290 Avenue of the Americas  
New York, New York 10104-0050

Robert A. Stein, Esq.  
The Stein Law Firm, PLLC  
One Barberry Lane  
P.O. Box 2159  
Concord, New Hampshire 03302-2159

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

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

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

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, Maryland 21093

David H. Simmons, Esq., Mary Ann Etzler, Esq.  
Daniel J. O'Malley, Esq.  
deBeaubien, Knight, Simmons, Mantzaris & Neal  
332 North Magnolia Avenue  
P.O. Box 87  
Orlando, Florida 32801

Jeffrey W. Moss, Esq.  
Morgan Lewis & Bockius, LLP  
One Federal Street  
Boston, Massachusetts 02110

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

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

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

Andrew B. Livernois, Esq.  
Ransmeier & Spellman, P.C.

One Capitol Street  
P.O. Box 600  
Concord, New Hampshire 03302-0600

John A. Hubbard  
615 7<sup>th</sup> Avenue South  
Great Falls, Montana 59405

Paul W. Kalish, Esq., Ellen M. Farrell, Esq.,  
Timothy E. Curley, Esq.  
Crowell & Moring  
1001 Pennsylvania Avenue, N. W.  
Washington, DC 20004-2595

Harry L. Bowles  
306 Big Hollow Lane  
Houston, Texas 77042

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

Kyle A. Forsyth, Esq.  
Commercial Litigation Branch/Civil Division  
United States Department of Justice  
P.O. Box 875  
Washington, D.C. 20044-0875

W. Daniel Deane, Esq.  
Nixon Peabody LLP  
900 Elm Street, 14th Floor  
Manchester, New Hampshire 03861

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

Steven J. Lauwers, Esq., Michael S. Lewis, Esq.  
Rath Young Pignatelli  
One Capital Plaza  
Concord, New Hampshire 03302-1500

Robert E. Murphy, Esq.  
Michael J. Tierney, Esq.

Wadleigh, Starr & Peters, PLLC  
95 Market Street  
Manchester, New Hampshire 03101

Mark J. Andreini, Esq.  
Jones Day  
North Point  
901 Lakeside Avenue  
Cleveland, Ohio 44114-1190

Martin P. Honigberg, Esq.  
Suloway & Hollis, PLLC  
9 Capital Street  
PO Box 1256  
Concord, NH 03302--1256

Paul A. Zevnik, Esq.  
Morgan, Lewis & Bockius LLP  
1111 Pennsylvania Avenue, N.W.  
Washington, D.C. 20004

Michael Y. Horton, Esq.  
Morgan, Lewis & Bockius LLP  
300 South Grant Avenue, Suite 4400  
Los Angeles, CA 90071

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