

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 RHEEM MANUFACTURING CO.

On consideration of (a) the motion of Roger A. Sevigny, Insurance Commissioner for the State of New Hampshire, as Liquidator ("Liquidator") of The Home Insurance Company, for an order approving a Settlement Agreement and Mutual Release ("Settlement Agreement") between Rheem Manufacturing Co., formerly a wholly owned subsidiary of City Investing Co., and the Liquidator, and (b) 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 Rheem Manufacturing Co. is granted, and the Settlement Agreement is approved; and
3. The Liquidator's recommendations concerning the allowance of Rheem Manufacturing Co.'s proofs of claim are approved and Rheem's claim is allowed as a Class II claim in accordance with RSA 402-C:45 and RSA 402-C:44 in the aggregate amount of \$10,000,000, in addition to the previously allowed amount.

So Ordered.

Dated: 5/22/07


Presiding Justice

Diane M. Nicolosi