

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: _____

Presiding Justice