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THE STATE OF NEW HAMPSHIRE

MERRIMACK, SS.

SUPERIOR COURT

In The Matter Of The Liquidation Of
The Home Insurance Company

SUPERIOR COURT

Docket No. 217-2003-E-0106

2018 NOV 20 PM 3 03

Proof of Claim No.: INSU240739-01

**ASSENTED TO MOTION FOR AN EXTENSION OF TIME TO FILE A BRIEF IN
SUPPORT OF BRIDGESTONE'S OBJECTIONS TO THE REFEREE'S REPORT AND
MOTION TO RECOMMIT TO THE REFEREE FOR FURTHER PROCEEDINGS**

NOW COMES Bridgestone Americas Tire Operations, LLC ("Bridgestone") and respectfully submits the following Assented to Motion for an Extension of Time to File a Brief in Support of Bridgestone's Objections to the Referee's Report and Motion to Recommit to Referee for Further Proceedings:

1. In resolving the insurance coverage dispute before the Referee (the "Dispute"), Bridgestone and the Liquidator agreed to bifurcate the proceedings (including discovery and briefing) to address first the issue of the number of occurrences under the policies issued by the Home Insurance Company for claims alleging injury from exposure to asbestos (the "Issue of the Number of Occurrences").

2. On September 10, 2018, the Referee issued her decision on the Issue of the Number of Occurrences.

3. On November 5, 2018, the Referee issued an Order in this Dispute that recognized that (a) the parties had resolved the remaining issues before her by stipulation, and (b) the parties had reserved the right to seek review under Section 20 of the Issue of the Number of Occurrences following the entry of her November 5, 2018 Order.

GRANTED


JOHN C. KISSINGER, JR.
PRESIDING JUSTICE

12/19/18

4. On November 20, 2018, and contemporaneously with the filing of this motion, Bridgestone timely filed, under Section 20 of the Restated and Revised Order Establishing Procedures Regarding Claims Filed with the Home Insurance Company in Liquidation dated January 19, 2005, its Objections to the Referee's Report and Motion to Recommit to the Referee for Further Proceedings (the "Motion to Recommit").

5. The factual record on the Issue of the Number of Occurrences is extensive and the legal issues complex. Accordingly, Bridgestone respectfully requests an extension of time, until December 14, 2018, in which to file a supporting brief in support of the Motion to Recommit.

6. Bridgestone's counsel has conferred with the Liquidator's counsel, and the Liquidator assents to this extension of time for filing a supporting brief.

WHEREFORE, Bridgestone prays that this Honorable Court:

- A. Grant the Assented to Motion for an Extension of Time to File a Brief in Support of its Motion to Recommit, and
- B. Set December 14, 2018 as the extended deadline by which Bridgestone shall file a supporting brief.

Respectfully submitted,



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Admitted *pro hac vice*

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Attorneys for Bridgestone Americas Tire
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November 20, 2018

Certificate of Service

I hereby certify that the foregoing Motion was served by mail on all counsel of record this 20th day of November, 2018.



Michael J. Tierney (N.H. Bar #17173)

**THE STATE OF NEW HAMPSHIRE
JUDICIAL BRANCH
SUPERIOR COURT**

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NOTICE OF DECISION

FILE COPY

Case Name: **In the Matter of Rehabilitation of The Home Insurance Company**
Case Number: **217-2003-EQ-00106**

Please be advised that on December 19, 2018 Judge Kissinger made the following order relative to:

Assented to Motion for an Extension of Time to File A Brief in Support of Bridgestone's Objections to the Referee's Report and Motion to Recommit to the Referee for Further Proceedings - "Granted."

December 20, 2018

Catherine J. Ruffle
Clerk of Court

(003)

C: John F O'Connor, ESQ; Carey Almond, ESQ; Lawrence J Eisenstein, ESQ; Melinda S Gehris, ESQ; John A Hubbard; Richard Mancino, ESQ; Joseph G Davis, ESQ; Albert P Bedecarre, ESQ; Marc E Rosenthal; Mark J Steger, Partner; Eric A Smith, ESQ; J. David Leslie, ESQ; Gary S Lee, ESQ; David H Simmons, ESQ; David M Spector, ESQ; Dennis G LaGory, ESQ; Peter Bengelsdorf; Michael Cohen, ESQ; J. Christopher Marshall, ESQ; Peter C.L. Roth, ESQ; Paul W. Kalish, ESQ; Ellen M. Farrell, ESQ; Harry L. Bowles; Daniel J. O'Malley, ESQ; Kyle A. Forsyth, ESQ; Lisa Snow Wade, ESQ; Jeffrey W. Moss, ESQ; Linda Faye Peeples; Gregory T. LoCasale, ESQ; Kristine E. Nelson, ESQ; William D. Deane, ESQ; William F. Wills; Joseph C. Tanski, ESQ; John S. Stadler, ESQ; Steven J. Lauwers, ESQ; Michael S. Lewis, ESQ; Michael J. Tierney, ESQ; Mark J. Andreini, ESQ; Paul A. Zevnik, ESQ; Michael Y. Horton, ESQ; Hilary Loynes Palazzolo, ESQ; Keith Dotseth, ESQ; Samantha D. Elliott, ESQ