

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 SETTLEMENT AGREEMENTS
WITH BORGWARNER MORSE TEC LLC, BORGWARNER, INC.,
FLOWSERVE CORPORATION, AND YORK INTERNATIONAL
CORPORATION**

On consideration of the motion of John R. Elias, Insurance Commissioner of the State of New Hampshire, as Liquidator (“Liquidator”) of The Home Insurance Company, for an order approving Settlement Agreements and Mutual Releases (the “Settlement Agreements”) between (1) the Liquidator and BorgWarner Morse Tec LLC and BorgWarner, Inc. (collectively, “BorgWarner”), (2) the Liquidator and Flowserve Corporation (“Flowserve”), and (3) the Liquidator and York International Corporation (“York”), and the supporting affidavit of Peter A. Bengelsdorf, it is hereby found and ORDERED as follows:

1. The Settlement Agreements are reasonable, prudent, and in the best interests of the liquidation of Home.

2. The Liquidator’s Motion for Approval of Settlement Agreements with BorgWarner Morse Tec LLC, BorgWarner, Inc., Flowserve Corporation, and York International Corporation is granted, and the Settlement Agreements are approved.

3. The Liquidator’s recommendation concerning the allowance of the BorgWarner proof of claim is approved and BorgWarner’s claim is allowed as a Class II claim in accordance with RSA 402-C:45 and RSA 402-C:44 in the amount of \$30,259,032 (in addition to the amounts previously approved on September 18, 2014 and June 15, 2015).

4. The Liquidator’s recommendation concerning the allowance of the Flowserve proof of claim is approved and Flowserve’s claim is allowed as a Class II claim in accordance with RSA 402-C:45 and RSA 402-C:44 in the amount of \$7,630,616.

5. The Liquidator's recommendation concerning the allowance of the York proof of claim is approved and York's claim is allowed as a Class II claim in accordance with RSA 402-C:45 and RSA 402-C:44 in the amount of \$4,360,352.

So Ordered.

Dated: _____

Presiding Justice