

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 AGREEMENT
WITH FIRSTENERGY CORP., OHIO EDISON COMPANY,
PENNSYLVANIA POWER COMPANY, TOLEDO EDISON COMPANY
AND CLEVELAND ELECTRIC ILLUMINATING COMPANY**

On consideration of (a) the motion of Christopher R. Nicolopoulos, Insurance Commissioner of 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 FirstEnergy Corp., Ohio Edison Company, Pennsylvania Power Company, Toledo Edison Company, and Cleveland Electric Illuminating Company (collectively, “Claimants”) 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 FirstEnergy Corp., Ohio Edison Company, Pennsylvania Power Company, Toledo Edison Company, and Cleveland Electric Illuminating Company is granted, and the Settlement Agreement is approved; and
3. The Liquidator’s recommendation concerning the allowance of the proofs of claim filed by Claimants is approved and Claimants’ claims are allowed as a Class II claim in accordance with RSA 402-C:45 and RSA 402-C:44 in the aggregate amount of \$5,000,000.

So Ordered.

Dated: _____

Presiding Justice