

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 FOURTH INTERIM DISTRIBUTION
TO CLAIMANTS WITH ALLOWED CLASS II CLAIMS**

On consideration of the motion of David J. Bettencourt, Acting Insurance Commissioner of the State of New Hampshire, as Liquidator (“Liquidator”) of The Home Insurance Company (“Home”), for approval of a fourth interim distribution to claimants with allowed Class II claims pursuant to RSA 402-C:46, I, and of the supporting Affidavit of Peter A. Bengelsdorf, Special Deputy Liquidator, it is hereby ORDERED as follows:

1. The proposed fourth interim distribution is reasonable, prudent and in accordance with RSA 402-C:46, I.
2. The Liquidator’s Motion for Approval of Fourth Interim Distribution to Claimants with Allowed Class II Claims is GRANTED, and the proposed fourth interim distribution of ten (10) percent is APPROVED.
3. The fourth interim distribution shall be made to claimants, or their assignees, with Class II priority claims under RSA 402-C:44 allowed by the Court through the end of the month in which this order issues. The fourth interim distribution shall be made to claimants with subsequently approved Class II claims following each subsequent December 31 and June 30 with respect to claims allowed during the six month period preceding that date.
4. The portion of guaranty association early access distributions previously made that is equal to the fourth interim distribution shall no longer be subject to recovery by the Liquidator pursuant to the Early Access Distribution Agreement.
5. In accordance with RSA 402-C:44, the first \$50 of the allowed amount on each claim shall be deducted from the claim (except for claims of insurance guaranty associations).
6. The fourth interim distribution to a claimant shall be subject to any setoff the Liquidator has against the claimant.

7. Any claimants, or their assignees, entitled to receive the fourth interim distribution under paragraph 3 above who have not received the first, second and third interim distributions under the Orders dated March 13, 2012, as amended July 2, 2012, November 16, 2015, as amended March 7, 2016, and October 18, 2018 at the time of the fourth distribution shall be paid the first, second and third distributions coincident with the fourth distribution subject to the other provisions of the distribution orders.

8. To the extent that the fourth interim distribution causes Home's investment portfolio to temporarily fall out of compliance with the Fourth Revised Statement of Investment Policy approved September 10, 2012, for longer than the 90-day period to restore compliance provided in the Policy, those deviations are authorized.

So Ordered.

Dated: _____

Presiding Justice