

# Exhibit A

**BEFORE THE COURT-APPOINTED REFEREE  
IN RE THE HOME INSURANCE COMPANY IN LIQUIDATION  
DISPUTED CLAIMS DOCKET**

In Re Liquidator Number: 2008-HICIL-35  
Proof of Claim Number: EMTL 705271-01 (San Diego, Calif)  
Claimant Name: VIAD  
Claimant Number:  
Policy or Contract Number: IIEC 9557416  
HEC 9304783  
HEC 4344748  
Insured or Reinsured Name: VIAD (predecessor The Greyhound  
Corporation/ Transportation Leasing  
Company)  
Date of Loss: 1966-1972

**CLAIMANT VIAD CORP'S FIRST REQUEST FOR PRODUCTION**

Claimant, VIAD CORP (hereinafter "Viad"), by and through their undersigned attorneys, and pursuant to Rule 14(c) of the Restated and Revised Order Establishing Procedures Regarding Claims Filed with the Home Insurance Company in Liquidation, and New Hampshire Super. Ct. Rule 35-45A, hereby requests that Debtor, The Home Insurance Company in Liquidation (hereinafter "Home"), produce the following documents and things at the law offices of de Beaubien, Knight, Simmons, Mantzaris & Neal, LLP located at 332 North Magnolia Avenue, Orlando, Florida 32802, within thirty (30) days after service of this request, or at such time or place as might be mutually agreed upon by the attorneys for the parties prior to said date for the purposes of inspection and/or copying:

**DEFINITIONS AND INSTRUCTIONS**

1. The term "document" is used in its broadest sense and means the original (and copies if no original is available), and includes, without limitation, written, printed, typed, recorded, or graphic matter of every type and description, however and by whomever prepared, produced, reproduced, disseminated or made, in any form, whether in draft or final, which is or

was in your actual or constructive possession, custody, or control, or within your knowledge, including, but not limited to, all writings, powers of attorney, letters, minutes, correspondence, telegrams, bulletins, deeds, documents of title, evidence of indebtedness, instructions, charts, literature, work assignments, reports, memoranda, notations of telephone or personal conversations or conferences, contracts, agreements, inter-office communications, notes, note papers, drafts, notebooks, microfilm, circulars, pamphlets, brochures, analyses, catalogues, studies, notices, summaries, diagrams, reports, books, invoices, graphics, photographs, data sheets, data compilations, electronic mail, computer data sheets, computer data compilations, computer software tapes and/or discs, computer programs, work sheets, records, statistics, speeches and other writings, tapes, sound recordings, videotapes, films, slides, data compilations from which information can be obtained or can be translated through detection or other electronic devices into any tangible form. The term "document" also means each copy, which is not identical to the original or to any other, and documents printed, recorded, stored, reproduced or retrievable by any mechanical or electronic process and/or documents written or produced by hand.

2. The term "communication(s)" shall mean the transmittal of information in the form of words, facts, ideas, inquiries, images, data or otherwise, orally, in writing, electronically or otherwise.

3. The terms "and" and "or" shall be construed in the conjunctive or the disjunctive, and the singular shall include the plural and vice versa, as necessary to bring within the scope of this Request for Production any information which might otherwise be construed to be outside its scope.

4. This Request for Production calls for the production of all documents known or reasonably known to you or in your possession, custody or control, the possession of your agents,

attorneys, accountants, employees, or representatives, and all others acting on your behalf or under your discretion or control, and specifically includes but is not limited to, documents or information provided by service organizations, related business entities or research bureaus.

5. You are requested either to produce documents as they are kept in the usual course of business or to produce documents organized and labeled to correspond with the categories in this Request for Production. Documents are to be produced in full and unexpurgated form.

6. This Request for Production shall be deemed continuing so as to require further and supplemental production if, between the time of production and the time of trial, you or any of your attorneys, agents or representatives, obtain or discover additional information responsive to this Request for Production.

7. If any document covered by this Request for Production is withheld by reason of a claim of privilege, work product or other ground of non-production, a list is to be furnished at the time that documents are produced identifying any such document for which the privilege is claimed specifically by its nature and description (i.e., letter, memorandum, etc.) together with the following information with respect to any such document withheld: author(s); recipient(s); sender(s)(indicated or as blind copies); date; subject matter; basis for which privilege is claimed; number of pages; and the paragraph(s) of this Request for Production to which such document relates.

8. If a portion of any otherwise responsive document contains information subject to a claim of privilege, only those portions of the documents subject to the claim of privilege shall be deleted or redacted from the document and the rest of the document should be produced.

9. If any document called for by this Request for Production has been destroyed, lost, discarded or otherwise disposed of, any such document is to be identified as completely as possible including, without limitation, the following information: author(s); recipient(s); sender(s); subject

matter; date prepared or received; date of disposal; manner of disposal; person(s) authorizing the disposal; person(s) currently in possession of copies of the document; and person disposing of the document.

10. Unless otherwise specific the time period covered by this request is from July 21, 1964 to the present.

11. The term “you” or as used herein shall mean and refer to the Home Insurance in Liquidation, The Home Insurance Company or any of its affiliates, The Home Insurance Companies, Risk Enterprise Management Limited (“REM”), and any other company, corporation, agent, affiliate, association, agent, person, or entity involved with or responsible for issuing policies in the name of Home Insurance or administering claims made against the Home Insurance Companies (hereinafter collectively referred to as “Home”).

12. As used herein, “Debtor” as used herein shall mean and refer to the Home Insurance in Liquidation.

13. The “Claimants’ claim,” as used herein shall refer to the proofs of claim submitted by Viad Corp on or about June 13, 2004, on behalf of Viad and any of the Claimants named in the submitted proofs of claim, and any supplemental proofs of claim subsequently submitted with respect to the San Diego, California matter.

14. The “Claimants” as used herein shall refer to the Greyhound Corporation, the Dial Corporation, Dial Corp, and/or Viad Corp and/or their subsidiaries, affiliates, successors, predecessors, and assigns.

15. The “Site” as used herein shall refer to the former Greyhound Bus Facility located in San Diego, California.

16. The term “Similar Sites” as used herein shall refer to but not be limited to any and all of the following in any combination: (A) The South 8<sup>th</sup> Street superfund location in Memphis, Arkansas, (B) the Armour Agricultural Chemical Company’s former Chicago Heights, Illinois facility, (C) the Amour Agricultural Chemical Company’s former Fairfax, South Carolina facility, (D) the LaRoche industries site in Greensboro, North Carolina, (E) OII, Monterey Park, California, and/or (F) Bern Scrap Metals, Buffalo, New York.

17. As used herein, “this action,” or “this case” shall refer to *In the Matter of the Rehabilitation/Liquidation of the Home Insurance Company*, Docket No. 03-E-106, 2008-IHCIL-35, Viad Corp’s claim for the San Diego site, only.

#### **DOCUMENTS REQUESTED**

1. Any and all documents evidencing, constituting, reflecting, or relating in any way to, policies of insurance issued by Home to any of the Claimants, including those policies identified in Proof of Claim Number EMTL705271-01. Policies of insurance include but are not limited to any renewals, amendments, revisions, endorsements, or additions to such policies, any time between January 1, 1930, and December 31, 1999.

2. Any and all documents evidencing, constituting, reflecting, or relating in any way to premium payments made to Home for any of the policies of insurance and/or indemnification referenced in Request Number 1 above.

3. Any and all documents evidencing, constituting, reflecting, or relating in any way to the solicitation, placement, or renewal of any policies of insurance and/or indemnification issued by Home to any of the Claimants any time between January 1, 1930, and December 31, 1999.

4. Any and all documents evidencing, constituting, reflecting, or relating in any way to underwriting submissions, applications, or requests for coverage sent by Claimants or anyone on

their behalf, any time between January 1, 1930, and December 31, 1999, on any of the Similar Sites, or any of the sites identified in Viad's various proofs of claim filed in June 2004.

5. Any and all documents evidencing, constituting, reflecting, or relating in any way to, demands or claims by Claimants or anyone on their behalf, made for insurance coverage under any of the insurance policies referenced or involved in Proof of Claim Number EMTL705271-01, including but not limited to correspondence, and letters authored by REM dated October 20, 1997, and January 13, 1998, and January 28, 1999.

6. Any and all documents evidencing, constituting, reflecting, or relating in any way to, the policies of insurance sold to the Claimants by any agents, brokers, or representatives for Home, the premiums collected by Home on such policies, and the commission paid to such agents, brokers, or representatives who solicited or sold your insurance policies or received commissions from January 1, 1930, and December 31, 1999.

7. Any and all documents evidencing, constituting, reflecting, or relating in any way to, authorizations, applications and the like, prepared for you or on your behalf to conduct business or engage in the business of underwriting insurance in the State of California, and authority or approval to issue the policies identified in Proof of Claim Number EMTL705271-01.

8. Any and all documents evidencing, constituting, reflecting, or relating in any way to internal memoranda, analyses, evaluations, State of California Department of Insurance approvals, or any part of your files regarding the initial preparation of the exclusionary language or coverage language that you presently rely upon (and previously relied upon) for contesting, rejecting or declining coverage of the Claimants' claim under the Home policies, and the prior claims Claimants made under the same policies.

9. Any and all documents evidencing, constituting, reflecting, or relating in any way to, communications by and between you and any of your employees, agents, or representatives concerning or relating in any way to the claim made by Claimants or any other party in relation to the Site.

10. Any and all documents evidencing, constituting, reflecting, or relating in any way to, internal correspondence and documents regarding committee(s), groups, teams or individuals assigned or assembled to review the Claimants' claim, including but not limited to documents referencing or regarding the interpretation of any policy provisions you allege apply to Claimants' claim in this case.

11. Any and all documents evidencing, constituting, reflecting, or relating in any way to, internal correspondence and documents regarding reserve information related to the Claimants' disputed claim

12. Any and all documents evidencing, constituting, reflecting, or relating in any way to, internal correspondence, e-mails and documents regarding the Claimants' claim, including but not limited to the documents referencing or regarding communications by and between you and any adjuster, representative, claims examiner, claims specialist, or other employee or contractor.

13. Any and all documents evidencing, constituting, reflecting, or relating in any way to, your analysis of the language in any of the policies at issue at the time the policies were written and issued or any time thereafter.

14. Except for documents already produced to Home by Viad, any and all documents evidencing, constituting, reflecting, or relating in any way to the Claimants' claim arising from the policies, whether related to the Site or otherwise, including the entire claim file.



15. Any and all documents including, but not limited to, pleadings, memoranda of law, orders, opinions, papers, affidavits, transcripts, and the like, filed in or related to any lawsuit, arbitration, or administrative proceeding wherein you have litigated the terms, definitions, coverage provisions, or exclusions set forth in the policies at issue that you contend apply to the Claimants' claim in this action, or any other provisions that are similar or identical to the provisions of the policies that you contend are at issue in this case.

16. Any and all documents evidencing, constituting, reflecting, or relating in any way to any notice to Home Insurance from the Claimants regarding any claim related to other sites, or Similar Sites made by the Claimants before June 13, 2004, and any responses thereto by Home, REM, or any agents or affiliates of either Home or REM.

17. Any and all documents evidencing, constituting, reflecting, or relating in any way to, guidelines, manuals, regulations, policy statements, interpretive materials, policy and procedure manuals, references, compilations, research service materials (including information available via the Internet or other electronic means) or the like, including, but not limited to, documents prepared by Home, for Home, or used by Home, that serve as criteria for evaluating whether to advance defense and/or investigative costs to an insured or to defend an insured on any environmental property damage claim.

18. Any and all documents representing manuals, explanatory information, summaries of case law, research information, and the like, relating to the handling of litigation against an insured, the duty to defend or advance defense costs, the exclusionary provisions that you contend are at issue in this dispute, and the like, available to you from a third party provider (e.g., through the internet, a third party research service, loss research bureau, etc.) that has contracted with you to provide such information.

19. Any and all documents evidencing, constituting, reflecting, or relating in any way to, training materials, seminar materials, lecture materials, teaching materials, or other instructional materials, provided to or for employees, claims representatives, agents, claims specialists, or the like, regarding claims handling, claims defense, or claims investigation both before and after the Home Insurance was placed into liquidation.

20. Any and all documents you contend support your contention that you have no duty to indemnify the Claimants as relates to the Site as set out in Proof of Claim Number EMTL705271-01.

21. Any and all documents that constitute communications, correspondence, contracts, guidance, or any other contact with Risk Enterprise Management, Limited, or any similar or related company with respect to the claim outlined in Proof of Claim Number EMTL705271-01, and with respect to the Similar Sites previously noticed between 1990 and 2002, including but not limited to claims for the “Operating Industries Superfund” site,” “Bern Metal,” and “South 8<sup>th</sup> Street Superfund Site,” which were noticed on or before January 1999, and the “OII, Monterey Park, California” site, the “Old Blue Chemical” site in Fairfax, South Carolina, two sites in Chicago, Illinois, and the “Greensboro, North Carolina” site, all of which were noticed to Home between 1996 and 1998.

22. Any and all documents evidencing, constituting, reflecting, or relating in any way to Home’s own analysis of potential liability under the policies referenced in POC Number EMTL705271-01, including analysis undertaken by third party consultants.

23. Any and all documents evidencing, constituting, reflecting, or relating in any way to Home’s internal discussions of the correspondence of May 18, 1999, sent by REM to Armour Corporation c/o Viad discussing the site claims referenced therein.

24. Any and all documents (including any drafts) evidencing, constituting, reflecting, or relating in any way Home's views, opinions, thoughts, analysis, and interpretation of the policies regarding the Claimants claims, including the views, opinions, thoughts, analyses, and interpretation of the policies by any of Home's employees, stockholders, officers, directors, consultants, or agents regarding the claims outlined in the October 20, 1997, January 13, 1998, January 28, 1999, and September 24, 2001, letters sent by REM to Viad, and the claim referenced in POC Number EMTL70527-01.

25. Any and all documents evidencing, constituting, reflecting or relating in any way to Home's interpretation and understanding of the terms "occurrence, and "sudden and accidental" as used in the policies referenced in POC Number EMTL705271-01.

26. Any and all documents evidencing, constituting, reflecting or relating in any way to Home's interpretation and understanding of the term "ultimate net loss" as used in the policies referenced in POC Number EMTL705271-01.

27. Any and all documents evidencing, constituting, reflecting or relating in any way to judicial interpretations of insurance policies containing the same or similar language, terms, and conditions as referenced in POC Number EMTL705271-01, including but not limited to rulings on motions to dismiss, motions for summary judgment, and any non-published or unreported decisions by any court or arbitrator or other decision-maker, even in cases where Home ultimately chose to settle either after or contemporaneously with receiving any such ruling.

28. Any and all documents evidencing, constituting, reflecting, or relating to Home's settlement of the environmental claims with the following entities:

- a. Colonial Pipeline
- b. U.S. Paper Mills

- c. Marmon Holdings, Inc.
- d. Union Carbide Corp.
- e. Abbott Laboratories
- f. Montrose Chemical Corp. of Calif.
- g. Amchem
- h. Mid-American
- i. AK Steel
- j. Georgia Pacific
- k. Central Hudson
- l. Crown Central
- m. Puget Sound Energy
- n. Acromotive
- o. Tampa Electric

33. Copies of each of the Proofs of Claim filed by each of the following entities:

	<u>Entity</u>	<u>Proof of Claim #</u>	<u>Docket#</u>
a.	<b>Colonial Pipeline</b>		03-E-0112
b.	<b>U.S. Paper Mills</b>	INSU 274407	
c.	<b>Marmon Holdings, Inc.</b>	INSU274296, INSU702837, INSU702838, INSU702839, INSU702840, INSU702841, INSU702842, INSU702735, INSU702736, INSU702737, INSU702738, INSU702739, INSU702740, INSU702741, INSU702763, INSU702765, INSU702766, INSU702767, INSU702768, INSU702769, INSU702770, INSU269072, INSU 40912, INSU58173, INSU156292, INSU151874, INSU269160, INSU711987, INSU711988, INSU11989, INSU11990	03-E-0112
d.	<b>Union Carbide Corp</b>	INSU140490-01	

- e. **Abbott Laboratories** INSU389443, INSU702532, 03-E-0106  
INSU702533, INSU702534, INSU702535, INSU702536,  
INSU702537, INSU702538, INSU702539, INSU702540,  
INSU702542, INSU702543, INSU702544
- f. **Montrose Chemical** INSU701141, INSU701627, 03-E-0106  
INSU701628, INSU701629, INSU701630, INSU701631,  
INSU701632, INSU701633, INSU701634, INSU701635,  
INSU701636, INSU701637, INSU701638, INSU701639,  
INSU701640, INSU701641, INSU701642
- g. **Amchem** INSU702585 & INSU702584 03-E-0106
- h. **Mid-American** INSU81869, INSU703467, 03-E-0106  
INSU703468, INSU70470, INSU70471
- i. **AK Steel** INSU97834, INSU709660, 03-E-0106  
INSU709661, INSU709662, INSU709663 INSU709664,  
INSU709659
- j. **Georgia Pacific** INSU711255, INSU711254, 03-E-0106  
INSU711253, INSU711256, INSU392079
- k. **Central Hudson** INSU700013 03-E-0106
- l. **Crown Central** INSU274338, INSU274351 03-E-0106  
INSU274338
- m. **Puget Sound Energy** INSU702385, INSU701192 03-E-0106  
INSU701212, INSU701228, INSU275448, INSU701194,  
INSU701222, INSU701230, INSU473922, INSU701196,  
INSU701223, INSU701235, INSU701187, INSU701198,  
INSU701225, INSU701237, INSU701241
- n. **Aeromotive** INSU389544, INSU389602 03-E-0106
- o. **Tampa Electric** INSU703923 03-E-0106

34. Copies of each of the policies applicable to the **U.S. Paper Mills** claim, including the following:

• GA 4004659	• GA 4840803	• GA 7557350	• HEC 4428581
• GA 4017071	• GA 9115847	• GA 9710234	• HEC 4763605
• GA 4388406	• GA 9374842	• HEC 9794584	• HEC 4974500
• GA4693337			

35. Copies of each of the policies applicable to the **Abbott Laboratories** claim, including the following:

• GA 9750469	• GA 0996204	• HEC 4356205	• HEC 9690486
• GA 9931841	• HEC 9793231	• HEC 4428856	• HEC 9631292
• GA 4010291	• HEC 9730345	• HEC4356635	• HEC 0328894
• GA4676961	• HEC 4344336	• HEC 4763973	
• GA 4677339	• HEC 4165952	• HEC 9690780	

36. Copies of each of the policies applicable to the **Montrose Chemical Corp. of California** claim, including the following:

• HEC 9557580	• HEC 4344506	• HEC 4357074	• HEC 9007127
• HEC 9558246	• HEC 4166013	• HEC 4357117	• HEC 9329023
• HEC 9919714	• HEC 4429438	• HEC 9007125	• HEC 9329036
• HEC 9793559	• HEC 3356829	• HEC 9007126	• HEC 9631620
			• HEC 9690307

37. Copies of each of the policies applicable to the **Marmon Group** claim, including the following:

• HEC 9544777	• HEC 4973371	• GA 4705353	• CGL 9996524
• HEC 9557931	• GA 996264	• GA 9250600	• CGA 9996209
• HEC 9664425	• HEC 4763461	• L9425760	• HEC 9556000
• HEC 4344274	• GA 9258295	• CGL 68259	• HEC 4763007

38. Copies of each of the policies applicable to the **Amchem** claim, including the following:

• HEC 9919676	• HEC 4495296		
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39. Copies of each of the policies applicable to the **Mid-American** claim, including the following:

• HEC 9791001	• HEC 4429796	• HEC 476871	• HEC 9791034
• HEC 4356474	• HEC 9690920		

40. Copies of each of the policies applicable to the **AK Steel** claim, including the following:

• HEC 9305452	• HEC 9791732	• HEC 9791632	• HEC 9920062
• HEC 9305451	• HEC 9791731	• HEC 9920063	• HEC 4356255
• HEC 9006527	• HEC 1643094		

41. Copies of each of the policies applicable to the **Georgia Pacific** claim, including the following:

• HEC 9530957	• HEC9531863	• HEC9531869	
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42. Copies of each of the policies applicable to the **Central Hudson** claim, including the following:

• HEC 9544005	• HEC 9557308	• HEC 9557680	• HEC9664401
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43. Copies of each of the policies applicable to the **Crown Central** claim, including the following:

• GA 1172433	• GL 988599	• HEC 1199710	• HXL 1637776
• GA 1371325	• GA 1366026	•	• HXL 1637808

44. Copies of each of the policies applicable to the **Puget Sound Energy** claim, including the following:

• HEC 9558422	• HEC 9919000		
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45. Copies of each of the policies applicable to the **Aeromotive** claim, including the following:

• GA 996524	• GA 9894093	• GL 1000870	• GL 1148871
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46. Copies of each of the policies applicable to the **Tampa Electric** claim, including the following:

• HEC 9544286	• HEC 9558600	• HEC9919613	• HEC 4495571
• HEC 9558422	• HEC 9919000	• HEC 4356732	

**CERTIFICATE OF SERVICE**

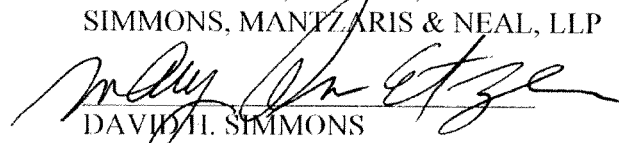
I hereby certify that on December 31, 2008, a true and correct copy of the foregoing was provided by U.S. Mail to Roger A. Sevigny, Commissioner of Insurance of the State of New Hampshire, as Liquidator of the Home Insurance Company c/o J. David Leslie, Esquire and Eric A. Smith, Esquire, Rackemann, Sawyer & Brewster, P.C., 160 Federal Street, Boston, MA, 02110-1700, and Liquidation Clerk, The Home Insurance Company in Liquidation, c/o Merrimack Supreme Court, 163 N. Main Street, Concord, NH 03302-2880, and John O'Connor, Esq., Steptoe & Johnson LLP, 1330 Connecticut Avenue, N.W., Washington, DC, 20036-1795.

PRETI, FLAHERTY, BELIVEAU,  
PACHIOS, LLP

\_\_\_\_\_  
PETER G. CALLAGHAN  
N.H. Bar ID No. 6811  
57 N. Main Street  
P.O. Box 1318  
Concord, NH 03302-1318  
(603) 410-1500



DE BEAUBIEN, KNIGHT,  
SIMMONS, MANZARIS & NEAL, LLP

A handwritten signature in black ink, appearing to read "Mary Ann Etzler", written over a horizontal line.

DAVID H. SIMMONS  
Florida Bar Number 240745  
MARY ANN ETZLER  
Florida Bar Number 54836  
332 North Magnolia Avenue  
P.O. Box 87  
Orlando, FL 32801  
Telephone: (407) 422-2454  
Facsimile: (407) 849-1845  
Attorneys for Viad Corp.  
Appearing Pro Hac Vice

**BEFORE THE COURT-APPOINTED REFEREE  
IN RE THE HOME INSURANCE COMPANY IN LIQUIDATION  
DISPUTED CLAIMS DOCKET**

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Insured or Reinsured Name: VIAD (predecessor The Greyhound  
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Date of Loss: 1966-1972

**NOTICE OF SERVICE**

Viad Corp, by and through its undersigned counsel, hereby gives notice to the Court and all parties of the service of Claimant, Viad Corp's, First Request for Production on December 31, 2008.

**CERTIFICATE OF SERVICE**

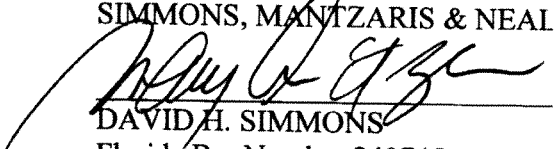
I hereby certify that on December 31, 2008, a true and correct copy of the foregoing was provided by U.S. Mail to Roger A. Sevigny, Commissioner of Insurance of the State of New Hampshire, as Liquidator of the Home Insurance Company c/o J. David Leslie, Esquire and Eric A. Smith, Esquire, Rackemann, Sawyer & Brewster, P.C., 160 Federal Street, Boston, MA, 02110-1700, and Liquidation Clerk, The Home Insurance Company in Liquidation, c/o Merrimack Supreme Court, 163 N. Main Street, Concord, NH 03302-2880, and John O'Connor, Esq., Steptoe & Johnson LLP, 1330 Connecticut Avenue, N.W., Washington, DC, 20036-1795.

PRETI, FLAHERTY, BELIVEAU,  
PACHIOS, LLP

\_\_\_\_\_  
PETER G. CALLAGHAN

N.H. Bar ID No. 6811  
57 N. Main Street  
P.O. Box 1318  
Concord, NH 03302-1318  
(603) 410-1500

DE BEAUBIEN, KNIGHT,  
SIMMONS, MANTZARIS & NEAL, LLP

A handwritten signature in black ink, appearing to read 'David H. Simmons', is written over a horizontal line.

DAVID H. SIMMONS  
Florida Bar Number 240745  
MARY ANN ETZLER  
Florida Bar Number 54836  
332 North Magnolia Avenue  
P.O. Box 87  
Orlando, FL 32801  
Telephone: (407) 422-2454  
Facsimile: (407) 849-1845  
Attorneys for Viad Corp.  
Appearing Pro Hac Vice

# Exhibit B

**BEFORE THE COURT-APPOINTED REFEREE  
IN RE THE HOME INSURANCE COMPANY IN LIQUIDATION  
DISPUTED CLAIMS DOCKET**

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Date of Loss: 1966-1972

**CLAIMANT VIAD CORP'S SECOND REQUEST FOR PRODUCTION**

Claimant, VIAD CORP (hereinafter "Viad"), by and through their undersigned attorneys, and pursuant to Rule 14(c) of the Restated and Revised Order Establishing Procedures Regarding Claims Filed with the Home Insurance Company in Liquidation, and New Hampshire Super. Ct. Rule 35-45A, hereby requests that Debtor, The Home Insurance Company in Liquidation (hereinafter "Home"), produce the following documents and things at the law offices of de Beaubien, Knight, Simmons, Mantzaris & Neal, LLP located at 332 North Magnolia Avenue, Orlando, Florida 32802, within thirty (30) days after service of this request, or at such time or place as might be mutually agreed upon by the attorneys for the parties prior to said date for the purposes of inspection and/or copying:

**DEFINITIONS AND INSTRUCTIONS**

1. The term "document" is used in its broadest sense and means the original (and copies if no original is available), and includes, without limitation, written, printed, typed, recorded, or graphic matter of every type and description, however and by whomever prepared, produced, reproduced, disseminated or made, in any form, whether in draft or final, which is or

was in your actual or constructive possession, custody, or control, or within your knowledge, including, but not limited to, all writings, powers of attorney, letters, minutes, correspondence, telegrams, bulletins, deeds, documents of title, evidence of indebtedness, instructions, charts, literature, work assignments, reports, memoranda, notations of telephone or personal conversations or conferences, contracts, agreements, inter-office communications, notes, note papers, drafts, notebooks, microfilm, circulars, pamphlets, brochures, analyses, catalogues, studies, notices, summaries, diagrams, reports, books, invoices, graphics, photographs, data sheets, data compilations, electronic mail, computer data sheets, computer data compilations, computer software tapes and/or discs, computer programs, work sheets, records, statistics, speeches and other writings, tapes, sound recordings, videotapes, films, slides, data compilations from which information can be obtained or can be translated through detection or other electronic devices into any tangible form. The term "document" also means each copy, which is not identical to the original or to any other, and documents printed, recorded, stored, reproduced or retrievable by any mechanical or electronic process and/or documents written or produced by hand.

2. The term "communication(s)" shall mean the transmittal of information in the form of words, facts, ideas, inquiries, images, data or otherwise, orally, in writing, electronically or otherwise.

3. The terms "and" and "or" shall be construed in the conjunctive or the disjunctive, and the singular shall include the plural and vice versa, as necessary to bring within the scope of this Request for Production any information which might otherwise be construed to be outside its scope.

4. This Request for Production calls for the production of all documents known or reasonably known to you or in your possession, custody or control, the possession of your agents,

attorneys, accountants, employees, or representatives, and all others acting on your behalf or under your discretion or control, and specifically includes but is not limited to, documents or information provided by service organizations, related business entities or research bureaus.

5. You are requested either to produce documents as they are kept in the usual course of business or to produce documents organized and labeled to correspond with the categories in this Request for Production. Documents are to be produced in full and unexpurgated form.

6. This Request for Production shall be deemed continuing so as to require further and supplemental production if, between the time of production and the time of trial, you or any of your attorneys, agents or representatives, obtain or discover additional information responsive to this Request for Production.

7. If any document covered by this Request for Production is withheld by reason of a claim of privilege, work product or other ground of non-production, a list is to be furnished at the time that documents are produced identifying any such document for which the privilege is claimed specifically by its nature and description (i.e., letter, memorandum, etc.) together with the following information with respect to any such document withheld: author(s); recipient(s); sender(s)(indicated or as blind copies); date; subject matter; basis for which privilege is claimed; number of pages; and the paragraph(s) of this Request for Production to which such document relates.

8. If a portion of any otherwise responsive document contains information subject to a claim of privilege, only those portions of the documents subject to the claim of privilege shall be deleted or redacted from the document and the rest of the document should be produced.

9. If any document called for by this Request for Production has been destroyed, lost, discarded or otherwise disposed of, any such document is to be identified as completely as possible including, without limitation, the following information: author(s); recipient(s); sender(s); subject

matter; date prepared or received; date of disposal; manner of disposal; person(s) authorizing the disposal; person(s) currently in possession of copies of the document; and person disposing of the document.

10. Unless otherwise specific the time period covered by this request is from July 21, 1964 to the present.

11. The term “you” or as used herein shall mean and refer to the Home Insurance in Liquidation, The Home Insurance Company or any of its affiliates, The Home Insurance Companies, Risk Enterprise Management Limited (“REM”), and any other company, corporation, agent, affiliate, association, agent, person, or entity involved with or responsible for issuing policies in the name of Home Insurance or administering claims made against the Home Insurance Companies (hereinafter collectively referred to as “Home”).

12. As used herein, “Debtor” as used herein shall mean and refer to the Home Insurance in Liquidation.

13. The “Claimants’ claim,” as used herein shall refer to the proofs of claim submitted by Viad Corp on or about June 13, 2004, on behalf of Viad and any of the Claimants named in the submitted proofs of claim, and any supplemental proofs of claim subsequently submitted with respect to the San Diego, California matter.

14. The “Claimants” as used herein shall refer to the Greyhound Corporation, the Dial Corporation, Dial Corp, and/or Viad Corp and/or their subsidiaries, affiliates, successors, predecessors, and assigns.

15. As used herein, “this action,” or “this case” shall refer to *In the Matter of the Rehabilitation/Liquidation of the Home Insurance Company*, Docket No. 03-E-106, 2008-HICIL-35, Viad Corp’s claim for the San Diego site, only.



**DOCUMENTS REQUESTED**

1. Any and all documents evidencing, constituting, reflecting, or relating in any way to Home's own analysis of potential liability under the policies referenced in POC Number 5 listed in Paragraph 4 herein, including analysis undertaken by third party consultants.

2. Any and all documents evidencing, constituting, reflecting or relating in any way to judicial interpretations of insurance policies containing the same or similar language, terms, and conditions as referenced in POC Numbers: INSU22517, INSU702381, INSU702382, INSU702383, INSU702384, INSU159883, including but not limited to rulings on motions to dismiss, motions for summary judgment, and any non-published or unreported decisions by any court or arbitrator or other decision-maker.

3.. Any and all documents evidencing, constituting, reflecting, or relating to Home's settlement of the environmental claims with the following entity: R. Lavin & Sons.

4. Copies of each of the following Proofs of Claim filed by R. Lavin & Sons:

<b><u>Proof of Claim #</u></b>	<b><u>Docket#</u></b>
INSU22517, INSU702381, INSU702382, INSU702383, INSU702384, INSU159883	03-E-0106

5. Copies of each of the policies applicable to the **R. Lavin & Sons** claim, including the following:

• HEC 9543534	• GA 9894170	• GA 1149411	• HXLF 866433
• HEC 9664409	• GA1148109	• HUL 1720069	•

**CERTIFICATE OF SERVICE**

I hereby certify that on January 15, 2008, a true and correct copy of the foregoing was provided by U.S. Mail to Roger A. Sevigny, Commissioner of Insurance of the State of New

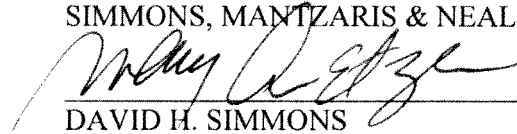
Hampshire, as Liquidator of the Home Insurance Company c/o J. David Leslie, Esquire and Eric A. Smith, Esquire, Rackemann, Sawyer & Brewster, P.C., 160 Federal Street, Boston, MA, 02110-1700, and Liquidation Clerk, The Home Insurance Company in Liquidation, c/o Merrimack Supreme Court, 163 N. Main Street, Concord, NH 03302-2880, and John O'Connor, Esq., Steptoe & Johnson LLP, 1330 Connecticut Avenue, N.W., Washington, DC, 20036-1795.

PRETI, FLAHERTY, BELIVEAU,  
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Attorneys for Viad Corp.  
Appearing Pro Hac Vice

**BEFORE THE COURT-APPOINTED REFEREE  
IN RE THE HOME INSURANCE COMPANY IN LIQUIDATION  
DISPUTED CLAIMS DOCKET**

In Re Liquidator Number: 2008-HICIL-35  
Proof of Claim Number: EMTL 705271-01 (San Diego, Calif)  
Claimant Name: VIAD  
Claimant Number:  
Policy or Contract Number: HEC 9557416  
HEC 9304783  
HEC 4344748  
Insured or Reinsured Name: VIAD (predecessor The Greyhound  
Corporation/ Transportation Leasing  
Company)  
Date of Loss: 1966-1972

**NOTICE OF SERVICE**

Viad Corp, by and through its undersigned counsel, hereby gives notice to the Court and all parties of the service of Claimant, Viad Corp's, Second Request for Production on January 15, 2009.

**CERTIFICATE OF SERVICE**


I hereby certify that on January 15, 2009, a true and correct copy of the foregoing was provided by U.S. Mail to Roger A. Sevigny, Commissioner of Insurance of the State of New Hampshire, as Liquidator of the Home Insurance Company c/o J. David Leslie, Esquire and Eric A. Smith, Esquire, Rackemann, Sawyer & Brewster, P.C., 160 Federal Street, Boston, MA, 02110-1700, and Liquidation Clerk, The Home Insurance Company in Liquidation, c/o Merrimack Supreme Court, 163 N. Main Street, Concord, NH 03302-2880, and John O'Connor, Esq., Steptoe & Johnson LLP, 1330 Connecticut Avenue, N.W., Washington, DC, 20036-1795.

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# Exhibit C

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January 16, 2009

VIA ELECTRONIC DELIVERY

David H. Simmons, Esq.  
de Beaubien, Knight, Simmons, Mantzaris & Neal, LLP  
P.O. Box 87  
332 North Magnolia Avenue  
Orlando, Florida 32802-0087

Re: **Viad Corporation: San Diego Maintenance Facility Site**  
**Claim No. 0870522721**

Dear David:

On behalf of the Liquidator, we are writing in response to the document requests that VIAD served on December 31, 2008 and January 15, 2009. Both of these document requests seek to require the Liquidator to produce a panoply of documents relating to settlements in the Home liquidation with other policyholders. The Liquidator objects to these document requests and will not be producing documents in response to them.

Most fundamentally, VIAD's document requests have no relevance to the current proceeding relating to the San Diego site. Each case must be evaluated on its own merits. Moreover, each insurance policy must be evaluated according to its own terms. As a result, the Liquidator has evaluated VIAD's claim respecting the San Diego site based on the specific language in the Home policies, pursuant to California law, and based on the specific facts regarding the environmental contamination that took place at the San Diego site. It would be unduly burdensome for the Liquidator to search for and produce documents relating to other policyholders, involving insurance policies with different terms, with most or all of such policies governed by the law of states other than California, and where the facts concerning the claim are different from those involved in VIAD's claim. Indeed, virtually all of the policy provisions that are at issue with respect to VIAD's claim have been the subject of California state court decisions construing those provisions. As a result, the relevant policy provisions must be applied according to their terms, as construed by the applicable California decisional authority.

David H. Simmons, Esq.  
January 16, 2009  
Page 2

We are hard pressed to view VIAD's document request as more than busy work, requested on the eve of deadlines for the parties' merits briefs, that would unfairly and unnecessarily divert the Liquidator's counsel from preparing the Liquidator's merits brief in favor of an unduly burdensome production of documents that have no bearing on whether VIAD's claim regarding the San Diego site is covered under the specific insurance policies issued by Home.

I should note that I have been advised that most or all of the significant settlements reached during the Home liquidation proceedings are available on the website devoted to the Home liquidation. Therefore, while these materials are not relevant to the claims at issue in this proceeding, those settlements may be retrieved by VIAD if it nevertheless desires to review them.

Very truly yours,



John F. O'Connor