

THE STATE OF NEW HAMPSHIRE

MERRIMACK, SS.

SUPERIOR COURT

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

In Re Liquidator Number: 2011-HICIL-50
2011-HICIL-51
Proof of Claim Number: GOVT18901-11
GOVT18901-12
Claimant Name: Arizona Property and Casualty
Insurance Guaranty Fund

CONDITIONAL ASSENT OF CLAIMANT
ARIZONA PROPERTY AND CASUALTY INSURANCE GUARANTY
FUND TO LIQUIDATOR'S MOTION TO FILE SUR-REPLY BRIEF

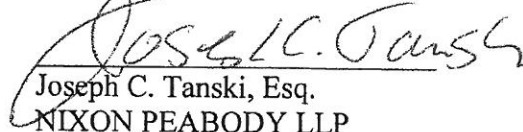
Pursuant to Section 15 of the Restated and Revised Order Establishing Procedures Regarding Claims Filed With the Home Insurance Company In Liquidation, Claimant Arizona Property and Casualty Insurance Guaranty Fund (the "Fund") gives notice of its assent to the Liquidator's Motion for Leave to File Sur-Reply Brief (including new exhibits) (the "Motion") on the condition that the Fund be permitted to file a reply (and exhibits) to the Liquidator's Sur-Reply Brief by October 16, 2012.

Prior to the Liquidator's filing of the Sur-Reply, the Fund's counsel in this matter informed the Liquidator's counsel that the Fund would assent to the Liquidator's Motion conditioned on the Liquidator's assent to the Fund filing, by no later than October 16, 2012, a reply (and exhibits) to the Liquidator's Sur-Reply. The Liquidator's counsel did not so assent to the Fund's request before filing the Motion. The Fund needs an opportunity to review and address the Liquidator's new exhibits and the Liquidator's arguments regarding those exhibits.

Respectfully submitted

ARIZONA PROPERTY AND CASUALTY
INSURANCE GUARANTY FUND

By its attorneys

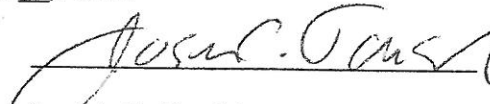

Joseph C. Tanski, Esq.
NIXON PEABODY LLP

100 Summer Street
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October 3, 2012

CERTIFICATE OF SERVICE

I hereby certify that the foregoing and all attachments hereto were served by email and first class mail on all parties in these proceedings on October 3, 2012.


Joseph C. Tanski