

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: 2019-HICIL-62
Proof of Claim Number: INSU703957-1 and
INSU703968
Claimant Name: PolyOne Corporation

JOINT MOTION TO STAY DISPUTED CLAIM PROCEEDING

Claimant PolyOne Corporation (“PolyOne”), Participant Goodrich Corporation (“Goodrich”), and Christopher R. Nicolopoulos, Insurance Commissioner of the State of New Hampshire, as Liquidator (“Liquidator”) of The Home Insurance Company (“Home”), jointly request that the Referee stay this disputed claim proceeding pending the Court’s action concerning a Settlement Agreement among them. As reasons therefor, PolyOne, Goodrich and the Liquidator state as follows:

1. This disputed claim proceeding concerns claims by PolyOne for coverage regarding a site in Calvert City, Kentucky, under Home policies issued to Goodrich’s predecessor The B.F. Goodrich Company. Goodrich has also asserted claims for coverage regarding the Calvert City site under the Home policies, and it is a participant in this proceeding.

2. PolyOne, Goodrich and the Liquidator have now entered a Settlement Agreement and Mutual Release (“Settlement Agreement”) to resolve PolyOne’s claims, this disputed claim proceeding, and Goodrich’s claims regarding the Calvert City site. The Settlement Agreement is subject to approval of the Court supervising the Home liquidation. Assuming the Court approves the Settlement Agreement, PolyOne, Goodrich and the Liquidator will file a stipulation of dismissal dismissing this proceeding with prejudice.

3. The Liquidator will be filing a motion for approval of the Settlement Agreement with the Court in the next few days.

4. In the circumstances, PolyOne, Goodrich and the Liquidator jointly request that the Referee stay this proceeding pending the Court's ruling on the Liquidator's motion for approval of the Settlement Agreement.

WHEREFORE, PolyOne, Goodrich and the Liquidator jointly request that the Referee stay this disputed claim proceeding pending the Court's ruling on the Liquidator's motion to approve the Settlement Agreement.

Respectfully submitted,

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June 22, 2020

Certificate of Service

I hereby certify that I served the foregoing Joint Motion to Stay Disputed Claim Proceeding on counsel for PolyOne and Goodrich by email this 22d day of June 2020.

/s/ Eric A. Smith
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