

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: 2008-HICIL-41

Proof of Claim Number: CLMN712396-01

Claimant Name: Harry L. Bowles

**LIQUIDATOR'S OBJECTION TO
CLAIMANT'S MOTION FOR SUMMARY JUDGMENT**

Roger A. Sevigny, Commissioner of Insurance of the State of New Hampshire, as Liquidator ("Liquidator") of The Home Insurance Company ("Home"), objects to the Claimant's Motion for Summary Judgment as a filing that is inconsistent with the Referee's Order of June 15, 2009 ("Order") governing this disputed claim proceeding. As reasons therefor, the Liquidator states:

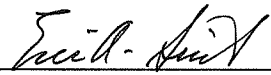
1. The Referee issued the Order after consideration of the parties' filings concerning how this matter should proceed. In the Order, the Referee specified the three issues to be considered, directed the Liquidator to provide certain documents, and set forth a schedule for the parties to file briefs addressing the specified issues and any motions requesting a hearing.
2. The Claimant's motion for summary judgment is not contemplated by the Order, and it does not address the three issues identified by the Referee to be the subject of briefing.
3. In the circumstances, the Liquidator objects to the Claimant's motion for summary judgment as procedurally improper. The Liquidator will proceed in accordance with the Order. The Liquidator thus does not propose to substantively respond to the Claimant's motion for summary judgment unless the Referee so directs. While not responding at this time,

the Liquidator notes his disagreement with the accusatory characterizations and assertions made in the motion and in other of the Claimant's filings in this matter.

Respectfully submitted,

ROGER A. SEVIGNY, COMMISSIONER
OF INSURANCE OF THE STATE OF
NEW HAMPSHIRE, SOLELY AS
LIQUIDATOR OF THE HOME
INSURANCE COMPANY,
By his attorneys,
KELLY A. AYOTTE
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June 30, 2009

Certificate of Service

I hereby certify that a copy of the foregoing Liquidator's Objection to Claimant's Motion for Summary Judgment was sent by email to Claimant on June 30, 2009.



Eric A. Smith
NH Bar ID No. 16952