

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:** 2009-HICIL-46  
**Proof of Claim Number:** CLMN380502-01  
**Claimant Name:** Mariana Lanc  
**Claimant Number:** 145-0100-105  
**Policy or Contract**  
**Number:** \_\_\_\_\_  
**Date of Loss:** \_\_\_\_\_

**LIQUIDATOR'S RESPONSE TO CLAIMANT'S REQUEST FOR EXTENSION**

Roger A. Sevigny, Insurance Commissioner, as Liquidator ("Liquidator") of The Home Insurance Company ("Home"), hereby responds to the Claimant's request for a time extension of "at least" 60 days from October 11, 2010 for the deadlines established in the Structuring Conference Order dated August 4, 2010.

The Liquidator does not object to a reasonable extension of time for Claimant to submit a motion for documents or to submit a brief. Indeed, when contacted by Claimant with respect to the motion only, the Liquidator advised that he would not object to a 10 day extension of time for the motion (which, however, the Liquidator would oppose on the merits). See Exhibit A. However, the Liquidator objects to the open ended extension requested by Claimant. The Liquidator submits it would be appropriate to extend the deadlines in the Structuring Conference Order by a one time, thirty day extension to dates certain: Claimant's brief to be due November 10, 2010; any motion for documents to be due October 20, 2010; and any motion for oral argument by November 10, 2010.

Respectfully submitted,

ROGER A. SEVIGNY, INSURANCE  
COMMISSIONER, SOLELY AS  
LIQUIDATOR OF THE HOME  
INSURANCE COMPANY,

By his attorneys,

MICHAEL A. DELANEY  
ATTORNEY GENERAL

J. Christopher Marshall  
NH Bar ID No. 1619  
Civil Bureau  
New Hampshire Department of Justice  
33 Capitol Street  
Concord, NH 03301-6397  
(603) 271-3650

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Eric A. Smith  
NH Bar ID No. 16952  
Rackemann, Sawyer & Brewster P.C.  
160 Federal Street  
Boston, MA 02110-1700  
(617) 542-2300

October 6, 2010

Certificate of Service

I hereby certify that a copy of the foregoing Liquidator's Response to Claimant's Request for Extension was emailed and sent by first class mail to the Claimant on October 6, 2010.



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Eric A. Smith

**Exhibit A**

**Smith, Eric A. EAS**

**From:** Smith, Eric A. EAS  
**Sent:** Tuesday, September 21, 2010 2:35 PM  
**To:** 'Mariana Lanc'  
**Subject:** RE: Structuring Conference Order

Ms. Lanc:

The schedule was set in the Referee's Structuring Conference Order, so any change in the schedule would have to be made by the Referee. The Liquidator would not object to the request for extension if you make it promptly. However, the Liquidator reserves the right to object to any request for documents. The Liquidator is of the view that the documents relevant to the dispositive res judicata issues set forth in the Liquidator's section 15 submission have been presented as exhibits to the submission, and that there is no need for additional documents.

Regards,

Eric A. Smith  
Rackemann, Sawyer & Brewster P.C.  
160 Federal Street  
Boston, Massachusetts 02110-1700  
Phone: 617/951-1127  
Fax: 617/542-7437  
esmith@rackemann.com

\*\*\*\*\*  
This message and any attachments may contain confidential information protected by the attorney-client or other privilege. If you believe that it has been sent to you in error, please reply to the sender that you received the message in error. Then delete it. Thank you.  
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**From:** Mariana Lanc [mailto:mavala67@yahoo.com]  
**Sent:** Monday, September 20, 2010 6:23 PM  
**To:** Smith, Eric A. EAS  
**Subject:** Re: Structuring Conference Order

In Re Liquidator Number: 2009-HICIL-46  
Proof of Claim Number: CLMN380502-01  
Claimant Name: Mariana Lanc

Mr. Smith,

according to court order based on the telephonic structuring conference which took place on August 4, 2010, the motion including the documents the claimant is seeking was supposed to be filed by September 20, 2010.

By this e-mail I, Mariana Lanc, claimant, am requesting the 10 days time extension to file this motion including the sought documents due to a several weeks of my prolonged anxiety attacks which disabled me to function, concentrate and write.

Thank you for an understanding and kind time extension.

10/5/2010

With regards, claimant Mariana Lanc

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**From:** "Smith, Eric A. EAS" <esmith@rackemann.com>  
**To:** Mariana Lanc <mavala67@yahoo.com>  
**Sent:** Mon, August 9, 2010 8:01:26 AM  
**Subject:** Structuring Conference Order

Ms. Lanc:

Attached, to be sure you received it, please find the Structuring Conference Order that was posted to the Home liquidation website by the Referee. I will also mail you a copy of this email.

Regards,

Eric A. Smith  
Rackemann, Sawyer & Brewster P.C.  
160 Federal Street  
Boston, Massachusetts 02110-1700  
Phone: 617-951-1127  
Fax: 617-542-7437  
esmith@rackemann.com