August 5, 2006

Honorable Paula T. Rogers Referee, HICIL 286 Commercial Street Manchester, N.H. 03101

Re: Liquidator No. 2006-HICIL-22 Proof of Claim No. EMPL 17440 Telephone Conference August 4, 2006 Agreement Dated June 19, 1981

Dear Honorable Referee:

Thank you for giving me the opportunity to speak with you and your associates yesterday.

I do not consider the "Agreement" a supplemental retirement benefit. The monthly \$689.72 payment was not a retirement differential benefit, it was for interest earned on the money withheld by The Home. I estimate the lifetime payout for me and my wife would exceed \$70,000 from 1-1-07. Attached is note to Mr. Kober dated 7-4-06 offering a lump sum settlement of \$29,657.96 (see Exhibit 2) minus the \$50 deductible. The last payment of the deferred compensation 10 year payoff ended 12-31-97.

I wrote to Mr. Morton of REM for a lump sum payout on the interest but he declined same. This correspondence is in your file. I had a feeling REM was leading The Home to a liquidation course. I withdrew my medical coverage from The Home many years ago. I also lost the life insurance benefit but I did not make an issue of this.

I believe I should be considered Class II not Class V. Under the Formal Proceedings Section 402-C:44 Class II states "annuity proceeds or investment values shall be treated as loss claims." That I believe is my situation.

It has always been my goal to keep my letters/memos to one page. For additional information I use the exhibit route if the reader is interested. Attached are Exhibits 3 to 6 for background information.

Sincerely,

Alm R Kuy

HPL:K

#### EXHIBITS TO LETTER TO HONORABLE PAULA T. ROGERS

- Exhibit 1: Letter dated August 5, 2006.
- Exhibit 2: Note to Mr. Kober dated 7-4-06 regarding lump sum settlement.
- Exhibit 3: Letter to Mr. Kober, 7-3-06, with copy to Zurich HR Service Center. Zurich did nothing to my knowledge. Mr. Kober stated lump sum - Referee decision.
- Exhibit 4: Letter to Mr. Kober, 6-10-06, Class V decision by Sally Goldberg, VP of The Home. I don't recall her being a VP during my tour at the Home Office. Sorry NYC was the Executive Office, Manchester was the Home Office, a City Investing decision to move to New Hampshire to get more liberal upstream dividend terms over New York control.
- Exhibit 5: Note to Mr. Kober October 1978 moves Mr. Washburn brought back out of retirement to give The Home a feeling of the old Home two days a week in the New York Office. Mr. Huang came in as Chairman February 1978. Then the two presidents of City Investing were switched by George Schaffenberger, CEO, Steve O'Neill to Manufacturing and Peter Huang to Insurance. Steve O'Neill left City in 1984 and Peter Huang left February 1, 1985. H. P. Lenz left The Home March 1, 1985. Marshall Manley arrived April 1, 1985.
- Exhibit 6: Marshall Manley Article to Mr. Kober 7-15-06. Why did this great manager leave The Home after about two years and sue them for about \$50 million? I believe they settled for about \$25 million. Mr. Manley was George Schaffenberger's personal attorney. I feel like such a chowderhead fighting for \$689.72 monthly.

FROM:

## HENRY P. LENZ 25 E. MADISON AVENUE FLORHAM PARK, NJ 07932-2605 973-377-2949



TO: THOMAS W. KOBER, ESO

July 4, 2006

Re: Proof of CLAIM, Number 2006-HICIL-22

Proof of CLAIR MURBER EURL-17440

SINCE I Mentioner Lump Som Settlement to you, I thought I Should give you a number to ( CONSIDER,

East Payment was May 2003 Amt 689,72 \$ 4,828,04 7 Mo, at 689.72 = Year 2003 8276.64 12 Mo " 11 2004 12 Mo " " 8276,64 11 2005 12 Mo . 68.72 8276,64 " 2006 To CLOSE / FINAL TOTAL # 29,657,96

The faverent calls for My WIFE to Receive 50% - after My Death. That could be 10 years phos - I Hope.

Your closing at a bangain Price. Thanks

Sinarly,

188 Luz 1 CC: Ms Brooke HOLTOH, LIQUIDAtion Chenk.

ExH. #3

# HENRY P. LENZ 25 E. MADISON AVENUE FLORHAM PARK, NJ 07932-2605 973-377-2949

July 3, 2006

Thomas W. Kober, Esq. The Home Insurance Company in Liquidation 59 Maiden Lane New York, N.Y. 10038

Re: Disputed Claims Docket Number: 2006-HICIL-22

Proof of Claim Number: EMPL17440 Claimant Name: Henry P. Lenz

Dear Sir:

With reference to Brooke Holton's letter of June 19, 2006, I'm sorry but I'm physically unable to attend a meeting in Manchester, New Hampshire on 8/4/2006. You stated to me that a meeting could be held in the Home's 59 Maiden Lane Office. I do not have access to a Website. I await your instructions on this issue.

I re-read the important documents that I received from the Eurich HR Service Center dated February 2005. The covering letter states "In 1998, Zurich became the plan sponsor of The Home Retirement Plan with Risk Enterprise Management handling the day-to-day administration. In 2003, Zurich took over the day-to-day administration of The Home Retirement Plan from Risk Enterprise Management."

If my Agreement with the Home was considered a "Retirement" Plan, why didn't the Zurich take over the administration of my agreement?

With copy of this letter to Zurich HR Service Center, I am asking them to please look into the status of my claim.

Also is Mr. Albert W. Morton currently employed by Zurich? Maybe he could shed some light on my claim?

Sincerely,

Henry P. Lenz

P.S. What are the views on a lump sum settlement?

CC: Zurich HR Service Center, Schaumburg, IL 60196
Brooke Holton, Liquidation Clerk, The Home, Manchester, NH 03101-1210
Sally Goldberg, Vice President, The Home, Manchester, NH 03109

he could written repolice

No written repolice

Referrer

Accuracy. Referrer



June 10, 2006

Thomas W. Kober, Esq.
The Home Insurance Company in Liquidation
59 Maiden Lane
New York, N.Y. 10038

Re: Claimant No. EMPL 17440

Liquidator No. 2006-HICIL-22

Dear Sir:

Thank you for yesterday's telephone call explaining the procedures in the course of events regarding my claim. If I understood you correctly, Sally Goldberg made the Class V decision in my case. Her decision can only be amended by the Referee for the Merrimack County Superior Court. I would like to present my case before the Referee.

My letter of May 31, 2006 stated my opinion that I should be Class I or Class II. Class I is as far out as Class V. I believe I should be Class II.

Ms. Goldberg cited the August 8, 2003 memo entitled "Termination of Home Welfare Benefit Plans/Benefits". My "Agreement" dated June 19, 1981 does not fit the description outlined in this memo. Rather, it can be considered as Class II under "insurance policy and insurance contracts". The "unearned premium" is the use of my money for sixteen years.

On February 2, 1996 I requested Risk Enterprise Management Limited to consider payment of a lump sum to avoid the lifetime payments. Albert W. Morton, EVP, said no, "Will continue payment as is". Their management was no more of a success than City Investing's management of the Home. I am prepared to take a lump sum settlement now, once again.

During the mid 70's I had considerable discussions and meetings with the Insurance Commissioner Frank Whalen, trying to hold claim practices and money withdrawals upstream. Attached is copy of the A. M. Best report for 1968. That's the last year Home was independent of City Investing. This paragraph is of no interest to the Referee but pertains to our little history session from one former employee to a current employee.

· Sincerely,

HPL:K

P.S. Is Risk Enterprise Management Limited still in business? Were they under the jurisdiction of the New Hampshire Insurance Department?

# 59 Maiden Lane, New York, N. Y. 10008 THE HOME INSURANCE COMPANY,

2007	Dec. 31, 1966	277,782,291	(170,455,329)	45,348,845	154,549,538	3,536,275	22,375,001	\$851,666,165 \$842,838,352
	267	(\$303,657,467) (305,482,847	$\overline{}$		183,394,246	3,833,622	651,998 24,160,867	\$953,823,726 \$924,366,146
0001	ADMITTED ASSETS	Bonds: Cost (\$303,657,467)(\$276,681,358) Amortized value 305,482,847 277,782,291	Stocks: Cost	Real estate	Premium balances	Reinsurance recoverable	Due from Home Indemnity Other assets	Assets (statement)

\$851,666,165 \$842,838,352				349,262,097	413,600		,	10,633,563	\$551,135,283 21,636,605 278,894,277	\$851,666,165 \$300,530,882 \$291,703,069
Assets (statement) \$953,823,726 Assets (market) \$924,366,146	LIABILITIES,	Losses—adj. expenses\$177,776,499	Commissions, taxes, etc 13,730,500 Federal income taxes 440.000	*Unearned premiums 388,352,259		Reinsurance treaty funds 8,914,538  Due to Home Indemnity	Other liabilities 9,455,138	Excess stat. loss reserves 9,000,000	Total Liabilities \$624,401,366 Capital paid up 21,655,420 Net surplus 307,766,940	Total

! Conditional Reserve Funds. "Includes for 1967 and 1966: rate and retrospective returns \$1,350,-684, \$1,127,264.

# HISTORY.

This company was incorporated on March 3, 1853 under the laws of the State of New York. It was licensed and began business April 13, 1853, with \$500,000 paid-in capi-tal.

	- 4					
#\$60,819,245 343,186	800,219	415,172 806,200	278,979 208,729	-10,071,067	200,000	135,501
20,000,000	22,127,710	22,200,080	22,301,015 22,236,885 865	21,254,186 21,061,245	21,636,606	21,656,420
944 #500,000 \$0,000,000	20,000,728 20,116,100	11 12 12 12 12 12 12 12 12 12 12 12 12 1	22,261,860	12,26,86 19,196,196	21,636,605	21,636,600
25 25 1	1961	200	22	1965	1887	186
	1949 \$500,000 \$20,000,000 #\$60,519,545 # \$0,000,000 20,006,725 \$48,186 \$55	1949 \$500,000 \$20,000,000 #\$40,319,246 #\$ \$0,000,000 \$0,004,725 \$42,186 \$6 \$0,006,726 \$0,116,100 \$20,219 \$0,116,100 \$2,127,710 \$100,000	1949 8700,000 820,000 8400,31346 #  20,000,000 20,000,720 821389 845 845 85 85 85 85 85 85 85 85 85 85 85 85 85	1949 \$500.000 \$50.0000 #\$644.189 \$44.189 \$45.1	1949 \$500,000 \$50,000,000 \$864,189 \$45	1888-1944 \$800.000 \$400.000 ##00.318.340 ## ## ## ## ## ## ## ## ## ## ## ## ##

A Alterations in captile structure market, sists of new harses; stock dividends; surplus contribution chances for the surplus contribution chances for the surplus contribution chances of other companies (subsequently absorbed) including the Battimore American, The Carolina, City of New York, The Franklin Five, Georgia Rome, Gibeniar Fire & Marine, Homeward Fire, Michael, Homeward Fire, Michael, Homeward Fire, Michael, Homeward Fire, Michael, Homeward Fire, Homeward Cancel Hard Cancellation of where purchased to the open market.

# MANAGEMENT.

This more than a century old institution is one of the more prominent insurance carriers in the United States. It is held in high repute, transacts a world-wide business, tives and enjoys the sponsorability of very wishestalla interpraction. Outstanding stock is very wishest and of the casually forms of coverages are written through the public combined are in the elevanth ranking position, on or groups engaged in the Rome Indomnity Company. The two companies combined are in the elevanth ranking position, on the basis of net premium writings, among all companies. The Seaboard Surety Company became a subsidiary arty in 1988 when a majority of that company's capital stock was acquired through a cash tender offer. The Home Seaboard Surety, a company specializing in ficility and arty coverage.

Another affiliate, the Peoples-Home Life Insurance Company of Indiana, control of which was acquired in 1985, writes all standard forms of ordinary life, individual anuities and group life coverage. Financial control at year of was represented by the ownership of 22,825 of the 30,000 outstanding shares of the life carrier. The Hawmian Insurance & Guaranty Company Limited in Hawaii. The tempany serves as resident manager of the Home Duisiess transacted is conservative in proportion to net arrangements afted manaical statement and operating figurentium writings of the Home Indiaminess transacted in this report it will be observed the net premium writings of the Home Indiamines and the Hemmian Indiamines transacted in the report it will be observed the net premium writings of the Home Indiamine Secures. Presented by the Premental Premium Premental Premental

Growth of business not only reflected a carifully conceived program of expansion, especially in writing commercial accounts, but also the absorption in 1963 of the
direct fire and casually agency plant of the former Springfield-Monarch Group of insurance companier. A furge
bulge in 1963 writing was a natural implement as production for that year not only represented the renewal of
acquired business but also the reinsurance of most outstanding insurance in force at the end of 1965.
There were rather wide fluctuations in the loss ratio
during recent years but this development was accompanied

by a persistent downward trend in the expense ratio, from 37.2% in 1987. The loss ratio menushilm moved between a range of 61.7% and 72.2% and 72.2% or 1987. The combined loss and expense ratio in 1965 was 106.5% of volume, due in part to fluricane Betsy. Striking improvement in the underwriting experience and reduced expenses prealest controlled to the provement in the underwriting experience and reduced expenses prealest income has a lawys been well in excess of divident payments on engitel score. The residue of in it retest and other investment income after dividends helped over the past five years because of expenses incurred in trenst and other investment income after dividends helped over the past five years because of expenses incurred in carned business. During this period over \$150,000,000 was Shrinkage in policyholders' surplus funds, with all securities valued at actual market, produced net resources of \$300,000,000 at the electrons reflected depreciation in the value of the inversament folio but nearly \$1,1000,000 of the electrons reflected depreciation in the value of the inversament portificition to fome of the company's stock which had been purchased in the open market at an average price of \$65.

A convention examination of the company's affairs as of December 31, 1965 was made by the Insurance Departments of New York, Alabama, Delaware, Michigan and Nevada.

# Our general policyholders' rating is "A+" (Excellent). The mancial rating is AABAA.

a CONSOLIDATED STATEMENT FIGURES.	31, Dec. 31, D	\$101.329 \$107.560	. 177,689 222,742	305,460 345,117	3,199	395	15,302 45,349	10,312 10,083	necs 76,746 154,549	22,585 29,170	justment 9,637 -8,828	Total Assets (mkt.) \$722,654 \$913,488 \$989,927	*LIABILITIES.	\$106,348	274,372 396,889	9,520 15,910	5,383		3,007 6,833	. 2,670 3,029	470	eous 885 6,911 9,529	Liabilities \$402,185 \$621,785 \$689.962	. 22,252 21,637	. 298,217 270,066 2	\$722,654 \$913,488 \$989,927
a CONSOLIDA		U. S. Government bonds	Other bonds	Common stocks	Preferred stocks	Mortgages	Real estate	Cash	Premium balances	Miscellaneous	Mkt. value adjustment	Total Assets (m		Losses—adj. expenses	Unearned premiums	Taxes-expenses	†Unauthorized reinsurance	Excess stat. loss reserve.	Reinsurance treaty funds	Dividends to stockholders	Dividends to policyholders	Miscellancous	Total Liabilities	Capital	Net surplus	Total

a CONSOLIDATED OPERATING FIGURES.

Loss-Erp.	105.3	100.9	106.5	98.7	99.2	101
Refle	36.2	36.1	34.3	32.2	31.6	33.9
L.088	69.1	64.8	72.2	66.5	67.6	68.0
Erree	\$371,864	368,571	372,999	423,440	463,695	ratios :
Written	\$427 778	351,943	392,108	487,561	498,309	year average
	:	:	:	;	:	>.
Year	1963	1964	1965	1966	1961	

\* Figures in thousands. Conditional reserve funds, a Consolidated figures of Home Insurance Company and Home Indemnity Company.

PROY and Home tuteminy, company,
CERERAL UNDERWRITING POLICY.
(Unplete multiple line, property and ensualty insurance facilities are unfailed. Business is conducted in all states of the United States, District of Columbia, Puerto number of islands of the West Indies, Service and an unpler of islands of the West Indies, Service and chain offices are beauted in over 100 principled cities of the United States and Canada. The bulk of the prenium income is derived from a substantial organization of agents and the vers. A member or subscriber of virtually all rating bureaus, the company charges the rate promulgated by such bureaus, except that independent and deviation rate filings are used in some areas where unusual or special situations.

warrant.

Belecial contracts are offered in many states supplementing the standard automobile policy. The "Gold Key" better for the title "Homesar." The company rates and direct billing for preferred risks. A similar plan is available in Canada under commercial package busines.

Coverage is written in Texas on a participating (dividucencial package busines.

Coverage is written in Texas on a participating (dividucencial package busines.

Coverage is written in Texas on a participating (dividucencial package busines.

Coverage is written in Texas on a participating (dividucencial package busines.

Coverage is written in Texas on a participating (dividucencial package) busines.

For the states, workmen's componation is written than thirty other states, workmen's compensation and content package in the company all premiums, losses and loss through inter company relaurance are also written.

Under the business pooling arrangement, maintained through inter company relaurance are packages and other operating expenses are shared in accordance with fixed percentage participations. Termium withing are theylively investified unmony the various classifications, and widely distributed by territory. By revening in the proportion of cassanty lines, including work retained business is not longer preponderantly fire and allied lines of insurance. The flume and the Home in the degree of their respective participations and research to the two companys of insurance are not went serviced by A merican profile profile arrangement with the Home Indemnity Company for the business underwritten or serviced by A merican profile in the business underwritten or serviced by A merican foreign care, A merican Businesse Sardicates, Cotton Insurance Association, American Businesse and Carego, American Profile care.



June 10, 2006

To: Thomas W. Kober, Esq.

Re: Home Insurance Company

This note and attachment has nothing to do with my claim to get out of Class V.

Peter Huang took over The Home Insurance Company in February 1978. I was supposed to run the insurance operations. It didn't work out that way, his way or no way. The "Agreement" dated June 19, 1981 refers to a "Retirement Plan Committee" which I never heard of in The Home. Peter created this bone for me. You'll note nothing was ever signed by him. It's the principle of being taken again.

I made John Hilton the head of the Claim Department. I also hired Fred Mina who did OK with Zurich.

You were with the Home during M. Manley's tour. I heard the troops wanted Peter back. Maybe you should write a book when the liquidation is complete. I'm too old and wouldn't want to hurt the memory of fine gentlemen like Washburn and Tullis.

: **? ?** -





OCTOBER 1978

0CT 2.4 1976

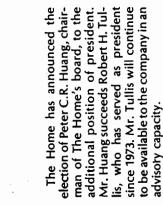
EXECUTIVE VICE DRESIDENT HEINKY V. CLINE

HUANG ELECTED PRESIDENT OF THE HOME

THE HOME INSURANCE COMPANY



# WASHBURN NAMED **VICE CHAIRMAN**

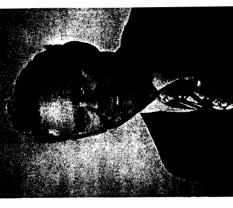


viously served as president of The John H. Washburn has been elected to the new post of vice chairman. Mr. Washburn prehome from 1968 to 1973, as chairman from 1973 to 1976 and as chairman of the executive committee since 1976.



Peter C.R. Huang

Henry P. Lenz, CPCU, executive vice president in charge of The Home's insurance operations, has been elected president of The Home Indemnity Company, as well



Henry P. Lenz

as City Insurance Company, The nois and The Home Insurance Home Insurance Company of Illi-Company of Indiana.

Mr. Lenz also has been elected to



John H. Washburn

the board of directors of The Home Insurance Company.

Mr. Lenz, who joined The Home in 1960, has served as vice president of the New York Office, and as



the company's major and excess executive vice president — insusenior vice president in charge of lines operations. He was elected rance operations in June 1975.

ExH. #6

July 15,2006

To: THOMAS W. KOBER ESQ

FROM:

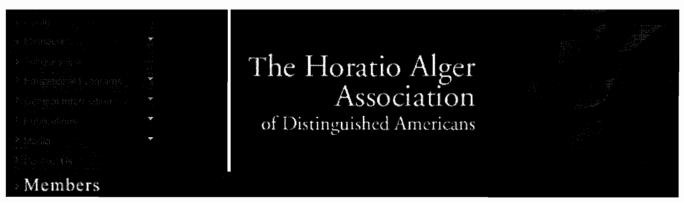
Rei Clain Mumber Empl- 17440

AHACHED IS ARTICLE ON MARSHALL MANLEY.

You were at Home - During his Tenure - WAS A GENIUS At MAKING Money - What Happenier?

Sincerely

HR Luy





# Marshall Manley Palm Beach Gardens, FL

When Marshall Manley won his Horatio Alger Award in 1987, he was president and chief executive officer of The Home Group, Inc., which was financially troubled when he took office. With his new management approach, the company in one year went from losing \$282 million to earning \$229 million and continued during his tenure to set record earnings. Manley said at the time, "I like to build things, and I like to manage people." He does both very well.

Born in Newark, New Jersey, Manley lived with his parents and an uncle in the back of a candy store the family operated. When he was two, his father found a job as a machinist, and the family moved to a small apartment in Brooklyn. His mother worked at home typing envelopes while her son was young; then she found a full-time job. Young Manley helped the family by shining shoes on the boardwalk at Brighton Beach. Later, he sold ices from a pushcart and held a variety of other jobs, from delivering buttons in the garment district to being a stock boy in an art supply store.

Although neither of his parents finished high school, there was never any doubt that Manley would get a good education. He attended Stuyvesant High School in Manhattan, a specialized school for college-bound students. After high school, he attended Brooklyn College and from there attended New York University, where he earned a law degree.

Manley joined a young California firm for his first job. He made partner within five years. From there, he joined Manatt, Phelps, Rothenberg, Manley and Tunney as a senior partner. In six years, he helped build it from six attorneys to a firm of 60.

His next move was as a founding partner of the California operations of Finley, Kumble, Wagner, Heine, Underberg, Manley, Meyerson & Casey. He was largely responsible for building that firm from 44 lawyers in 1978 to 600 in the mid-1980s.

In 1985, Manley took the position of president and chief executive officer of City Investing Company, a client, to manage the liquidation of that \$8 billion company When the liquidation was completed smoothly, he was elected president of The Home Group, Inc., and chairman of its financially troubled major subsidiary, Home Insurance Company

Looking back on his successful career, Manley says, " I believe that to be successful, you have to reach your full potential in areas that are important to you, as opposed to

Sear

Hor

HOR OF DE

60<sup>TH</sup> . Horat April those areas others decide are important to them."

In 1991, Manley left the corporate world and started his own business, Manhattan Associates. "I began to do transactions and evolved into a specialty I like, which is helping people create businesses. I bring relationships to them as well as expertise and experience. I get it off the ground and get it going," he says.

Today, Manley has more time to enjoy himself. Recently, he returned from participating in a cattle drive. He quips, "I sacrificed early so that I could enjoy myself later."

Of his Horatio Alger Award, Manley says, "It tells me how lucky I was. It gives me a better appreciation of getting the most out of life and doing the most I can for those in need." 136 Marshall Manley " Know what you want to do, make sure it's right legally and morally, and go do it."

[ Members | Scholarships | Educational Programs | General Information | Publications | Media | Home | Terms of Use | Contact Us | Link to Us | Privacy Statement |

The Horatio Alger Association • 99 Canal Center Plaza • Alexandria, Virginia 22314 703.684.9444 phone • 703.684.9445 fax Copyright Horatio Alger Association 2005