

KENDALL FREEMAN

Solicitors

One Fetter Lane
London
EC4A 1JB
Tel +44 (0)20 7583 4055
Fax +44 (0)20 7353 7377
DX 103 London
www.kendallfreeman.com
Direct line +44 (0)20 7556 4523
Direct fax +44 (0)20 7716 3649
MarkEveriss@kendallfreeman.com

Office of the Clerk
Merrimack County Superior Court
163 N. Main Street
P.O. 2880
Concord
New Hampshire 03301
USA

16 November 2007

Attention: The Home Docket No. 03-E-0106

Our ref MCE\JW\01120040

By courier and by email

Dear Sirs

Unione Italiana (UK) Reinsurance Company Limited: Notice of Re-determination of Partial NOD 16

We act on behalf of Unione Italiana (UK) Reinsurance Company Limited (**Unione**) and Enstar (EU) Limited (formerly known as Castlewood (EU) Limited).

We write formally to file an Objection with the Court in accordance with the Claims Procedures Order entered by the Court on 19 December 2003.

In summary, Unione objects to the Re-determination of Partial NOD 16 on the following bases:

1. Unione has demonstrated its claim in the sum of \$236,740.60 and the obligation of The Home to pay it, as agreed in the contract between Unione and The Home.
2. The Home's agreement to pay is further embodied in an Order of the English High Court dated 1 July 1988 and The Home is obliged to pay the claim in accordance with the Order.
3. In any event, Unione has fulfilled such burden of proof on it in respect of the claim as there is under English Law, in relation to the contract and in light of the Order.
4. Further, Unione reserves the right to submit additional documentation in further support of its claim, both in relation to the detail and nature of the claim and in relation to the position on payment of the claim under English Law.

Unione will set out its position and the arguments in support of its position in full at the appropriate time in the Disputed Claim proceeding.

PCL2\2652254\1

Neil Adams
Helen Clark
Tim Daniel
Mark Everiss

Laurence Harris
Richard Hopley
Colin Joseph
David Kendall

Ashwani Kochhar
Martin Lister
James Maton
Mark Meyer

Alan Perry
Kevin Perry
Ambereen Salamat
Richard Spiller

Vivien Tyrell
Simon Williams
Antony Woodhouse

Office of the Clerk
Merrimack County Superior Court

16 November 2007

Unione therefore seeks, and will seek in the Disputed Claim proceedings: (i) a reversal of the Determination that there is an offset due to The Home against Unione in the sum of \$236,740.60; and (ii) a reinstatement of the original Determination of the claim in the sum of \$236,740.60.

We should be grateful if you could direct all further communication in relation to the Re-determination and Unione's objection to the Re-determination to us.

Yours faithfully

A handwritten signature in black ink, appearing to be 'JR', with a long horizontal line extending to the right from the bottom of the signature.

Copy to Jonathan Rosen, Chief Operating Officer for Roger A. Sevigny, Liquidator The Home Insurance Company (in Liquidation), P.O. Box 1720, Manchester, New Hampshire 03105-1720 (by courier and by email)