

THE STATE OF NEW HAMPSHIRE

SUPREME COURT

In Case No. 2005-0610, Insurance Commissioner as Liquidator of the Home Insurance Company v. Utica Mutual Insurance Company, the court on October 5, 2005, issued the following order:

Case is accepted. An original and twelve copies of defendant's brief must be filed on or before November 4, 2005. An original and twelve copies of plaintiff's brief or memorandum of law must be filed on or before December 5, 2005.

Rule 33(1) is brought to Attorney Peter C.L. Roth's attention as it relates to out-of-state counsel's appearance in this matter. On or before October 20, 2005, Attorney Russell Bogin and Attorney Jonathan Rosen shall submit applications for admission *pro hac vice* if they wish to participate in the appeal.

NOTE: Your brief must not exceed 35 pages. See Rule 16(11). The appealing party must attach a copy of any decision(s) being appealed. See Rule 16(3)(h). If you are not the appealing party and you choose to file a memorandum in lieu of a brief, it must not exceed 15 pages in length.

An appealing party is responsible for providing the court with the necessary record to decide the appeal. Failure to do so may result in dismissal of the appeal. For information about how to provide the court with the record, review Rule 13 carefully. If you intend to file an appendix to your brief, review Rule 17.

This order is entered by a single justice (Galway, J.). See Rule 21(7).

**Eileen Fox,
Clerk**

Distribution:

Clerk, Merrimack County Superior Court 04-E-0152

Honorable Kathleen A. McGuire

Doreen F. Connor, Esquire

Peter C.L. Roth, Esquire

Marcia McCormack, Supreme Court

File