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UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK

In the Matter of the Arbitration

Between:

AMERICAN HOME ASSURANCE COMPANY,

Petitioner,

and

CGU INTERNATIONAL INSURANCE PLC  
(F/K/A COMMERCIAL UNION ASSURANCE  
COMPANY PLC), *et. al.*

Respondents.

Civ. No. 06 CV 6819 (LBS)

**STIPULATION AND ORDER AND JUDGMENT  
CONFIRMING ARBITRATION AWARD**

WHEREAS, Petitioner American Home Assurance Company ("AHAC") commenced an arbitration on June 1, 2004 with:

- CGU International Insurance PLC (*f/k/a* Commercial Union Assurance Company PLC);
- ERC Frankona Reinsurance (III) Limited (*f/k/a* Eagle Star Reinsurance Company Limited);
- Liberty Mutual Insurance Europe Limited (*f/k/a* Liberty Mutual Insurance Company (U.K.) Limited);
- QBE (Europe) Limited (*f/k/a* QBE Reinsurance (London) Limited);
- Royal & Sun Alliance Reinsurance Limited (*f/k/a* Royal Reinsurance Company Limited);
- Sphere Drake Insurance Limited (*f/k/a* Odyssey Re (London) Limited and Sphere Drake Insurance Public Limited Company);
- Odyssey Re (Bermuda) Management Limited (*f/k/a* Sphere Drake Underwriting Management (Bermuda));
- Markel International Limited (*f/k/a* Terra Nova Insurance Company Limited);
- Euler Hermes UK PLC (*f/k/a* Trade Indemnity PLC);
- Certain Underwriters of Lloyd's London (Lloyd's Syndicates AEG 991, Kiln 510, WEH 362, RCV 1007, DFB 183, HGJ 205, ANT 51, JHV 376/2376, BHB 1215, KCS 557, HLM 529, SJB 1212, SAM 727, RAS 1096, FRW, 190, JEM 1141, GMR 570, BAR 990, DPM 435, AFB 623, RAE 219, RJH 122, CFP 314, and SJC 1003/2003);

**WHEREAS**, ACE Bermuda Insurance Ltd. joined this arbitration against AHAC on April 21, 2005;

**WHEREAS**, the Parties' arbitration hearing proceeded from January 8 to January 25, 2006;

**WHEREAS**, the Panel in this arbitration issued their Final Award on January 25, 2006 and Supplemental Award on July 20, 2006; and

**WHEREAS**, AHAC has filed a petition seeking an Order and Judgment confirming the Award as supplemented by the Supplemental Award pursuant to 9 U.S.C. §§ 9 and 207;

**IT IS HEREBY STIPULATED AND AGREED**, by counsel for the undersigned parties, that the Award as supplemented be confirmed; and

**IT IS FURTHER STIPULATED AND AGREED** that this Court should enter judgment thereon.

**THEREFORE, IT IS ORDERED AND ADJUDGED THAT:**

1. The Award (attached to the Affidavit of Cecilia C. Froelich as Exhibit 4) as supplemented by the Supplemental Award (attached to the Affidavit of Cecilia C. Froelich as Exhibit 5) is CONFIRMED; and
2. The Clerk will enter this Court's judgment on the Award.

Dated: New York, New York  
September 11, 2006

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**SO ORDERED**

Edward J. Scalet  
U.S.D.J.

9/18/06 m