

THE STATE OF NEW HAMPSHIRE

MERRIMACK, SS.

SUPERIOR COURT

Docket No. 07-E-

In the Matter of the Rehabilitation of
Patriot Health Insurance Company, Inc.

**AFFIDAVIT OF ROGER A. SEVIGNY IN SUPPORT OF APPOINTMENT OF
SPECIAL DEPUTY COMMISSIONER**

I, Roger A. Sevigny, do hereby affirm, under the pains and penalties of perjury,
the following:

1. I am the Commissioner of the State of New Hampshire Department of Insurance. On December 11, 2007, I filed a Verified Petition for Rehabilitation of Patriot Health Insurance Company ("Patriot").
2. Pursuant to RSA 402-C:17, I, a Rehabilitator is empowered to employ a Special Deputy Commissioner to act for him in all matters concerning a rehabilitation.
3. A Special Deputy Commissioner appointed under RSA 402-C:17, is to have all of the powers and immunities of the Rehabilitator under RSA 402-C, and all of the powers, immunities, and protections set forth in the Rehabilitation Order. A Special Deputy Commissioner shall serve at the pleasure of the Rehabilitator.
4. I propose the appointment of Peter A. Bengelsdorf as Special Deputy Commissioner in accordance with the terms of the contract attached hereto as Exhibit A. Peter Bengelsdorf is well qualified to serve in this capacity because of his many years of experience in the insurance business and because he has served as Special Deputy Commissioner for the New Hampshire Insurance Department for purposes of the rehabilitation and subsequent liquidation of The Home Insurance Company ("Home")

and the successful rehabilitation of the ACA Assurance Company (“ACA”). Mr. Bengelsdorf continues to serve as the Special Deputy Liquidator of Home.

5. If appointed as Patriot’s rehabilitator, I propose to determine the compensation of the Special Deputy Commissioner along with certain other terms and conditions of his engagement pursuant to RSA 402-C:17, I, and subject to the Court’s approval. Those terms are set forth in the attached contract (Exhibit A). The terms and conditions of Mr. Bengelsdorf’s proposed engagement as Special Deputy Commissioner of Patriot are substantially the same as those under which he has served as Special Deputy Commissioner for purposes of rehabilitation and subsequent liquidation of Home and for rehabilitation of ACA, which terms were approved by the court supervising those proceedings. The effective date of the contract to retain Peter Bengelsdorf’s services as Special Deputy Commissioner would be the date of the Rehabilitation Order. Peter Bengelsdorf’s resume is attached as Exhibit B.

6. It is intended that the Special Deputy Commissioner be a state official for purposes of RSA 99-D:2 and RSA 541-B:19, and thus be entitled to the protections and immunities of those laws, which protections shall continue beyond the termination of the contract. The Special Deputy Commissioner shall not be considered a state official for any other purpose.

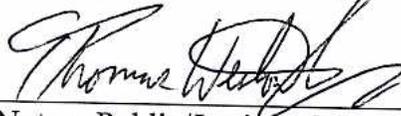
Sworn under the pains and penalties of perjury this 11th day of December, 2007.



Roger A. Seigny
Commissioner of the State of New
Hampshire Department of Insurance

STATE OF NEW HAMPSHIRE
COUNTY OF MERRIMACK

Subscribed and sworn to, before me, this 11th day of December, 2007.



Notary Public/~~Justice of the Peace~~

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