

**IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF COLUMBIA**

WHITMAN INSURANCE COMPANY, LTD.,

*Plaintiff,*

v.

TRAVELERS INDEMNITY COMPANY, et al.,

*Defendants.*

Civil Action No. 1:05-CV-01125  
Paul L. Friedman, Judge

**JOINT STATUS REPORT**

Pursuant to the Court's Minute Order of September 8, 2009, the undersigned parties respectfully submit this joint status report:

1. Since the last status report, Plaintiff Whitman Insurance Company, Ltd. and Defendant Pneumo Abex LLC ("Pneumo Abex") have continued to engage in mediation efforts with participating defendants.
2. David Geronemus continues to oversee the mediation. Since the last status report, Plaintiff and Pneumo Abex and the London Market Companies completed a final settlement and this Court entered an Order approving the dismissal with prejudice of the certain defined London Market Companies on October 7, 2009.
3. Following the mediation session earlier this summer, First State Insurance Company continues to work on a subsequent presentation of its evaluation of the data provided by or on behalf of Pneumo Abex.
4. Plaintiff and Mt. McKinley Insurance Company anticipate further settlement discussions in the coming weeks.

5. Plaintiff is awaiting responses from settlement proposals provided to the other defendants.

6. Recently, several insurers have requested additional information and Plaintiff is in the process of responding to these requests.

7. In sum, the parties continue to believe that settlement efforts to date have been helpful. To provide sufficient additional time for settlement efforts to be successful, the parties request that the time for parties to re-file any of the motions withdrawn and for any Defendant to answer or otherwise respond to the Amended Complaint be extended to and including February 1, 2010, with another status report provided on December 30, 2009.

Respectfully submitted this 30th day of October, 2009.

<p>MORGAN, LEWIS &amp; BOCKIUS LLP</p> <p><u>/s/ Daniel E. Chefitz</u></p> <p>Paul A. Zevnik Daniel E. Chefitz Janice L. Kopec 1111 Pennsylvania Avenue, NW Washington, DC 20004 (202) 739-3000</p> <p>Counsel for Whitman Insurance Company, Ltd.</p>	<p>GARRITY, GRAHAM, MURPHY, GAROFALO &amp; FLINN, P.C.</p> <p><u>/s/ Anthony J. Marino</u></p> <p>Anthony J. Marino One Lackawanna Plaza Montclair, NJ 07042 (973) 509-7500</p> <p>Counsel for Allianz Underwriters Insurance Company, formerly known as Allianz Insurance Company.</p>
--	---

<p>JACKSON &amp; CAMPBELL, P.C.</p> <p><u>/s/ Donald L. Uttrich</u></p> <p>Donald L. Uttrich One Lafayette Centre–South Tower 1120 20th Street NW, Suite 300 Washington, DC 20036 (202) 457-1600</p> <p>Counsel for National Union Fire Insurance Company of Pittsburgh, Pa., AIU Insurance Company, American Home Assurance Company, Granite State Insurance Company, Insurance Company of the State of Pennsylvania, and New Hampshire Insurance Company.</p>	<p>CROWELL &amp; MORING LLP</p> <p><u>/s/ Barry M. Parsons</u></p> <p>Barry M. Parsons Clifton Scott Elgarten 1001 Pennsylvania Avenue NW Washington, DC 20004 (202) 624-2959</p> <p>Counsel for Century Indemnity Company, as successor in interest to named defendant California Union Insurance Company.</p>
<p>HUDGINS LAW FIRM</p> <p><u>/s/ David D. Hudgins</u></p> <p>David D. Hudgins 515 King Street, Suite 400 Alexandria, VA 22314 (703) 739-3300</p> <p>Adam D. Krauss Meryl R. Lieberman TRAUB LIEBERMAN STRAUS &amp; SHREWSBERRY LLP 7 Skyline Drive Hawthorne, NY 10532 (914) 347-2600</p> <p>Counsel for Associated International Insurance Company.</p>	<p>COZEN O'CONNOR</p> <p><u>/s/ Jacob C. Cohn</u></p> <p>Jacob C. Cohn William P. Shelley 1900 Market Street Philadelphia, PA 19103 (215) 665-2000</p> <p>L. Barrett Boss 1627 I Street NW, Suite 1100 Washington, DC 20006 (202) 912-4818</p> <p>Counsel for Federal Insurance Company.</p>

<p>SMITH, STRATTON, WISE, HEHER &amp; BRENNAN, LLP</p> <p><u>/s/ Wendy L. Mager</u></p> <p>Wendy L. Mager 2 Research Way Princeton, NJ 08540 (609) 924-6000</p> <p>Richard W. Driscoll DRISCOLL &amp; SELTZER, PLLC 600 Cameron Street Alexandria, VA 22314 (703) 340-1625</p> <p>Counsel for Employers Mutual Casualty Company.</p>	<p>HOGAN &amp; HARTSON LLP</p> <p><u>/s/ Edward B. Parks</u></p> <p>William J. Bowman James P. Ruggeri Edward B. Parks II 555 13th Street NW Washington, DC 20004 (202) 637-6587</p> <p>Counsel for First State Insurance Company</p>
<p>TRESSLER, SODERSTROM, MALONEY &amp; PRIESS, LLP</p> <p><u>/s/ Barry T. Bassis</u></p> <p>Barry T. Bassis Tressler, Soderstrom, Maloney &amp; Priess, LLP 1 Penn Plaza, 47th Floor New York, NY 10119 (917) 338-5434</p> <p>Leslie P. Machado Nixon Peabody LLP 401 9th Street NW Suite 900 Washington, DC 20004-2128 (202) 585-8274</p> <p>Counsel for Fireman's Fund Insurance Company and National Surety Corporation.</p>	<p>WALKER WILCOX MATOUSEK LLP</p> <p><u>/s/ Fred L. Alvarez</u></p> <p>Fred L. Alvarez 225 West Washington Street, Suite 2400 Chicago, IL 60606 (312) 244-6700</p> <p>D. Stephenson Schwinn JORDAN, COYNE &amp; SAVITS, LLP 1100 Connecticut Avenue NW, Suite 600 Washington, DC 20036 (202) 496-2806</p> <p>Counsel for Mt. McKinley Insurance Company, formerly known as Gibraltar Casualty Company.</p>

<p><b>DEWEY &amp; LEBOEUF LLP</b></p> <p><u>/s/ David M. Ross</u>  David M. Ross  Elizabeth B. Sandza  1101 New York Avenue NW, Suite 1100  Washington, DC 20005  (202) 986-8000</p> <p>Counsel for Hudson Insurance Company.</p>	<p><b>KING &amp; SPALDING LLP</b></p> <p><u>/s/ Joseph W. Dorn</u>  Joseph W. Dorn  Martin M. McNerney  1700 Pennsylvania Avenue NW, Suite 200  Washington, DC 20006  (202) 626-5445</p> <p>Counsel for Pneumo Abex LLC.</p>
<p><b>LANDMAN CORSI BALLAINE &amp; FORD P.C.</b></p> <p><u>/s/ Louis G. Corsi</u>  Louis G. Corsi  William G. Ballaine  120 Broadway–27th Floor  New York, NY 10271  (212) 238-4800</p> <p>Counsel for TIG Insurance Company,  successor by merger to International  Insurance Company.</p>	<p><b>KELLER and HECKMAN, LLP</b></p> <p><u>/s/ Arthur S. Garrett III</u>  Arthur S. Garrett III  1001 G Street NW, Suite 500 West  Washington, DC 20001  (202) 434-4248</p> <p>Elaine A. Rocha  <b>RIKER DANZIG SCHERER HYLAND &amp; PERETTI, LLP</b>  One Speedwell Avenue  Morristown, NJ 07962  (973) 538-0800</p> <p>Counsel for Brittany Insurance Company,  Ltd., and Compagnie Europeenne  d'Assurances Industrielles, S.A.</p>

RIVKIN RADLER LLP

/s/ Michael A. Kotula

Michael A. Kotula  
926 RexCorp Plaza  
Uniondale, NY 11556  
(516) 357-3066

Counsel for Northern Assurance Company of  
America as successor in interest to certain  
insurance liabilities of Falcon Insurance  
Company.

**CERTIFICATE OF SERVICE**

I certify that on October 30, 2009, a true and correct copy of the foregoing Joint Status Report was filed electronically. Notice of this filing will be sent by operation of the Court's Electronic Case Filing System. Parties may access this filing through the Court's system.

/s/  
Daniel E. Chefitz

DB1/63852395.2