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New England Division
1000 Washington Street
Boston, MA 02118

July 10, 2012

Mark O'Brien
Environmental Risk Services Corporation
1600 Riviera Avenue
Suite 310
Walnut Creek, CA 94596

Re: Alleged Insured: City of Benicia
Alleged Policy: GLA 02455
Site: Former Benicia Arsenal, Benicia CA

Dear Mr. O'Brien:

As you are aware, Resolute Management Inc., New England Division administers certain claims on behalf of Atlanta International Insurance Company. This letter shall update our correspondence dated May 16, 2012. We continue to reserve all rights as set forth in our prior correspondence.

Please be advised that after a thorough search of available records, we have been unable to locate evidence of alleged policy GLA 02455. While your letter of May 1, 2012 indicated an alleged policy number and effective dates, no policy documentation was provided. If you are able to locate a copy of the policy or secondary evidence that might be of assistance in proving the existence of insurance, please forward such documentation to my attention. It is the burden of the party seeking the benefit of an insurance policy to prove both its existence, terms and conditions. Consequently, we can undertake no action on this claim until the existence of insurance is proven through satisfactory evidence.

If the City of Benicia believes the claim has been wrongfully denied or rejected, it may have the matter reviewed by the California Department of Insurance, located at the following address:

California Department of Insurance
Consumer Communications Bureau
300 S. Spring Street, South Tower
Los Angeles, CA 90013
(213) 897-8921 or (800) 927-HELP

If you have any questions or concerns, please feel free to contact me at (267)765-6255.

Very truly yours,



Theresa Carpenter