

LAWRENCE G. WASDEN  
Attorney General

MICHAEL K. NAETHE  
Deputy Attorney General  
Idaho Department of Insurance  
700 W. State Street  
P.O. Box 83720  
Boise, Idaho 83720-0043  
Telephone: (208) 334-4219  
Facsimile: (208) 334-4298  
Idaho State Bar #7190

**FILED**



**MAY 28 2008**

**Department of Insurance  
State of Idaho**

Attorneys for Department of Insurance

**BEFORE THE DIRECTOR OF THE DEPARTMENT OF INSURANCE**

**STATE OF IDAHO**

In the Matter of:	)	
	)	Docket No. 18-2453-08
	)	
OLD REPUBLIC NATIONAL TITLE	)	<b>STIPULATION AND ORDER</b>
INSURANCE COMPANY	)	
	)	
Certificate of Authority No. 1587	)	
_____	)	

**STIPULATION**

COMES NOW the Department of Insurance, State of Idaho (Department), by and through its counsel, Michael K. Naethe, Deputy Attorney General, and Old Republic National Title Insurance Company (OLD REPUBLIC), by and through its counsel Elise Reed, Vice President and General Counsel, and hereby stipulate and agree as follows:

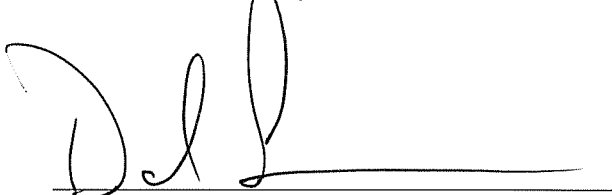
1. OLD REPUBLIC is duly authorized as a title insurer by the State of Idaho, holding certificate of authority number 1587 and is therefore subject to the

provisions of Title 41, Idaho Code, and to the Rules and Regulations of the Department of Insurance promulgated thereunder.

2. On or about October 22, 2007, OLD REPUBLIC'S appointed agent, Pioneer Title Company (Pioneer) quoted a rate to a potential insured that was below the rates then currently on file with the Director of the Idaho Department of Insurance (Director).
3. On or about October 24, 2007, Pioneer issued a title commitment to the potential insured reiterating rates below those currently on file with the Director.
4. On or about October 26, 2007, the Director received a new rate filing from OLD REPUBLIC. This date started the thirty (30) day window for public review and comment prior to rates being effective, pursuant to Idaho Code § 41-2707.
5. On or about November 26, 2007, the new rates filed by OLD REPUBLIC became filed and approved for use pursuant to Idaho Code §§ 41-2706 and 41-2707.
6. The Department contends that OLD REPUBLIC's actions were in violation of Idaho Code §§41-2706 and 41-2707.
7. OLD REPUBLIC agrees and hereby admits that quoting rates below those on file with the Director was improper and violated Idaho Code §§41-2706 and 41-2707.
8. OLD REPUBLIC agrees to pay an administrative penalty of ten thousand dollars (\$10,000).

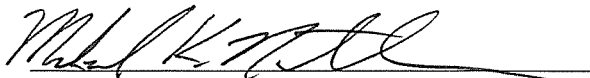
9. On or about April 4, 2008, OLD REPUBLIC indicated its willingness to agree in principle to the aforementioned terms.
10. The Department shall forego administrative action to impose additional penalties for any violations of Title 41, Idaho Code, and the Rules and Regulations of the Department of Insurance promulgated thereunder in relation to the aforementioned events.
11. The parties agree that the terms of this Stipulation are appropriate and proper under the circumstances referenced herein, and that they have entered into this Stipulation knowingly, voluntarily, and with full knowledge of any rights they may be waiving thereby. Additionally, the parties hereby waive the right to seek reconsideration and judicial review of the attached order.

DEPARTMENT OF INSURANCE  
STATE OF IDAHO



By: DALE FREEMAN  
Senior Financial Examiner


Dated this 28 day of ~~April~~<sup>MAY</sup> 2008.



By: MICHAEL K. NAETHE  
Deputy Attorney General

Dated this 28 day of ~~April~~<sup>May</sup> 2008.

OLD REPUBLIC NATIONAL TITLE INSURANCE COMPANY



Dated this 13<sup>th</sup> day of ~~April~~ <sup>May</sup> 2008.

By: ELISE REED

Vice President and ~~General~~ Counsel  
Regulatory

**ORDER**

IT APPEARING FROM THE FOREGOING THAT GOOD CAUSE EXISTS, IT IS HEREBY ORDERED that the foregoing Stipulation of the parties is adopted and accepted in full and made a part of this Order, effective as of the date executed by the Director.

DATED and EFFECTIVE this 28<sup>TH</sup> day of April 2008.



WILLIAM W. DEAL

Director

**CERTIFICATE OF SERVICE**

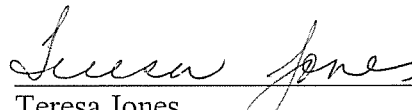
I HEREBY CERTIFY that I have on this 28<sup>th</sup> day of April 2008, caused a true and correct copy of the foregoing document to be served upon the following by the designated means:

Elise Reed  
Vice President and General Counsel  
Old Republic National Title Insurance  
Company  
400 2<sup>nd</sup> Avenue S  
Minneapolis, MN 55401

- first class mail
- certified mail
- hand delivery
- via facsimile

Michael K. Naethe  
Deputy Attorney General  
700 W. State Street, 3<sup>rd</sup> Floor  
P.O. Box 83720  
Boise, ID 83720 – 0043

- first class mail
- certified mail
- hand delivery
- via facsimile

  
\_\_\_\_\_  
Teresa Jones  
Assistant to the Director