FILED

# MAR 0 1 2013

Department of Insurance. State of Idaho

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

## STATE OF IDAHO

In the Matter of:

CORVESTA SERVICES INCORPORATED, Third Party Administrator License No. 378179,

Respondent.

Docket No. 18-2804-12

## ORDER SETTING ASIDE DEFAULT AND REINSTATING ADMINISTRATOR LICENSE

This matter having come before the Director of the Idaho Department of Insurance ("Director") on the Motion to Set Aside Default Order filed by CORVESTA SERVICES INCORPORATED ("Respondent") on February 22, 2013, and that certain Stipulation To Resolve Violation Of Idaho Insurance Code And Reinstate TPA License between Respondent and the Idaho Department of Insurance ("Department") dated as of February 27, 2013, by Respondent, and February 28, 2013, by the Department, and having reviewed the record on file herein; and that good cause appearing therefor,

NOW, THEREFORE, IT IS HEREBY ORDERED that the Stipulation to Resolve Violation of Idaho Insurance Code and Reinstate TPA License between the parties is hereby approved and adopted by the Director.

IT IS FURTHER ORDERED THAT the Order of Default Revoking Administrator License dated as of January 24, 2013 is hereby withdrawn and the Third Party Administrator License No. 378179 issued to Respondent is HEREBY REINSTATED, subject to the following terms and conditions:

- 1. CORVESTA SERVICES INCORPORATED shall within three (3) days of the entry of this Order pay to the Department the penalty in the amount of five thousand dollars (\$5,000.00).
- 2. Respondent shall file the 2011 annual report as required by Idaho Code § 41-914 within fifteen (15) days from the entry of the Order accepting this Stipulation.
- 3. Respondent will provide a detailed explanation to the Department of safeguards it has instituted to prevent a re-occurrence of the prior situation where communications from the Department were being mishandled and lost in the Company's mail delivery system. This explanation is to be filed along with the Annual Report filing required in paragraph 2. above
- 4. If Respondent fails to comply with the preceding, Respondent agrees that the Director may revoke Respondent's TPA license without further notice or hearing.

#### **IT IS SO ORDERED.**

DATED this day of March, 2013.

STATE OF IDAHO DEPARTMENT OF INSURANCE

William W. DEAL

Director

## **NOTICE REGARDING REPORTABLE PROCEEDINGS**

The foregoing is considered a reportable administrative proceeding. As such, it is a public record and is public information that may be disclosed to other states and reported to companies as to which the Respondent is actively appointed. This information will be reported to the National Association of Insurance Commissioners (NAIC) and will appear in the online searchable database of the Idaho Department of Insurance. The Respondent should be aware that this proceeding must be disclosed on any insurance license application and must be reported to any and all states in which the Respondent holds an insurance license.

#### **NOTIFICATION OF RIGHTS**

This Order constitutes a final order of the Director. Any party may file a motion for reconsideration of this final order within fourteen (14) days of the service date of this order. The Director will dispose of the petition for reconsideration within twenty-one (21) days of its receipt, or the petition will be considered denied by operation of law. *See*, Idaho Code § 67-5246(4).

Pursuant to Idaho Code §§ 67-5270 and 67-5272, any party aggrieved by this final order may appeal it by filing a petition for judicial review in the district court of the county in which: (1) the hearing was held; or (2) the final agency action was taken; or (3) the aggrieved party resides or operates its principal place of business in Idaho; or (4) the real property or personal property that was the subject of the agency decision is located. An appeal must be filed within twenty-eight (28) days of: (a) the service date of this final order; or (b) an order denying a petition for reconsideration; or (c) the failure within twenty-one (21) days to grant or deny a petition for reconsideration, whichever is later. *See*, Idaho Code § 67-5273. The filing of a petition for judicial review does not itself stay the effectiveness or enforcement of the order under appeal.

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### CERTIFICATE OF SERVICE

MARCH

I HEREBY CERTIFY that, on this  $\cancel{I}$  day of January, 2013, I caused a true and correct copy of the foregoing ORDER SETTING ASIDE DEFAULT AND REINSTATING ADMINISTRATOR LICENSE to be served upon the following by the designated means:

Corvesta Services Incorporated Attn: Lisa Ballard 4818 Starkey Road Roanoke, VA 24018-0612

X	first class mail
X	certified mail
	hand delivery
	via facsimile

Richard B. Burleigh Deputy Attorney General Idaho Department of Insurance 700 W. State Street P.O. Box 83720 Boise, Idaho 83720-0043 first class mail certified mail hand delivery via facsimile

Richard A. Riley Hawley Troxell Ennis & Hawley LLP 877 Main Street, Suite 1000 P.O. Box 1617 Boise, Idaho 83701-6000 ☐ first class mail
☐ certified mail
☐ hand delivery
☐ via facsimile

Jone, Teresa Jones