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ISB # 4377

FILED

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Department of Insurance State of Idaho

## BEFORE THE DIRECTOR OF THE DEPARTMENT OF INSURANCE

## STATE OF IDAHO

In the Matter of:	)	
	)	Docket No. 18-2392-07
EMPLOYERS REINSURANCE	)	
CORPORATION	)	ORDER GRANTING
	)	REQUEST FOR
Certificate of Authority No. 1399	)	BLOCK NON-RENEWAL
NAIC No. 39845	)	

The Director of the Department of Insurance ("Department") of the State of Idaho, having read and being fully apprised of the EMPLOYERS REINSURANCE CORPORATION ("Petitioner") request for permission to block non-renew its Insurance Agents and Brokers Professional Liability Insurance policies in Idaho; and

Petitioner, having made its request pursuant to Idaho Code § 41-1841 received by the Department on June 18, 2007, and good cause appearing therefor;

IT IS HEREBY ORDERED that the Petitioner is allowed, pursuant to Idaho Code § 41-1841, to effectuate a block non-renewal of its Insurance Agents and Brokers Professional Liability Insurance policies in Idaho (consisting of one (1) policy) beginning no sooner than one hundred twenty (120) days from its June 18, 2007 request, which is October 16, 2007. The Petitioner is to provide reasonable notice to policyholders affected by the non-renewals allowed by this order in accordance with the policy. This order is a final order and is effective immediately unless a party seeks reconsideration before the Director within fourteen (14) days per Idaho Code § 67-5246(5).

## NOTIFICATION OF RIGHTS

This is a final order of the agency. Any party may file a motion for reconsideration of this final order within fourteen (14) days of the service date of this order. The agency 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* Section 67-5246(4), Idaho Code.

Pursuant to Sections 67-5270 and 67-5272, Idaho Code, any party aggrieved by this final order or orders previously issued in this case may appeal this final order and all previously issued orders in this case to district court by filing a petition in the district court of the county in which:

- i. A hearing was held,
- ii. The final agency action was taken,
- iii. The party seeking review of the order resides, or operates its principal place of business in Idaho, or
- iv. The real property or personal property that was the subject of the agency action is located.

An appeal must be filed within twenty-eight (28) days (a) of the service date of this final order, (b) of an order denying petition for reconsideration, or (c) the failure within twenty-one (21) days to grant or deny a petition for reconsideration, whichever is later. *See* Section 67-5273, Idaho Code. The filing of an appeal to district court does not itself stay the effectiveness or enforcement of the order under appeal.

DATED and EFFECTIVE this day of July 2007.

Director

## **CERTIFICATE OF SERVICE**

I HEREBY CERTIFY that I have on this <u>940</u> d copy of the foregoing order to be served upon the follow	
Arthur R. Stirnaman, Counsel Employers Reinsurance Corporation 5200 Metcalf Overland Park, KS 66201	first class mail certified mail hand delivery via facsimile
Thomas A. Donovan Deputy Attorney General Idaho Department of Insurance 700 W. State Street, 3 <sup>rd</sup> Floor	☐ first class mail☐ certified mail☐ hand delivery☐ via facsimile

P.O. Box 83720

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Teresa Jones

Assistant to the Director