LAWRENCE G. WASDEN ATTORNEY GENERAL

THOMAS A. DONOVAN
Deputy Attorney General
Idaho Department of Insurance
700 West State Street
P.O. Box 83720
Boise, ID 83720-0043
Telephone: (208) 334-4210

Fax: (208) 334-4298

ISB No. 4377

Attorneys for the Department of Insurance



FILED

DEC 10 2008

Department of Insurance State of Idaho

BEFORE THE DIRECTOR OF THE DEPARTMENT OF INSURANCE STATE OF IDAHO

In the Matter of:) Dealest No. 19 2200 09
) Docket No. 18-2290-08
FREMONT LIFE INSURANCE)
COMPANY	ORDER OF REVOCATION
) OF CERTIFICATE
Certificate of Authority No. 578) OF AUTHORITY
NAIC No. 62154)
)

WHEREAS, FREMONT LIFE INSURANCE COMPANY ("FREMONT LIFE"), a California domiciled company, licensed for life and disability insurance in the state of Idaho, has been suspended by the Department of Insurance, State of Idaho by order dated March 25, 2008 pursuant to Idaho Code § 41-313(1), due to the company no longer met the requirements for capital and surplus; and

WHEREAS, FREMONT LIFE still fails to meet the minimum requirements for a certificate of authority set out in Idaho Code § 41-313(1); as of March 31, 2008, FREMONT LIFE reported Two Million Five Hundred Thousand Dollars (\$2,500,000) in common capital

stock and a negative surplus of Five Hundred Thirty-two Thousand Seven Hundred Eleven Dollars (-\$532,711) as reflected in its March 31, 2008 Quarterly Financial Statement.

WHEREAS, FREMONT LIFE was placed into conservation on June 5, 2008 by order of the Superior Court of California, County of Orange, Case No. 30-2008 00107334 based on findings by the California Insurance Commissioner that the company was in hazardous condition and failed to meet requirements to maintain a certificate of authority.

NOW, THEREFORE, IT IS HEREBY ORDERED, pursuant to the provisions of Idaho Code § 41-326(1)(b) and (d), that Certificate of Authority No. 578, issued to FREMONT LIFE be REVOKED effective immediately.

IT IS FURTHER ORDERED, pursuant to the provisions of Idaho Code § 41-330, that FREMONT LIFE, within four (4) days after notice of this revocation is received, notify, by any available means, every person authorized to write business by said insurance company in the state of Idaho, to immediately cease any further writing of such business.

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 this final order, (b) of an order denying any 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 10¹¹⁴ day of December 2008.

WILLIAM W. DEAL

Director

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that I have on this <u>fork</u>day of December 2008, caused a true and correct copy of the foregoing order to be served upon the following by the designated means:

Fremont Life Insurance Company Robert Carter Pfeil 3070 Bristol St., Suite 600 Costa Mesa, CA 92626-3070	
Steve Poizner California Insurance Commissioner 300 Capitol Mall, Suite 1700 Sacramento, CA 95814	
Candie Kinch Idaho Life and Health Guaranty Association 4700 N. Cloverdale Rd., Ste 204 Boise, ID 83713-1068 ckinch@idlifega.org	first class mail certified mail hand delivery via facsimile email
Thomas A. Donovan Deputy Attorney General Idaho Department of Insurance PO Box 83720 Boise, ID 83720-0043	☐ first class mail☐ certified mail☐ hand delivery☐ via facsimile

Teresa Jones

Assistant to the Director