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ISB No. 4377

FILED 

MAY 18 2010

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:

CONSECO HEALTH INSURANCE  
COMPANY,

Certificate of Authority No. 1186  
NAIC ID No. 78174

Docket No. 18-2618-10

**ORDER GRANTING WITHDRAWAL  
FROM MEDICARE SUPPLEMENT  
MARKET**

WHEREAS, CONSECO HEALTH INSURANCE COMPANY ("CONSECO") notified the Idaho Department of Insurance ("Department") by letter dated April 30, 2010, that CONSECO intends to discontinue marketing Medicare Supplement policies, form number IMP-1500, Plans A thru G, in Idaho after May 31, 2010; and

WHEREAS, CONSECO has represented to the Department that it will renew and service all its existing in-force Medicare Supplement contracts in Idaho, which, as of the date of CONSECO's letter, was represented to be 63;

NOW, THEREFORE, IT IS HEREBY ORDERED that, pursuant to IDAPA 18.01.54.030.04.a, CONSECO is permitted to withdraw from the Medicare Supplement market in Idaho effective June 1, 2010.

IT IS HEREBY FURTHER ORDERED that CONSECO shall not file a new policy form or certificate form of the same type for the same standard Medicare supplement benefit plan as the discontinued form or offer such products in Idaho prior to April 30, 2015, pursuant to IDAPA 18.01.54.030.04.b.

### **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 of (a) the service date of this final order, (b) 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 17<sup>th</sup> day of May 2010.

  
WILLIAM W. DEAL, Director  
Idaho Department of Insurance

**CERTIFICATE OF SERVICE**

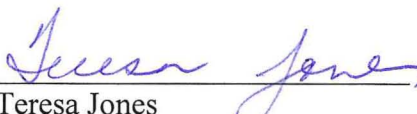
I HEREBY CERTIFY that I have on this 18<sup>th</sup> day of May 2010, caused a true and correct copy of the foregoing order to be served upon the following by the designated means:

Conseco Health Insurance Company  
ATTN: Beth Blackwell  
11825 N. Pennsylvania Street  
Carmel, IN 46032

☒ 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  
P.O. Box 83720  
Boise, ID 83720-0043

☐ first class mail  
☐ certified mail  
☒ hand delivery  
☐ via facsimile

  
Teresa Jones  
Assistant to the Director