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**FILED**  
**DEC 20 2012**  
Department of Insurance  
State of Idaho

**BEFORE THE DIRECTOR OF THE DEPARTMENT OF INSURANCE  
OF THE STATE OF IDAHO**

In the Matter of:

AMERICAN MOTORISTS INSURANCE  
COMPANY

Certificate of Authority No. 226  
NAIC ID No. 22918

Docket No. 18-2835-12

**ORDER SUSPENDING  
CERTIFICATE OF AUTHORITY**

WHEREAS, AMERICAN MOTORISTS INSURANCE COMPANY (AMERICAN MOTORISTS), an Illinois-domiciled insurer, is licensed to transact property insurance; casualty insurance, including workers' compensation; disability insurance, excluding managed care; marine and transportation insurance; and surety insurance in the state of Idaho under Certificate of Authority No. 226;

WHEREAS, AMERICAN MOTORISTS was placed into rehabilitation on August 16, 2012, by order of the Circuit Court of Cook County, Illinois, County Department, Chancery Division, in Case No. 12CH24227, based on the petition of the Director of Insurance for the

State of Illinois;

NOW, THEREFORE, IT IS HEREBY ORDERED, pursuant to Idaho Code § 41-327(3), that Certificate of Authority No. 226 issued to AMERICAN MOTORISTS be SUSPENDED, effective immediately, for a period of one (1) year from the date of this order. The Director may terminate the suspension sooner if the cause for said suspension is terminated and AMERICAN MOTORISTS is otherwise in compliance with title 41, Idaho Code.

IT IS FURTHER ORDERED that AMERICAN MOTORISTS shall comply with the requirements of Idaho Code § 41-329, including § 41-329(2), which states: "During the suspension period the insurer shall not solicit or write any new business in this state, but shall file its annual statement, pay fees, licenses, and taxes as required under this code, and may service its business already in force in this state, as if the certificate of authority had continued in force."

IT IS FURTHER ORDERED, pursuant to Idaho Code § 41-330(1), that, within four (4) days after notice of this suspension is provided, AMERICAN MOTORISTS shall notify, by any available means, every person authorized to write business in the state of Idaho by said insurance company, to immediately cease to write any further insurance business for AMERICAN MOTORISTS in Idaho.

IT IS FURTHER ORDERED that AMERICAN MOTORISTS shall promptly return Certificate of Authority No. 226 to the Idaho Department of Insurance, as required by Idaho Code § 41-323(2).

#### **NOTIFICATION OF RIGHTS**

This is 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 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* Idaho Code § 67-5246(4).

Pursuant to Idaho Code §§ 67-5270 and 67-5272, 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* Idaho Code § 67-5273. The filing of an appeal to district court does not itself stay the effectiveness or enforcement of the order under appeal.

DATED this 20<sup>th</sup> day of December, 2012.

STATE OF IDAHO  
DEPARTMENT OF INSURANCE

  
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WILLIAM W. DEAL  
Director

## CERTIFICATE OF SERVICE

I HEREBY CERTIFY that, on this 20th day of December, 2012, I caused a true and correct copy of the foregoing ORDER SUSPENDING CERTIFICATE OF AUTHORITY to be served upon the following by the designated means:

American Motorists Insurance Company  
1 Corporate Drive, Suite 200  
Lake Zurich, IL 60047-8945

☒ first class mail  
☒ certified mail  
☐ hand delivery

Illinois Department of Insurance  
Andrew Boron, Director  
320 W. Washington  
Springfield, IL 62767

☒ first class mail  
☐ certified mail  
☐ hand delivery

Idaho Life and Health Guaranty Association  
Attn: Candie Kinch  
[ckinch@idlifeega.org](mailto:ckinch@idlifeega.org)

☐ first class mail  
☐ certified mail  
☒ email

Idaho State Treasurer's Office  
Attn: Angela Bonaminio  
[angela.bonaminio@sto.idaho.gov](mailto:angela.bonaminio@sto.idaho.gov)

☐ first class mail  
☐ certified mail  
☒ email

Idaho Industrial Commission  
Attn: Therese Ryan  
[therese.ryan@iic.idaho.gov](mailto:therese.ryan@iic.idaho.gov)

☐ first class mail  
☐ certified mail  
☒ email

National Council on Compensation Insurance  
Attn: Michelle Smith  
[Michelle\\_Smith@ncci.com](mailto:Michelle_Smith@ncci.com)


☐ first class mail  
☐ certified mail  
☒ email

Idaho Guaranty Association  
Attn: Dave Edwards  
Western Guaranty Fund Services  
[dedwards@wgfs.org](mailto:dedwards@wgfs.org)

☐ first class mail  
☐ certified mail  
☒ email

A. René Martin  
Deputy Attorney General  
Idaho Department of Insurance  
P.O. Box 83720  
Boise, ID 83720-0043

☐ first class mail  
☐ certified mail  
☒ hand delivery

  
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Teresa Jones  
Assistant to the Director