

**FILED**  
**AUG 26 2020** *AM*  
Department of Insurance  
State of Idaho

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

**STATE OF IDAHO**

In the Matter of:

GATEWAY INSURANCE COMPANY

Certificate of Authority No. 2989

NAIC No. 28339

Docket No. 18-3809-20

**ORDER SUSPENDING  
CERTIFICATE OF AUTHORITY**

GATEWAY INSURANCE COMPANY ("GATEWAY") is an Illinois-domiciled insurer licensed to transact property, marine and transportation, and casualty insurance, excluding workers' compensation, in the state of Idaho under Idaho Certificate of Authority No. 2989.

On June 10, 2020, GATEWAY was placed under an Agreed Order of Liquidation with a Finding of Insolvency by the Circuit Court of Cook County, Illinois, County Department, Chancery Division, in Case No. 19 CH 7852, based upon the petition of the Illinois Insurance Director and the consent of the sole shareholder of GATEWAY.

Idaho Code § 41-327(3) provides that the Director may, without advance notice or hearing, "immediately suspend the certificate of authority of any insurer as to which proceedings for receivership, conservatorship, rehabilitation, or other delinquency proceedings, have been commenced in any state by the public insurance supervisory official of such state."

The Director, having reviewed the foregoing and the requirements of Idaho Code § 41-327(3), and good cause appearing therefor,

The Director hereby finds that GATEWAY is subject to delinquency proceedings within the meaning of Idaho Code § 41-327(3).

NOW, THEREFORE, IT IS HEREBY ORDERED, pursuant to Idaho Code § 41-327(3), that Certificate of Authority No. 2989 issued to GATEWAY is 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 corrected and GATEWAY is otherwise in compliance with title 41, Idaho Code.

IT IS FURTHER ORDERED that GATEWAY 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, GATEWAY 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 GATEWAY in Idaho.

IT IS FURTHER ORDERED that GATEWAY shall promptly return Certificate of Authority No. 2989 to the Idaho Department of Insurance, as required by Idaho Code § 41-323(2).

DATED this 25<sup>th</sup> day of August, 2020.

STATE OF IDAHO  
DEPARTMENT OF INSURANCE

  
DEAN L. CAMERON  
Director

## 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 motion for reconsideration within twenty-one (21) days of its receipt, or the motion will be considered denied by operation of law. See Idaho Code § 67-5246(4).

Any such motion for reconsideration shall be served on the Director of the Idaho Department of Insurance, addressed as follows:

Dean L. Cameron, Director  
Idaho Department of Insurance  
700 W. State Street, 3<sup>rd</sup> Floor  
P.O. Box 83720  
Boise, ID 83720-0043

Pursuant to Idaho Code §§ 67-5270 and 67-5272, any party aggrieved by this final order or orders previously issued in this case may file a petition for judicial review 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.

A petition for judicial review must be filed within twenty-eight (28) days of: (a) the service date of this final order, (b) the service of an order denying motion for reconsideration, or (c) the failure within twenty-one (21) days to grant or deny a motion 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. Idaho Code § 67-5274.

## CERTIFICATE OF SERVICE

I HEREBY CERTIFY that on this 26<sup>th</sup> day of August, 2020, 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:

Gateway Insurance Company  
953 American Lane, Fl. 3  
Schaumburg, IL 60173-4983

- ☒ first class mail
- ☐ certified mail
- ☐ hand delivery
- ☐ facsimile
- ☐ email

Illinois Department of Insurance  
Robert H. Muriel, Director  
320 W. Washington Street, 4<sup>th</sup> Floor  
Springfield, IL 62767-0001

- ☒ first class mail
- ☐ certified mail
- ☐ hand delivery
- ☐ facsimile
- ☐ email

Daniel A. Guberman  
Office of the Special Deputy Receiver  
222 Merchandise Mart Plaza, Suite 960  
Chicago, IL 60654  
[dguberman@osdchi.com](mailto:dguberman@osdchi.com)

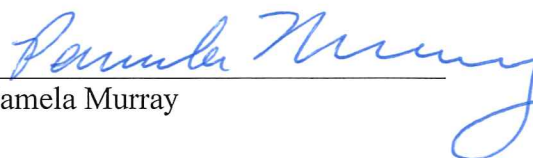
- ☐ first class mail
- ☐ certified mail
- ☐ hand delivery
- ☐ facsimile
- ☒ email

Idaho Guaranty Association  
Western Guaranty Fund Services  
Attn: Chad Anderson, President  
[canderson@wgfs.org](mailto:canderson@wgfs.org)

- ☐ first class mail
- ☐ certified mail
- ☐ hand delivery
- ☐ facsimile
- ☒ email

Edith L. Pacillo  
Lead Deputy Attorney General  
Idaho Department of Insurance  
P.O. Box 83720  
Boise, ID 83720-0043

- ☐ first class mail
- ☐ certified mail
- ☒ hand delivery
- ☐ facsimile
- ☐ email

  
Pamela Murray