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FILED 

APR 08 2008

Department of Insurance  
State of Idaho

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

**STATE OF IDAHO**

In the Matter of: )  
 )  
REPUBLIC AMERICAN LIFE )  
INSURANCE COMPANY )  
 )  
Certificate of Authority No. 1047 )  
NAIC No. 81132 )  
\_\_\_\_\_ )

Docket No. 18-2454-08

**ORDER OF SUSPENSION  
OF CERTIFICATE OF  
AUTHORITY**

WHEREAS, REPUBLIC AMERICAN LIFE INSURANCE COMPANY (“REPUBLIC”), a Texas domiciled company, licensed for life and disability in the state of Idaho, is required to have capital of One Million Dollars (\$1,000,000) and surplus of One Million Dollars (\$1,000,000) pursuant to Idaho Code § 41-313; and as of December 31, 2007, REPUBLIC reported a negative surplus of Three Hundred Eight Thousand One Hundred Fifty-two Dollars (-\$308,152), as reflected in its 2007 Annual Statement, and therefore no longer meets the requirements for maintaining surplus set forth at Idaho Code § 41-313, and therefore does not meet the requirements for a certificate of authority in the state of Idaho;

NOW, THEREFORE, IT IS HEREBY ORDERED, pursuant to the provisions of Idaho Code § 41-326(1)(b), that Certificate of Authority No. 1047, issued to REPUBLIC be SUSPENDED effective immediately, and that REPUBLIC comply with each of 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 full force”, and that pursuant to this section, said suspension be continued 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 REPUBLIC is otherwise in compliance with the provisions of Title 41, Idaho Code.

IT IS FURTHER ORDERED, pursuant to the provisions of Idaho Code § 41-330, that REPUBLIC, within four (4) days after notice of this suspension 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.

IT IS FURTHER ORDERED, that REPUBLIC promptly return Certificate of Authority No. 1047 to the Idaho Department of Insurance, as required by Idaho Code § 41-323.

#### **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 this 8<sup>TH</sup> day of April 2008.

  
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WILLIAM W. DEAL  
Director

**CERTIFICATE OF SERVICE**

I HEREBY CERTIFY that I have on this 8<sup>th</sup> day of April 2008, caused a true and correct copy of the foregoing document, to be served upon the following by the designated means:

Republic America Life Insurance Company  
Joseph Stephen Meziere  
8200 Brookriver Dr., Suite 600N  
Dallas, TX 75247-4038

- first class mail
- certified mail
- hand delivery
- via facsimile

Texas Department of Insurance  
Danny Saenz – Associate Commissioner  
333 Guadalupe  
Austin, TX 78701

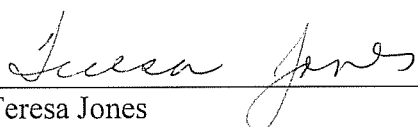
- first class mail
- certified mail
- hand delivery
- via facsimile

Candie Kinch  
Idaho Life & Health Guaranty Association  
4700 N. Cloverdale Rd., Ste 204  
Boise, ID 83713-1068  
[ckinch@idlifega.org](mailto:ckinch@idlifega.org)

- first class mail
- certified mail
- hand delivery
- via email

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

- first class mail
- certified mail
- hand delivery
- via facsimile

  
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Teresa Jones  
Assistant to the Director