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**FILED**

**JAN 05 2009**

**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:	)	
	)	Docket No. 18-2191-09
UNITED BENEFIT LIFE INSURANCE	)	
COMPANY	)	<b>ORDER OF CONTINUATION</b>
	)	<b>OF SUSPENSION OF</b>
Certificate of Authority No. 1611	)	<b>CERTIFICATE OF AUTHORITY</b>
NAIC No. 65269	)	
	)	
	)	
	)	

WHEREAS, the Certificate of Authority issued to UNITED BENEFIT LIFE INSURANCE COMPANY ("UNITED BENEFIT"), a company domiciled in the state of Ohio licensed for life and disability insurance in the state of Idaho, has been suspended by the Department of Insurance, state of Idaho by orders dated January 13, 2003, November 29, 2004, October 19, 2005, November 27, 2006 and January 24, 2008 pursuant to Idaho Code § 41-326(1)(b) due to the failure of the company to meet the capital and surplus requirements of Idaho Code § 41-313(1); and

WHEREAS, in review of the company's financial statements dated September 30, 2008 UNITED BENEFIT had additional surplus of Six Hundred Eighteen Thousand Three Hundred Eighty-five Dollars (\$618,385) and thus given the One Million Dollar (\$1,000,000) requirement it has a surplus deficiency/impairment of Three Hundred Eighty-one Thousand Six Hundred Fifteen Dollars (\$381,615) and continues to fail to meet the additional surplus requirement set forth at Idaho Code § 41-313(1);

NOW, THEREFORE, IT IS HEREBY ORDERED, pursuant to the provisions of Idaho Code § 41-326(1)(b), that Certificate of Authority No. 1611, issued to UNITED BENEFIT LIFE INSURANCE COMPANY, be CONTINUED in SUSPENSION effective immediately, and that UNITED BENEFIT 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 continuation of suspension be continued for a period of one (1) year from the date of this order. The Director may terminate the continuation of suspension sooner if the cause for said continuation of suspension is terminated and UNITED BENEFIT is otherwise in compliance with the provisions of Title 41, Idaho Code.

IT IS FURTHER ORDERED, that within 60 days of the date of this order UNITED BENEFIT file with the Director a complete listing of its policies owned by or issued to residents of the State of Idaho. Such list shall include the name and address of each policyholder and insured, policy type, face amount, and cash surrender value of the policy, as applicable.

## 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 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 (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 5<sup>th</sup> day of January 2009.

  
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WILLIAM W. DEAL  
Director

**CERTIFICATE OF SERVICE**

I HEREBY CERTIFY that I have on this 5<sup>th</sup> day of January 2009, caused a true and correct copy of the foregoing ORDER OF CONTINUATION OF SUSPENSION OF CERTIFICATE OF AUTHORITY to be served upon the following by the designated means:

United Benefit Life Insurance Co.  
Jesse Navarrete  
11200 Lakeline Blvd.  
Austin, TX 78717-5964

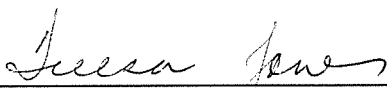
- first class mail
- certified mail
- hand delivery
- via facsimile

Candie Kinch  
Idaho Life & Health Guaranty Assn.  
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  
700 W. State St., 3<sup>rd</sup> Floor  
Boise, ID 83720-0043

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

  
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Teresa Jones  
Assistant to the Director