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FILED *aj*

FEB 24 2009

**Department of Insurance
State of Idaho**

BEFORE THE DIRECTOR OF THE DEPARTMENT OF INSURANCE

STATE OF IDAHO

In the Matter of:)	
)	Docket No. 18-2526-09
AMERICAN FAMILY MUTUAL)	
INSURANCE COMPANY)	ORDER GRANTING
)	WITHDRAWAL
Certificate of Authority No. 3301)	FROM MEDICARE
NAIC No. 19275)	SUPPLEMENT MARKET
_____)	

WHEREAS, AMERICAN FAMILY MUTUAL INSURANCE COMPANY (“AMERICAN FAMILY”) notified the Department by letter dated February 12, 2009 that AMERICAN FAMILY intends to discontinue marketing its Medicare Supplement policies; Plan A, Plan C, Plan F, Plan K and Plan L in Idaho; and

WHEREAS, AMERICAN FAMILY has represented to the Department that it will renew and therefore service all existing in-force Medicare Supplement contracts;

NOW, THEREFORE, IT IS HEREBY ORDERED that pursuant to IDAPA 18.01.54.017.02.a AMERICAN FAMILY is permitted to withdraw from the Individual Medicare Supplement market in Idaho effective March 14, 2009.

IT IS HEREBY FURTHER ORDERED that AMERICAN FAMILY shall not file a Medicare Supplement plan or offer such products in Idaho prior to February 12, 2014 pursuant to IDAPA 18.01.54.017.02.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 (a) of the service date of this final order, (b) of 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 this 14th day of February 2009.



WILLIAM W. DEAL
Director

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that I have on this 14th day of February 2009, caused a true and correct copy of the foregoing order to be served upon the following by the designated means:

American Family Mutual Insurance Company
Attn: Rose Hoffman
6000 American Pkwy.
Madison, WI 53783

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

Thomas A. Donovan
Deputy Attorney General
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P.O. Box 83720
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- first class mail
- certified mail
- hand delivery
- via facsimile



TERESA JONES
Assistant to the Director