

FILED  
OCT 18 2021  
Department of Insurance  
State of Idaho

BEFORE THE DIRECTOR OF THE DEPARTMENT OF INSURANCE

STATE OF IDAHO

In the Matter of:

WESTPORT INSURANCE  
CORPORATION

Certificate of Authority No. 1399  
NAIC ID No. 39845

Docket No. 18-3979-21

**AMENDED ORDER  
AUTHORIZING BLOCK  
NONRENEWAL**

On or about September 14, 2021, the Idaho Department of Insurance (“Department”) received notice from Swiss Re Corporate Solutions (“Swiss Re”), the parent of Westport Insurance Corporation (“Westport”), of Westport’s intent to discontinue offering and to block nonrenew certain insurance policies delivered or issued for delivery in Idaho. Swiss Re represented that the nonrenewal would affect the following lines of business and number of Idaho policies:

Agents Primary Errors & Omissions	21
Accident and Health (Stop Loss)	6
Commercial Lines Program <sup>1</sup>	12
Commercial Property	1
Surety Contract Bonds	2

<sup>1</sup> Policies placed by managing general agents and including: fire, allied lines, ocean marine, inland marine, other liability, commercial auto liability, and commercial auto physical damage.

Swiss Re further represented that affected policies will be nonrenewed at their natural expiration date.

The Director of the Department ("Director"), having reviewed the foregoing and Idaho Code § 41-1841(1), and acting pursuant to Idaho Code § 41-210(2), finds that the proposed nonrenewals are subject to the 120-day notice requirement to the Director, as set forth in Idaho Code § 41-1841(1). Based on these findings, and good cause appearing,

NOW, THEREFORE, IT IS ORDERED that Westport is authorized, pursuant to Idaho Code § 41-1841, to effectuate a block nonrenewal of its Agents Primary Errors & Omissions, Accident and Health (Stop Loss), Commercial Lines Program, Commercial Property, and Surety Contract Bond policies, delivered or issued for delivery in Idaho, at the policies' natural expiration date beginning no sooner than January 12, 2022, which is 120 days from Swiss Re's notice to the Director. Westport shall provide advance notice to policyholders affected by the nonrenewals authorized by this order in accordance with Idaho law and with the notice provisions included in Westport's applicable insurance policies.

IT IS FURTHER ORDERED that the prior order entered in this matter on October 7, 2021, is replaced by this order to correct a clerical error in the NAIC ID number for Westport in the case caption.

This Order is a final order of the Director and is effective immediately.

DATED this 12<sup>th</sup> day of October, 2021.

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 14 days of the service date of this order. The agency will dispose of the motion for reconsideration within 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 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 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 18<sup>th</sup> day of October, 2021, I caused a true and correct copy of the foregoing *AMENDED ORDER AUTHORIZING BLOCK NONRENEWAL* to be served upon the following by the designated means:

Westport Insurance Corporation  
1200 Main Street, Ste. 800  
Kansas City, MO 64105  
krystle\_dunn@swissre.com

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

Karl T. Klein  
Lead Deputy Attorney General  
Idaho Department of Insurance  
700 W. State Street, 3<sup>rd</sup> Floor  
P.O. Box 83720  
Boise, ID 83720-0043

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

  
Pamela Murray