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Department of Insurance  
State of Idaho

*Attorneys for the Department of Insurance*

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

**STATE OF IDAHO**

In the Matter of:

LUMBERMEN'S UNDERWRITING  
ALLIANCE,

Certificate of Authority No. 559  
NAIC No. 23108

Docket No. 18-3037-15

**ORDER SUSPENDING CERTIFICATE  
OF AUTHORITY**

LUMBERMEN'S UNDERWRITING ALLIANCE (LUMBERMEN'S) is a Missouri-domiciled insurer licensed to transact casualty insurance, including workers' compensation; marine and transportation insurance; property insurance; and surety insurance in the state of Idaho under Idaho Certificate of Authority No. 559.

As of December 31, 2014, LUMBERMEN'S reported total surplus of negative twenty-two million five hundred two thousand seven hundred fifty-one dollars (-\$22,502,751), as reflected in its statutory financial statement of that date.

The Director, having reviewed the foregoing and the requirements of Idaho Code §§ 41-313(1) and 41-326(1)(b), and good cause appearing therefor,

THE DIRECTOR HEREBY FINDS that LUMBERMEN'S does not meet the requirements for maintaining surplus set forth at Idaho Code § 41-313(1), and thus does not meet the requirements for holding a certificate of authority in the state of Idaho.

NOW, THEREFORE, IT IS HEREBY ORDERED, pursuant to Idaho Code § 41-326(1)(b), that Certificate of Authority No. 559 issued to LUMBERMEN'S 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 LUMBERMEN'S is otherwise in compliance with title 41, Idaho Code.

IT IS FURTHER ORDERED that LUMBERMEN'S 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, LUMBERMEN'S 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 LUMBERMEN'S in Idaho.

IT IS FURTHER ORDERED that LUMBERMEN'S shall promptly return Certificate of Authority No. 559 to the Idaho Department of Insurance, as required by Idaho Code § 41-323(2).

DATED this 21<sup>st</sup> day of April, 2015.

STATE OF IDAHO  
DEPARTMENT OF INSURANCE



THOMAS A. DONOVAN, Acting Director

## NOTIFICATION OF RIGHTS

This is a final order of the Director. 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 Idaho Code § 67-5246(4).*

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 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 of (a) the service date of this final order, (b) 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 Idaho Code § 67-5273.* The filing of an appeal to district court does not itself stay the effectiveness or enforcement of the order under appeal.

**CERTIFICATE OF SERVICE**

I HEREBY CERTIFY that, on this 21<sup>st</sup> day of April, 2015, 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:

Lumbermen's Underwriting Alliance  
1905 N.W. Corporate Blvd.  
Boca Raton, FL 33431-7303

first class mail  
 certified mail  
 hand delivery

Lumbermen's Underwriting Alliance  
520 NE Colbern Road, Suite B  
Lee's Summit, MO 64086-4711

first class mail  
 certified mail  
 hand delivery

Missouri Department of Insurance  
John M. Huff, Director  
P.O. Box 690  
Jefferson City, MO 65102-0690

first class mail  
 certified mail  
 hand delivery

Idaho Guaranty Association  
Western Guaranty Fund Services  
Attn: Dave Edwards  
[dedwards@wgfs.org](mailto:dedwards@wgfs.org)

first class mail  
 certified mail  
 via email

Idaho Industrial Commission  
Attn: Shelly Tudela, Financial Specialist  
[Shelly.Tudela@iic.idaho.gov](mailto:Shelly.Tudela@iic.idaho.gov)

first class mail  
 certified mail  
 via email

Idaho State Treasurer's Office  
Attn: Angela Bonaminio  
[angela.bonaminio@sto.idaho.gov](mailto:angela.bonaminio@sto.idaho.gov)

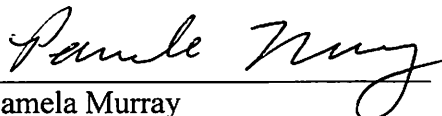
first class mail  
 certified mail  
 via email

National Council on Compensation Insurance  
Attn: Michelle Smith  
[michelle\\_smith@NCCI.com](mailto:michelle_smith@NCCI.com)

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 via email

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Pamela Murray