

LAWRENCE G. WASDEN  
Attorney General

JUDY L. GEIER – ISB No. 6559  
Deputy Attorney General  
Idaho Department of Insurance  
700 W. State Street, 3<sup>rd</sup> Floor  
P.O. Box 83720  
Boise, Idaho 83720-0043  
Telephone: (208) 334-4204  
Facsimile: (208) 334-4298  
[judy.geier@doi.idaho.gov](mailto:judy.geier@doi.idaho.gov)

**FILED** *PM*  
**FEB 24 2017**  
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. 18-3037-17

**ORDER REVOKING CERTIFICATE  
OF AUTHORITY**

Idaho Certificate of Authority No. 559 issued to LUMBERMEN'S UNDERWRITING ALLIANCE (LUMBERMEN'S), 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 said certificate of authority, was suspended by the Director of the Idaho Department of Insurance (Director) by orders dated April 21, 2015, and March 24, 2016.

As of March 31, 2015, LUMBERMEN'S reported total surplus of negative forty-one million eight hundred eighty-four thousand one hundred sixty-five dollars (-\$41,884,165), as reflected in its last-filed statutory financial statement of that date.

On May 23, 2016, LUMBERMEN'S was found to be insolvent and was placed into liquidation by order of the Circuit Court of Cole County, Missouri, based on the petition of the Director of the Missouri Department of Insurance, Financial Institutions and Professional Registration.

Idaho Code § 41-326 provides at subsection (1)(b) that the Director shall refuse to continue or shall suspend or revoke a foreign insurer's Idaho certificate of authority if the insurer "no longer meets the requirements for the authority, on account of deficiency of assets or otherwise." It further provides, at subsection (2), that, in cases of insolvency, the Director may take such action without first holding a hearing.

The Director, having reviewed the foregoing and the requirements of Idaho Code § 41-326, and finding that LUMBERMEN'S is insolvent, and good cause appearing therefor,

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 REVOKED effective immediately.

IT IS FURTHER ORDERED, pursuant to Idaho Code § 41-330(1), that, within four (4) days after notice of this revocation 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.

DATED this 23 day of February, 2017.

STATE OF IDAHO  
DEPARTMENT OF INSURANCE



DEAN L. CAMERON  
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 24<sup>th</sup> day of February, 2017, I caused a true and correct copy of the foregoing ORDER REVOKING 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

Missouri Department of Insurance  
John F. Rehagen, Acting 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: Chad Anderson  
[canderson@wgfs.org](mailto:canderson@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@NCCL.com](mailto:michelle_smith@NCCL.com)

- first class mail
- certified mail
- via email

Judy L. Geier  
Deputy Attorney General  
Idaho Department of Insurance  
P.O. Box 83720  
Boise, ID 83720-0043

- first class mail
- certified mail
- hand delivery

  
Pamela Murray