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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:

GUARANTEE INSURANCE COMPANY,

Certificate of Authority No. 1238
NAIC No. 11398

Docket No. 18-3357-17

**ORDER SUSPENDING CERTIFICATE
OF AUTHORITY**

GUARANTEE INSURANCE COMPANY (“GUARANTEE”) is a Florida-domiciled insurer licensed to transact workers’ compensation insurance in the state of Idaho under Idaho Certificate of Authority No. 648.

On August 18, 2017, GUARANTEE was placed under administrative supervision pursuant to a Consent Order for Administrative Supervision entered by the Commissioner of the Office of Insurance Regulation for the state of Florida, in Case No. 208236-17-CO. Such order reflects the Florida Commissioner’s determination that supervision was necessary for the purpose of protecting the assets of GUARANTEE and protecting the interests of its insureds.

The Director having reviewed the foregoing and the requirements of Idaho Code § 41-327, and good cause appearing therefor, the Director hereby finds that GUARANTEE is subject

to delinquency proceedings within the meaning of Idaho Code § 41-327(3).

NOW, THEREFORE, IT IS HEREBY ORDERED, pursuant to Idaho Code § 41-327(3), that Certificate of Authority No. 1238 issued to GUARANTEE 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 GUARANTEE is otherwise in compliance with title 41, Idaho Code.

IT IS FURTHER ORDERED that GUARANTEE 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, GUARANTEE 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 GUARANTEE in Idaho.

IT IS FURTHER ORDERED that GUARANTEE shall promptly return Certificate of Authority No. 1238 to the Idaho Department of Insurance, as required by Idaho Code § 41-323(2).

DATED this 8 day of September, 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 3th day of September, 2017, 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:

Guarantee Insurance Company
401 E. Las Olas Blvd., Ste. 1540
Fort Lauderdale, FL 33301-2247

- first class mail
- certified mail
- hand delivery

Florida Office of Insurance Regulation
David Altmaier, Commissioner
J. Edwin Larson Building
200 East Gaines Street, Rm 101A
Tallahassee, FL 32399-0305

- first class mail
- certified mail
- hand delivery

Idaho Guaranty Association
Western Guaranty Fund Services
Attn: Chad Anderson, President
canderson@wgfs.org

- first class mail
- certified mail
- via email

National Council on Compensation Insurance
Attn: Michelle Smith
Michelle_Smith@NCCI.com

- first class mail
- certified mail
- via email

Idaho State Treasurer's Office
Attn: Angela Bonaminio
Angela.Bonaminio@sto.idaho.gov

- first class mail
- certified mail
- via email

Idaho Industrial Commission
Attn: Therese Ryan, Financial Specialist
Therese.Ryan@iic.idaho.gov

- 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