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STATE OF ARIZONA
DEPARTMENT OF INSURANCE

MAR 3 1997 DEPT. OF INSURANCE

In the matter of:)	Docket No. 97A-036
ROCHDALE INSURANCE COMPANY)	SUSPENSION ORDER
NAIC No. 12491)	
Respondent	í	

Upon information obtained by the Assistant Director of Corporate and Financial Affairs Division of the Arizona Department of Insurance, the Director of Insurance makes the following findings of fact and conclusions of law and issues the following order:

- 1. Rochdale Insurance Company (Respondent) is domiciled in New York and presently holds a certificate of authority issued by the Arizona Department of Insurance to transact property and casualty insurance business.
- 2. As of December 31, 1996, Respondent's liabilities and required reserves together with its total issued and outstanding capital stock exceed its assets by \$795,756. Respondent is therefore "insolvent" within the meaning of A.R.S. §20-611(6).
- 3. Pursuant to A.R.S. §20-210, Respondent is required to maintain surplus in the amount of \$250,000. Therefore, Respondent's total statutory impairment is \$1,045,756.
- 4. Respondent no longer meets the requirements of the authority originally granted, on account of deficiency in assets, within the meaning of A.R.S. §20-219(2).
- 5. Respondent is in an unsound condition or in such condition as to render its further transaction of insurance in this state hazardous to

the policyholders or to the people of this state within the meaning of A.R.S. §20-220(A)(3) and A.A.C. R20-6-308.

6. The public health, safety and welfare imperatively require emergency action, within the meaning of A.R.S. §41-1064(C).

IT IS HEREBY ORDERED that Respondent's certificate of authority to transact insurance in Arizona is suspended effective this date.

DATED this 3rd day of March, 1997.

John A. Greene Director of Insurance

NOTICE

The determination set forth in this letter is an "appealable agency action" pursuant to A.R.S. § 41-1092. Consequently, you have the right to obtain a hearing on this determination by filing a Notice of Appeal within thirty (30) days of this notice. If your Notice of Appeal is received after that thirty (30) day period, it will not be accepted unless you demonstrate that you had good cause to file it late. The Notice of Appeal must identify the party appealing, the party's address, the determination being appealed, and must contain a concise statement of the reasons for the appeal. Your hearing will be held within sixty (60) days after your Notice of Appeal is filed, unless the hearing is advanced or delayed by agreement or showing of good cause by any party. The

Department of Insurance will serve a Notice of Hearing at least thirty (30) days before the hearing, which will inform you of the date, time and location of the hearing as well as the issues in controversy.

If you file a Notice of Appeal, you may also request an Informal Settlement Conference by filing a written request no later than twenty (20) days before the scheduled hearing. The conference will be held within fifteen (15) days after receipt of your request. If an Informal Settlement Conference is requested, a person with the authority to act on behalf of the Department of Insurance will be present. Please note that you waive any right to object to the participation of the Department's representative in the final administrative decision of the matter if it is not settled.

The Notice of Appeal and request for an Informal Settlement Conference described above may be addressed to:

Deputy Director Arizona Department of Insurance 2910 North 44th Street, Suite 210 Phoenix, Arizona 85018 Attn: Hearing Administration

COPY of the foregoing mailed/delivered this 3rd day of March, 1997, to:

Deborah Rybicki-Dietz, Vice President Rochdale Insurance Company Two World Financial Center New York, NY 10281

Charles R. Cohen, Deputy Director Erin Klug, Chief Market Conduct Examiner Catherine O'Neil, Assistant Director Gary Torticill, Assistant Director Deloris Williamson, Assistant Director Sara Begley, Deputy Receiver Scott Greenberg, Business Administrator Department of Insurance 2910 North 44th Street, Suite 210 Phoenix, Arizona 85018

Gregory V. Serio
Acting Superintendent of Insurance
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State of New York
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Curvey Bayton