

OCT 27 2005

STATE OF ARIZONA

DEPARTMENT OF INSURANCE

DEPT OF INSURANCE
BY 

In the Matter of an Appeal by:)

AMERICAN EMPLOYERS BENEFIT TRUST AND)
EMPLOYERS RESOURCE MANAGEMENT)
COMPANY,)

Petitioners,)

Of a decision by:)

NATIONAL COUNSEL on COMPENSATION)
INSURANCE, INC.)

Real Party in Interest.)

Docket No. 05A-099-INS

ORDER

On September 23, 2005, the Real Party in Interest filed a Motion to Continue and for Leave to File Answer with the Office of Administrative Hearings in the above-captioned matter. On September 26, 2005, the Administrative Law Judge in this matter granted the Motion to Continue and deferred to the Department of Insurance on the Motion for Leave to file Answer stating "The filing of the Answer is within the jurisdiction of the referring agency and not the Office of Administrative Hearings."

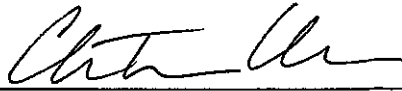
WHEREAS, the Director of Insurance ("Director") finds as follows:

1. The Director has jurisdiction.
2. No objection has been filed by Petitioner to the Real Party in Interest's Motion for Leave to File Answer with the Arizona Department of Insurance.

IT IS ORDERED, granting the Real Party in Interest's Motion for Leave to File an Answer in this matter.

This Order is effective immediately upon issuance.

1 DATED this 26th day of October, 2005.

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4 CHRISTINA URIAS, DIRECTOR
Arizona Department of Insurance

5 Copy of the foregoing mailed/delivered
this 27th day of October, 2005, to:

6 Lewis D. Kowal
7 Administrative Law Judge
8 Office of Administrative Hearings
9 1400 West Washington, Suite 101
10 Phoenix, AZ 85007

11 Gerrie Marks, Deputy Director
12 Arizona Department of Insurance
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