

SEP 29 2006

STATE OF ARIZONA  
DEPARTMENT OF INSURANCE

DEPT OF INSURANCE  
BY Das

In the Matter of:

**The Withdrawal of Bremer Life  
Insurance Company  
(NAIC NO. 81221)**

Petitioner.

No. 06A-145-INS

ORDER

On September 20, 2006, the Office of Administrative Hearings, through Administrative Law Judge ("ALJ") Lewis D. Kowal, issued an Administrative Law Judge Decision ("Recommended Decision"), received by the Director of the Department of Insurance ("Director") on September 22, 2006, a copy of which is attached and incorporated by this reference. The Director of the Department of Insurance has reviewed the Recommended Decision and enters the following Order:

1. The Recommended Findings of Fact and Conclusions of Law are adopted.
2. Petitioner may file its Articles of Dissolution with the Arizona Corporation Commission.
3. Petitioner is entitled to the release of its statutory deposit in the sum of \$110,000.00 and the statutory deposit shall be released to Petitioner after the Department has received a copy of the Petitioner's Articles of Dissolution certified as having been filed with the Arizona Corporation Commission
4. The Director of the Department has no personal liability for the release of the statutory deposit made by her in good faith as provided for in A.R.S. §20-588 (B).
5. The sum of \$100.00 previously credited to the IERF shall be refunded to Petitioner pursuant to A.R.S. §20-159.
6. Petitioner shall file its 2006 Annual Statement with the Department, together

1 with all applicable fees, unless Petitioner files its Articles of Dissolution with the Arizona  
2 Corporation Commission on or before December 31, 2006.

3 7. Petitioner shall pay to the Department its certificate of authority renewal fee if  
4 Petitioner's Articles of Dissolution are not filed with the Arizona Corporation Commission on  
5 or before March 31, 2007.

6 NOTIFICATION OF RIGHTS

7 Pursuant to Arizona Revised Statutes ("A.R.S.") § 41-1092.09, Petitioner may  
8 request a rehearing with respect to this order by filing a written motion with the Director of  
9 the Department of Insurance within 30 days of the date of this Order, setting forth the basis  
10 for relief under A.A.C. R20-6-114(B). Pursuant to A.R.S. § 41-1092.09, it is not necessary  
11 to request a rehearing before filing an appeal to Superior Court.

12 Petitioner may appeal the final decision of the Director to the Superior Court of  
13 Maricopa County for judicial review pursuant to A.R.S. § 20-166. A party filing an appeal  
14 must notify the Office of Administrative Hearings of the appeal within ten days after filing  
15 the complaint commencing the appeal, pursuant to A.R.S. § 12-904(B).

16 DATED this 27<sup>th</sup> day of September, 2006.

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18 CHRISTINA URIAS, Director  
Arizona Department of Insurance

19 COPY of the foregoing mailed this  
20 29<sup>th</sup> day of September, 2006 to:

21 Mary Butterfield, Assistant Director  
22 Catherine O'Neil, Consumer Legal Affairs Officer  
23 Steve Ferguson, Assistant Director  
24 Leslie R. Hess, Financial Affairs Legal Analyst  
Kurt A. Regner, Chief Financial Analyst  
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4 *Patricia A. Saenz*

5 Patricia A. Saenz

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**ATTACHMENT ADMINISTRATIVE LAW JUDGE  
DECISION - REDACTED.** The document contains  
personal information that may be inappropriate for public  
disclosure, including names, addresses, contract numbers,  
amount requested by claimant, final determinations of  
claim amounts and calculated distribution amounts.