

AUG 4 2006

STATE OF ARIZONA

DEPARTMENT OF INSURANCE

DEPT OF INSURANCE  
BY PAO

In the Matter of )

NEW ENGLAND INSURANCE COMPANY )  
(CT) (NAIC NO. 21830) )

Petitioner )

Docket No. 06A-157-INS

ORDER RELEASING  
RETALIATORY DEPOSIT

Arizona Revised Statutes § 20-588 provides, in part, that deposited funds shall be released and returned to the Petitioner to the extent that such deposit is in excess of the amount required.

FINDINGS OF FACT

1. New England Insurance Company ("Petitioner"), a Connecticut domiciled insurer formerly known as New England Insurance Company of Connecticut, was issued its certificate of authority to transact casualty without workers' compensation, marine and transportation, property, surety and vehicle insurance in Arizona effective March 15, 1990.

2. In accordance with A.R.S. §§ 20-230 and 20-582(3), the Arizona State Treasurer is holding a retaliatory deposit on behalf of Petitioner ("Retaliatory Deposit"). The approximate current balance of the Retaliatory Deposit is \$120,000 (One hundred twenty thousand dollars).

3. Upon a review of all existing retaliatory deposits, the Arizona Department of Insurance determined that Petitioner's Retaliatory Deposit is no longer required pursuant to A.R.S. § 20-230 and that it is appropriate to release the Retaliatory Deposit to the Petitioner.

CONCLUSIONS OF LAW

1. The Director has no personal liability for the release of such deposit so made by her

1 in good faith as provided in A.R.S. § 20-588(B).

2 2. Petitioner is entitled to the release of its Retaliatory Deposit pursuant to A.R.S.  
3 § 20-230 and 20-588(A)(2).

4 **ORDER**

5 THEREFORE IT IS ORDERED that Petitioner's Retaliatory Deposit shall be released to  
6 Petitioner.

7 Dated this 3<sup>rd</sup> day of August, 2006

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10 **CHRISTINA URIAS**  
**Director of Insurance**

11 COPY of the foregoing mailed/delivered  
12 this 4<sup>TH</sup> day of August, 2006, to:

13 Dale R. Comey, President  
14 New England Insurance Company  
15 150 Federal Street  
16 Boston, MA 02110

17 Steve Ferguson, Assistant Director  
18 Ed Caldwell, Chief Analyst – Foreign and Alternative Markets  
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20   
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