

JUL 9 1996

STATE OF ARIZONA
DEPARTMENT OF INSURANCE

DEPT. OF INSURANCE
BY KHL

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28

In the Matter of the)
Merger of)
Samaritan Health Plan, Inc.)
(NAIC No. 96130))
Insurer,)
into)
HealthPartners Health Plans,)
Inc. (NAIC No. 96091))
Petitioner.)

Docket No. 96A-115-INS

ORDER APPROVING MERGER
AND TRANSFER OF STATUTORY
DEPOSIT AND ESCROW
RESERVES DEPOSIT

On May 24, 1996, HealthPartners Health Plans, Inc. (Petitioner) filed with the Arizona Department of Insurance at 2910 North 44th Street, Suite 210, Phoenix, Arizona Articles of Merger and the Plan and Agreement of Merger whereby Samaritan Health Plan, Inc. (Insurer) will merge into Petitioner.

Based upon the entire filing in this matter, the Director makes the following Findings of Fact, Conclusions of Law and enters the following Order:

1. Insurer is duly qualified and authorized as a Health Care Services Organization in the State of Arizona.
2. Petitioner is duly qualified and authorized as a Health Care Services Organization in the State of Arizona.
3. No evidence has been produced that would indicate or form the basis for a finding that the Plan and Agreement of Merger heretofore filed would conclude that after the merger the Petitioner would not be able to satisfy the requirements for the reissuance of a Certificate of Authority.

1 4. The provisions of A.R.S. §20-1070 have been
2 complied with and the companies are entitled to an Order by the
3 Director of Insurance approving the Plan and Agreement of Merger
4 filed in this matter.

5 5. The Department may have incurred examination
6 expenses as a result of this merger.

7 NOW, THEREFORE, I, CHRIS HERSTAM, Director of Insurance
8 of the State of Arizona, do hereby order:

9 1. The Plan and Agreement of Merger between the
10 Insurer and the Petitioner is approved.

11 2. The statutory deposit of the Insurer in the amount
12 of Five Hundred Thousand Dollars (\$500,000) and the Escrow
13 Reserves Deposit in the amount One Million One Hundred Thousand
14 Dollars (\$1,100,000) shall be transferred to the accounts of the
15 Petitioner upon receipt by the Department of Insurance of the
16 following: (1) payment of examination expenses; (2) copies of the
17 Articles of Merger of the Insurer and the Petitioner certified as
18 filed by the Arizona Corporation Commission, but not until and
19 unless accompanied by a copy of the official Arizona State
20 Treasurer's receipt fully executed; and (3) a complete and
21 satisfactory Plan for Risk of Insolvency.

22 3. The Petitioner shall promptly remit to the
23 Insurance Examiners' Revolving Fund payment for expenses incurred
24 as a result of this merger.

25 4. The sum of One Hundred Dollars (\$100) heretofore
26 credited to the Insurance Examiners' Revolving Fund shall be
27 refunded to the Insurer pursuant to A.R.S. §20-159.
28

1 5. The Insurer shall file its 1996 Annual Statement
2 with the Department, together with all applicable fees, unless
3 Insurer files its Plan of Merger pursuant to A.R.S. §10-1105 with
4 the Arizona Corporation Commission prior to December 31, 1996 and
5 returns a file-stamped copy to the Department.

6
7 DATED this 9th day of July, 1996.

8
9 
10 CHRIS HERSTAM
11 Director of Insurance

12 COPY of the foregoing mailed/delivered
13 this ^{9th} day of July, 1996, to:

14 Charles R. Cohen, Deputy Director
15 Gregory Y. Harris, Executive Assistant Director
16 Mary Butterfield, Assistant Director
17 Catherine O'Neil, Assistant Director
18 Gary Torticill, Assistant Director
19 Deloris Williamson, Assistant Director
20 Nancy Howse, Deputy Chief Examiner
21 Scott Greenberg, Business Administrator
22 Kelly Stephens, Deputy Assistant Director
23 Barbara Lewis, Compliance Section Manager
24 Rose McNabb, Solvency Support Unit Supervisor
25 Brian Stephan, Tax Unit Supervisor
26 A. Lee Books, CFE, FLMI, Senior Analyst
27 Kurt Regner, Examiner
28 Arizona Department of Insurance
29 2910 N. 44th Street, Suite 210
30 Phoenix, Arizona 85018

31 Steven R Henry
32 Low & Childers, P.C.
33 2999 N. 44th Street, Suite 250
34 Phoenix, Arizona 85018

35
36 
37
38