



**Arizona Life and Disability  
Insurance Guaranty Fund**  
*Arizona Department of Insurance*  
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**JANICE K. BREWER**  
Governor

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**CHRISTINA URIAS**  
Director of Insurance

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**NOTICE OF COMBINED PUBLIC MEETING  
AND EXECUTIVE SESSION OF THE  
BOARD OF DIRECTORS OF THE  
ARIZONA LIFE AND DISABILITY INSURANCE GUARANTY FUND (FUND)**

**MONDAY, MAY 9, 2011**

Pursuant to A.R.S. § 38-431.02 and A.R.S. § 20-690(B), Notice is hereby given to the members of the Board of Directors of the Arizona Life and Disability Insurance Guaranty Fund and to the Public that the Board of Directors of the Arizona Life and Disability Insurance Guaranty Fund (Fund) will hold a meeting, which will be open to the Public, at 1:00 o'clock p.m., Monday, May 9, 2011, in Room 250, Arizona Department of Environmental Quality Building, 1110 W. Washington Street, Phoenix, Arizona 85007.

Some members of the Board may attend the meeting telephonically.

As indicated in the Agenda, the Board of the Arizona Life and Disability Insurance Guaranty Fund may vote to go into Executive Session, which will not be open to the Public, to discuss certain matters.

The Agenda for the meeting is as follows:

1. Announcement concerning the Fund's Conflict of Interest Policy and Anti-Trust Compliance Policy.
2. Review and possible approval of the minutes of the Annual Meeting held November 1, 2010.
3. First executive session, pursuant to A.R.S. § 38-431.03(A)(2) and A.R.S. § 20-689 for the purpose of receiving information about and discussing the financial condition of one or more insurers for which the Fund **has not** been activated.
4. Report on activities related to the detection and prevention of insolvencies from the Financial Affairs Division, Arizona Department of Insurance.
5. Report, discussion and possible action concerning the independent financial audit of the Fund for the year ending December 31, 2010.
6. Financial report and any action or discussion related thereto as follows:
  - A. Review of the financial condition of the Fund through March 31, 2011, including, but not limited to, a report regarding investment activity;

- B. Review of actual expenses compared to budget for the period July 1, 2010 through December 31, 2010, and for the period January 1, 2011 through March 31, 2011.
7. Report from the Fund Executive Director and any discussion, consideration or decision related thereto:
- A. Report regarding the status of claims, liabilities and other matters with regard to the following companies for which the Fund **has** been activated:
    - (i) Executive Life Insurance Company;
    - (ii) Imerica Life & Health Insurance Company;
    - (iii) Life and Health Insurance Company of America;
    - (iv) Lincoln Memorial Life Insurance Company;
    - (v) Medical Savings Insurance Company;
    - (vi) National States Insurance Company.
  - B. Report on claims appeals, if any.
8. Report from the Executive Director, discussion and possible action regarding the following:
- A. Discussion and possible action concerning ratification of the Executive Director's decision to pay the National Organization of Life and Health Insurance Guaranty Association (NOLHGA) assessments for the third quarter of 2010 in the amount of \$86,851 and fourth quarter of 2010 in the amount of \$79,545;
  - B. Discussion and possible action concerning ratification of the Executive Director's decision to pay 2011 dues to NOLHGA in the amount of \$42,713;
  - C. Discussion and possible action concerning ratification of the Executive Director's decision to pay the 20<sup>th</sup> installment billing with regard to Executive Life Insurance Company in the amount of \$22,128;
  - D. Discussion and possible action concerning ratification of the decision of the Executive Director to opt in to (i) a Service Agreement and (ii) an Early Access Agreement with the Receiver of National States Insurance Company;
  - F. Discussion and possible action concerning ratification of the decision of the Executive Director to opt in to a Guaranty Association Reinsurance

Election with respect to the in force life insurance policies of National States Insurance Company;

- G. Discussion and possible action concerning cancellation of certain limited benefit health insurance policies of National States Insurance Company.
9. Second executive session to confer with counsel pursuant to A.R.S. § 38-431.03(A)(3) and (4) regarding the status of legal action brought by the Fund challenging efforts of the State to take \$15.6 million from the Fund.
  10. Additional executive session, if necessary, pursuant to A.R.S. § 38-431.03(A)(3) to confer with counsel with regard to any item included within this Notice and Agenda.
  11. Call to the Public: This is the time for the public to comment. Members of the Board may not discuss items that are not on the Agenda. Therefore, action taken as a result of any public comment will be limited to directing staff to study the matter or scheduling the matter for further discussion and decision at a later date.

Persons with a disability may request a reasonable a reasonable accommodation, such as a sign language interpreter, by contacting the Arizona Department of Insurance Americans with Disabilities Act (ADA) Coordinator, (602) 912-8451, extension 4505. Requests should be made as early as possible to allow adequate time to arrange for the accommodation.

Dated this 22th day of April, 2011.

ARIZONA LIFE AND DISABILITY INSURANCE GUARANTY FUND

/s/ Tod D. Lashway  
Tod D. Lashway  
Chair of the Board