

DEPARTMENT OF INSURANCE

STATE OF WYOMING

IN THE MATTER OF FOX)
INSURANCE COMPANY.)

Docket No. 11-06

ORDER OF SUSPENSION OF CERTIFICATE OF AUTHORITY

WHEREAS, Fox Insurance Company, whose state of domicile is Arizona and statutory mailing address is 7702 East Doubletree Ranch Road, Suite 300, Scottsdale, AZ 85258-2132 holds a Certificate of Authority to transact the business of insurance in the State of Wyoming as a disability (life and health) insurer; and

WHEREAS, the Arizona Department of Insurance entered an Order Summarily Suspending Certificate of Authority on March 10, 2010, suspending Fox Insurance Company's Certificate of Authority based upon a finding that Fox Insurance Company is in, "an unsound financial condition or in such a condition as to render the further transaction of insurance in [this] state hazardous to its policyholders or to the people of [this] state"; and

WHEREAS, the Insurance Commissioner of the State of Wyoming shall immediately suspend without prior hearing the Certificate of Authority of any insurer that has been suspended in another state pursuant to WYO. STAT. § 26-3-115(b); and

WHEREAS, Fox Insurance Company has not filed Wyoming premium tax returns for 2009 or 2010 as required by Wyo. Stat. § 26-4-103, nor did it pay its 2009 assessment as required by Wyo. Stat. § 26-2-204;

IT IS THEREBY ORDERED that the Certificate of Authority of Fox Insurance Company be and the same hereby is suspended for a period of one year;

FURTHER ORDERED, pursuant to WYO. STAT. § 26-3-118(b) that during the suspension period Fox Insurance Company shall not solicit or write any new business in this state but shall file its annual statement, pay fees, licenses and taxes as required under the Wyoming Insurance Code, and may service its business already in force in the State of Wyoming as if the certificate of authority had continued in full force.

PROVIDED, HOWEVER, that during the suspension period such Certificate of Authority may be reinstated upon Fox Insurance Company's motion and adequate proof to the Insurance Commissioner of the State of Wyoming that said company has solved the problems

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BY *De Ann Wilhelm*

which led to the issuance of the Suspension Order by the Arizona Department of Insurance and that it is otherwise in compliance with the provisions of the Wyoming Insurance Code.

FURTHER PROVIDED, that if Fox Insurance Company fails to request a hearing and prove to the satisfaction of the Insurance Commissioner of the State of Wyoming that it has solved the problems which resulted in this Suspension Order, its Certificate of Authority shall terminate at the end of the one-year period and shall become permanently revoked pursuant to WYO. STAT. § 26-3-118.

IT IS FURTHER ORDERED that Fox Insurance Company shall forthwith surrender and deliver its Certificate of Authority to transact the business of insurance in the State of Wyoming to the Insurance Commissioner of the State of Wyoming within ten (10) days after receipt of this Order of Suspension pursuant to WYO. STAT. § 26-3-113(c).

Done in Cheyenne, Wyoming this 5th day of May, 2011.



KENNETH G. VINES
WYOMING INSURANCE COMMISSIONER