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STATE OF ARIZONA

DEPARTMENT OF INSURANCE

DEPT OF INSURANCE
BY

) ORDER RELEASING
(IL) (21792))
ATLANTA CASUALTY COMPANY)
) Docket No. 05A-162-INS
in the Matter of) .

Petitioner.

ORDER RELEASING RETALIATORY DEPOSIT

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

FINDINGS OF FACT

- 1. Atlanta Casualty Company ("Petitioner"), was a Georgia domiciled insurer when it received its certificate of authority to transact vehicle insurance in Arizona effective January 23, 1990.
- 2. In accordance with A.R.S. §§ 20-230 AND 20-582(3), Petitioner was ordered to make a retaliatory deposit with the Arizona State Treasurer.
 - 3. Effective December 31, 1993, Petitioner redomesticated to Illinois.
 - 4. The deposit is no longer necessary due to the change of Petitioner's domicile.
 - 5. Petitioner currently has a \$30,000.00 deposit with the Arizona State Treasurer.
- 6. Petitioner has filed an application dated March 4, 2005 for release of its deposit pursuant to A.R.S. § 20-588(A)(2).

1 CONCLUSIONS OF LAW 1. The Director has no personal liability for the release of such deposit so made by her 2 in good faith as provided in A.R.S. § 20-588(B). 3 4 2. Petitioner is entitled to the release of its deposit pursuant to A.R.S. § 20-230 and 20-588. 5 6 ORDER 7 THEREFORE IT IS ORDERED that the \$30,000.00 retaliatory deposit shall be released 8 to Petitioner. Dated this 17th day of November, 2005 9 10 11 **CHRISTINA URIAS** 12 **Director of Insurance** 13 COPY of the foregoing mailed/delivered this <u>l8th</u> day of <u>November</u>, 2005, to: 14 Scott Christopher Pitrone, President 15 Atlanta Casualty Company 11700 Great Oaks Way 16 Alpharetta, GA 30022-2448 17 18 Steve Ferguson, Assistant Director Kurt Regner, Chief Financial Analyst 19 Leslie Hess, Legal Analyst Herbert Swafford, Legal Analyst Department of Insurance 2910 N. 44th Street, Suite 210 20 Phoenix, AZ 85018 21 22

Curvey Burton

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