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STATE OF ARIZONA

DEPARTMENT OF INSURANCE

DEPT OF INSURANCE
BY J J

In the Matter of)
)
WELLCARE PRESCRIPTION INSURANCE, INC.)
(FL) (NAIC NO. 10155))
)
Petitioner)
)

Docket No. 06A-110-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. Wellcare Prescription Insurance, Inc. ("Petitioner"), a Florida domiciled insurer, was issued its certificate of authority to transact disability insurance in Arizona effective February 1, 2006.

2. In accordance with A.R.S. §§ 20-230 and 20-582(3), the Director ordered Petitioner to make a retaliatory deposit with the Arizona State Treasurer ("Retaliatory Deposit"). The approximate current balance of the Retaliatory Deposit is \$110,000 (One hundred ten 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.

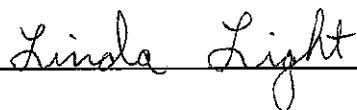
7 Dated this 18th day of July, 2006

8 
9 _____
10 **CHRISTINA URIAS**
11 **Director of Insurance**

12 COPY of the foregoing mailed/delivered
13 this 20th day of July, 2006, to:

14 _____
15 Todd S. Farha, President
16 Wellcare Prescription Insurance, Inc.
17 P. O. Box 25827
18 8735 Henderson Road, Renaissance 2
19 Tampa, FL 33622-5827

20 Steve Ferguson, Assistant Director
21 Ed Caldwell, Chief Analyst – Foreign and Alternative Markets
22 Leslie Hess, Legal Analyst
23 Herbert Swafford, Legal Analyst
Department of Insurance
2910 N. 44th Street, Suite 210
Phoenix, AZ 85018

24 
25 _____