

MAY 24 2010

DEPT OF INSURANCE
BY 

STATE OF ARIZONA

DEPARTMENT OF INSURANCE

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2
3 In the Matter of the Surrender of the Certificate of)
4 Authority of)
5 **Avomark Insurance Company**)
6 **(NAIC No. 10792),**)
7 **Petitioner.**)

Docket No. 10A-071-INS

ORDER

8 Based upon reliable evidence provided to the Director of Insurance by the Financial
9 Affairs Division of the Arizona Department of Insurance ("Department"), the Director finds as
10 follows:

FINDINGS OF FACT

11
12 1. Avomark Insurance Company ("Petitioner") is an Indiana domiciled insurance
13 company that received its certificate of authority to transact property and casualty insurance in
14 Arizona effective June 28, 2000.

15 2. Petitioner, the non-surviving entity, merged into West American Insurance
16 Company (WAIC), NAIC No. 44393, the surviving entity, an Indiana domiciled insurer effective
17 February 23, 2010. WAIC is authorized to transact insurance in Arizona. Petitioner voluntarily
18 surrendered its certificate of authority to the Department.

19 3. The Insurance Commissioner of Indiana approved the merger of Petitioner into
20 WAIC on February 9, 2010.

21 4. Petitioner has no insurance obligations under any policy of insurance to any
22 policyholders or claimants who are residents of Arizona.

23

1 5. Petitioner is not the subject of any pending investigation or market conduct
2 examination and Petitioner does not owe this Department any filings or fees.

3 6. The Department holds a \$110,000 workers' compensation deposit on behalf of
4 the Petitioner.

5 7. Petitioner has a \$100.00 deposit with the Insurance Examiners' Revolving Fund
6 ("IERF").

7 **CONCLUSIONS OF LAW**

8 Petitioner has complied with the provisions of A.R.S. § 20-217 and with A.A.C. R20-6-
9 303 relating to the surrender of its Certificate of Authority.


10 **ORDER**

11 1. The surrender of the Petitioner's certificate of authority is accepted.

12 2. The Department shall transfer the \$110,000 workers' compensation deposit of
13 the Petitioner to WAIC's account with the Department and it shall be held as a workers'
14 compensation deposit of WAIC.

15 3. The Department shall refund to the Petitioner the sum of \$100.00 that was
16 previously credited to the IERF pursuant to A.R.S. § 20-159.


17 Effective this 24th day of May, 2010.

18 
19 _____
20 **CHRISTINA URIAS**
Director of Insurance

21 COPY of the foregoing mailed/delivered
22 this 24th day of May, 2010, to:

23 Fred C. Chase, Jr.
Liberty Mutual Group Inc.
175 Berkeley Street, Mail Stop 7A
Boston, Massachusetts 02116

1 Gerrie Marks, Deputy Director
Mary Butterfield, Assistant Director
2 Catherine O'Neil, Consumer Legal Affairs Officer
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