

OCT 21 2013

STATE OF ARIZONA

DEPARTMENT OF INSURANCE

DEPT OF INSURANCE
BY 

Docket No. 13A-129-INS

ORDER

In the Matter of the Withdrawal of)
)
Bird Insurance Company)
(NAIC No. 12996))
)
)
Petitioner.)

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

FINDINGS OF FACT

1. Petitioner is currently licensed in the State of Arizona as a life insurer.
2. Petitioner surrendered its Certificate of Authority to the Department.
3. Petitioner filed with the Department certified copies of Resolutions of the
Petitioner's Board of Directors and the Petitioner's shareholder(s) authorizing Petitioner to
withdraw from the insurance business by dissolution.
4. Petitioner filed its certified financial statement as of September 30, 2013 with the
Department.
5. Petitioner has no outstanding obligations under any policies of insurance,
whether written direct or through reinsurance ceded to it, to policyholders or claimants.
6. Petitioner has a \$100.00 deposit with the Insurance Examiners' Revolving Fund
("IERF").
7. The Department holds a \$301,000 statutory deposit on behalf of the Petitioner.

1 **CONCLUSIONS OF LAW**

2 1. Petitioner has complied with the provisions of A.R.S. § 20-217 and with A.A.C.
3 R20-6-303 relating to the surrender of its Certificate of Authority and its withdrawal from the
4 insurance business.

5 2. Petitioner has complied with the provisions of A.R.S. § 20-588 and with A.A.C.
6 R20-6-303 relating to the release of its \$301,000 statutory deposit.

7 **ORDER**

8 1. Petitioner's request to terminate its Certificate of Authority is granted.

9 2. Petitioner may file its Articles of Dissolution with the Arizona Corporation
10 Commission ("ACC").

11 3. Petitioner is entitled to the release of its \$301,000 statutory deposit. The
12 Department shall release the Petitioner's statutory deposit after the Department receives the
13 following: (a) an ACC certified copy of Petitioner's ACC filed Articles of Dissolution, and (b)
14 payment of any outstanding IERF invoices. The Director has no personal liability for the
15 release of such deposit so made by her in good faith as provided in A.R.S. §20-588(B).

16 4. Petitioner shall file its 2013 Annual Statement including applicable fees with the
17 Department unless it files Articles of Dissolution with the ACC on or before December 31,
18 2013.

19 5. Petitioner shall pay its Certificate of Authority renewal fee to the Department and
20 file its 2013 Annual Form "B" Registration Statement with the Department unless it files Articles
21 of Dissolution with the ACC on or before March 31, 2014.

