

**STATE OF ARIZONA**

**DEPARTMENT OF INSURANCE AND FINANCIAL INSTITUTIONS**

In the Matter of )  
 ) Docket No. 20A-082-INS  
**Berkley Casualty Company** )  
**(IA) (NAIC NO. 15911)** )  
 ) **ORDER RELEASING**  
 ) **ARIZONA DEPOSIT**  
Petitioner. )

Arizona Revised Statutes § 20-588 provides that upon application to and written Order of the Director 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. Berkley Casualty Company (“Petitioner”), an Iowa domiciled insurer, received its certificate of authority to transact property and casualty insurance in Arizona effective February 1, 1987.
2. In order to transact insurance business in Arizona, Petitioner placed a deposit with the Arizona State Treasurer to protect Arizona policyholders (the “Deposit”).
3. Petitioner currently has a \$300,000 Deposit with the Arizona State Treasurer.
4. Petitioner has filed an application dated December 18, 2020 for release of its deposit pursuant to A.R.S. § 20-588(A)(2).
5. Petitioner has provided certification from the State of Iowa Department of Insurance that as of November 23, 2020, it holds \$2,835,000 par value in securities in trust for the benefit and protection of all policyholders of Petitioner.
6. The Iowa Department of Insurance certificate satisfies the trust deposit requirement prescribed in A.R.S. § 20-213.

1 **CONCLUSIONS OF LAW**

2 1. The Director has no personal liability for the release of such deposit so made by him  
3 in good faith as provided in A.R.S. § 20-588(B).

4 2. Petitioner is entitled to the release of its Deposit pursuant to A.R.S. § 20-213 and  
5 20-588(A)(2).

6 **ORDER**

7 THEREFORE IT IS ORDERED that the \$300,000 trust deposit shall be released to  
8 Petitioner.

9 Dated this 21st day of December, 2020

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13 **EVAN G. DANIELS, Director**  
**Arizona Department of Insurance and Financial Institutions**

14 COPY of the foregoing mailed/delivered  
15 this 21st day of December, 2020, to:

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