

STATE OF ARIZONA

STATE OF ARIZONA  
FILED

DEPARTMENT OF INSURANCE

MAR 28 1997

DEPT. OF INSURANCE  
BY Kathy

In the Matter of the Withdrawal of: )  
 )  
MINNESOTA UNITY LIFE INSURANCE )  
COMPANY (NAIC No. 76988), )  
 )  
Petitioner. )  
 )

Docket No. 97A-027-INS

**ORDER**

On March 27, 1997, the Office of Administrative Hearings, through Administrative Law Judge Lewis D. Kowal, submitted "Recommended Decision of Administrative Law Judge" ("Recommended Decision"), a copy of which is attached and incorporated by this reference. The Director of the Arizona Department of Insurance has reviewed the Recommended Decision and enters the following order:

1. The recommended findings of fact and conclusions of law are adopted.
2. The Petitioner may file its Articles of Amendment to its Articles of Incorporation ("Article of Amendment") with the Arizona Corporation Commission.
3. The Petitioner is entitled to the release of its statutory deposit in the sum of \$100,000.00 and Petitioner's statutory deposit will be released to the Petitioner after the Department has received the following: (a) a copy of Petitioner's Articles of Amendment certified as filed with the Arizona Corporation Commission; and (b) a fully executed Form E126 (Notice of Trust Deposit Release). The statutory deposit will not be released until the Department receives a fully executed copy of the official State Treasurer Release Receipt.

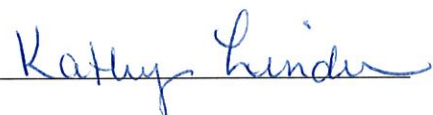


1 A copy of the foregoing mailed  
this 28<sup>th</sup> day of March, 1997

2 Charles R. Cohen, Deputy Director  
3 Mary Butterfield, Assistant Director  
4 Catherine O'Neil, Assistant Director  
5 Gary Torticill, Assistant Director  
6 Kurt Regner, Examiner  
7 Deloris Williamson, Assistant Director  
8 Scott Greenberg, Business Administrator  
9 Department of Insurance  
10 2910 N. 44th Street, Suite 210  
11 Phoenix, AZ 85018

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**IN THE OFFICE OF ADMINISTRATIVE HEARINGS**

In the Matter of the Withdrawal of

No. 97A-027-INS

**MINNESOTA UNITY LIFE INSURANCE  
COMPANY (NAIC No. 76988),**

**RECOMMENDED DECISION  
OF ADMINISTRATIVE  
LAW JUDGE**

Petitioner.

**HEARING:** March 26, 1997

**APPEARANCES:** Werner J. Meyer, Esq. on behalf of the Petitioner and Kurt .  
on behalf of the Arizona Department of Insurance

**ADMINISTRATIVE LAW JUDGE:** Lewis D. Kowal

Based upon the entire record in this matter the following recommended Findings  
of Fact, Conclusions of Law and Recommended Order are made:

**FINDINGS OF FACT AND CONCLUSIONS OF LAW**

1. The Petitioner has filed with the Arizona Department of Insurance (the "Department") an Affidavit of Lost Certificate of Authority.
2. The Petitioner has filed with the Department certified copies of Resolutions of the Petitioner's Board of Directors and of the Petitioner's shareholder(s) to withdraw from the insurance business, to amend its articles of incorporation to eliminate its insuring powers, and to adopt a new corporate name which shall not include the word "insurance".
3. The Petitioner has no insurance obligations owing to it, whether by policies written direct or by reinsurance ceded to it.
4. The Petitioner has filed its certified financial statement as of December 31, 1996 with the Department.



