

JUL 23 2007

STATE OF ARIZONA

DEPARTMENT OF INSURANCE

DEPT OF INSURANCE  
BY 

In the Matter of )  
 )  
Key Life Insurance Company )  
(IN) (NAIC NO. 86843) )  
 )  
Petitioner. )

Docket No. 07A-139 -INS

**ORDER RELEASING  
DEPOSIT**

Upon the Petitioner's written application for the release of deposited funds, the Director shall issue an Order releasing and returning the deposited funds to the Petitioner to the extent that the deposit is in excess of the amount required. A.R.S. §20-588(A)(2).

**FINDINGS OF FACT**

1. Key Life Insurance Company ("Petitioner"), is an Indiana domiciled insurer licensed to transact life insurance in Arizona since January 19, 1989.
2. Before receiving its certificate of authority, Petitioner had to deposit funds with the Arizona State Treasurer for the protection of Arizona policyholders (the "deposit").
3. The deposit is no longer necessary due to a change in Indiana guaranty fund law.
4. Petitioner currently has a deposit of approximately \$200,000 with the Arizona State Treasurer.
5. Pursuant to A.R.S. § 20-588(A)(2), Petitioner filed an application dated May 7, 2007 for release of its deposit.

1       6.       Petitioner provided certification from the State of Indiana Commissioner of  
2 Insurance that, as of December 31, 2006, it holds \$1,000,000 par value in securities in trust  
3 for the benefit of all policyholders and creditors of Petitioner.

4   **CONCLUSIONS OF LAW**

5       1.       The Indiana Commissioner of Insurance certificate satisfies the trust deposit  
6 requirement prescribed in A.R.S. § 20-213.


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

9       3.       Petitioner is entitled to the release of its deposit pursuant to A.R.S. §§ 20-213  
10 and 20-588(A)(2).

11   **ORDER**

12               THEREFORE IT IS ORDERED that the deposit in the approximate amount of \$200,000  
13 shall be released to Petitioner.


14   Dated this 20<sup>th</sup> day of July, 2007

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17   \_\_\_\_\_  
18   **CHRISTINA URIAS**  
19   **Director of Insurance**

18       COPY of the foregoing mailed/delivered  
19 this 23<sup>rd</sup> day of July, 2007, to:

20       Charles A. Hall, Treasurer  
21       Key Life Insurance Company  
22       PO BOX 1646  
23       Indianapolis, IN 46206-1646

1 Gerrie Marks, Deputy Director  
Steve Ferguson, Assistant Director  
2 Leslie Hess, Legal Analyst  
Herbert Swafford, Legal Analyst  
3 Department of Insurance  
2910 N. 44<sup>th</sup> Street, Suite 210  
4 Phoenix, AZ 85018

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7 Curvey Burton

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