

**BEFORE THE COMMISSIONER OF SECURITIES AND INSURANCE  
OFFICE OF THE MONTANA STATE AUDITOR**

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IN THE MATTER OF:	)	CASE NO. INS-2023-00172
	)	
THE ORDER OF UNITED	)	
COMMERCIAL TRAVELERS OF	)	<b>ORDER OF SUSPENSION</b>
AMERICA No. 1196,	)	
	)	
Respondent.	)	
	)	

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Pursuant to § 33-2-119(3), MCA the Commissioner of Securities and Insurance, Office of the Montana State Auditor (CSI), suspends the Certificate of Authority for The Order of United Commercial Travelers of America (Respondent) based on the following:

1. The State Auditor is the Commissioner of Insurance (Commissioner). § 2-15-1903, MCA.
2. CSI is under the control and supervision of the Commissioner. §§ 2-15-1902, 33-1-301, MCA.
3. The Commissioner shall administer the CSI to protect insurance consumers. § 33-1-311(3), MCA.
4. The Commissioner and CSI have jurisdiction over this matter pursuant to § 33-1-311, MCA.

5. Respondent is a Montana registered insurer domiciled in the state of the Ohio. The Commissioner issued Respondent's Certificate of Authority No. 1196 on July 9, 1987.

6. On June 7, 2023, the Court of Common Pleas, Franklin County, OH, Case No. 23 CV 4080, issued an Agreed Order Appointing Rehabilitator ordering that Respondent is in rehabilitation.

7. The "commissioner may, without advance notice or a hearing, immediately suspend the certificate of authority of any insurer as to which proceedings for receivership, conservatorship, rehabilitation, or other delinquency proceedings have been commenced in any state." § 33-2-119(3), MCA.

8. Further, "during the period of suspension the insurer shall file its annual statement and pay fees, licenses, and taxes as required under this code as if the certificate had continued in full force." § 33-2-121(2), MCA.

### **ORDER**

THEREFORE, IT IS HEREBY ORDERED that based on the foregoing, and pursuant to § 33-2-119(3), MCA, the certificate of authority of The Order of United Commercial Travelers of America, Certificate No. 1196, is **SUSPENDED** immediately. Suspension shall continue until rescinded or otherwise removed by the Commissioner.

IT IS FURTHER ORDERED that Respondent may not issue new policies. It may service and/or renew existing policies as permitted by the Commissioner of

Insurance of the State of Ohio and his successors in office or the Franklin County, Ohio court having jurisdiction over the rehabilitation matter.

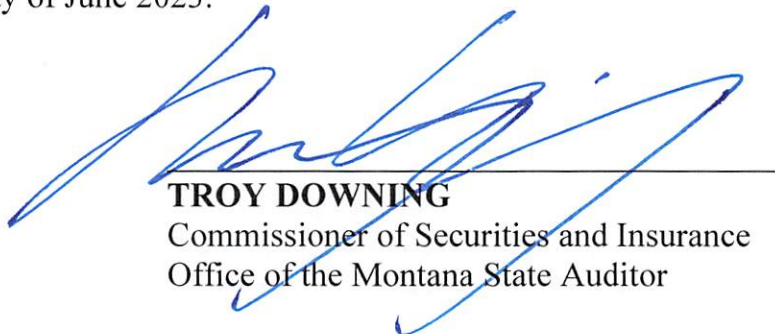
IT IS FURTHER ORDERED that prior to this suspension being lifted, Respondent shall provide evidence to CSI that it is not in hazardous financial condition and the state of Ohio has lifted its Agreed Order Appointing Rehabilitator.

IT IS FURTHER ORDERED that any treaties, contracts and agreements of reinsurance where Respondent was, or is, the assuming or retrocessional reinsurer shall remain in full force and effect, until further order of the Ohio court having jurisdiction over Respondent's rehabilitation matter.

IT IS FURTHER ORDERED that Respondent shall pay the annual renewal fee of \$35. The fee shall be made out to the State of Montana and sent to the Commissioner of Securities and Insurance, Office of the Montana State Auditor, Attn: Exams, 840 Helena Ave., Helena, MT 59601.

This Order shall remain in effect until such time Respondent has complied with all terms as determined by CSI.

DATED this 16<sup>th</sup> day of June 2023.



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**TROY DOWNING**  
Commissioner of Securities and Insurance  
Office of the Montana State Auditor

**CERTIFICATE OF SERVICE**

The undersigned hereby certifies that on this 10 day of June 2023, a true and correct copy of the foregoing was served upon the following by U.S. mail, certified, postage prepaid:

Thomas a. Pampush  
Ice Miller, LLP  
250 W. Street  
Columbus, OH 43215  
Counsel for Defendant United Commercial Travelers of America

Via Hand delivery:

Steve Matthews, Chief Examiner, CSI



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Brandy Morrison  
Paralegal