

director is not open for business, then the actual due date is the next date that the director is open for business.

1. FamilyCare was required to file its Form B for 2003 by 4/30/04. On 5/24/04, FamilyCare filed its Form B, but did not include certain financial statements, so the filing was incomplete. FamilyCare filed the financial statements, and thus its complete Form B, on 1/21/05, 266 days late.

2. FamilyCare was required to file its Form B for 2004 by 5/2/05. FamilyCare filed its Form B on 5/27/04, 25 days late.

Action

Pursuant to ORS 731.988, FamilyCare is assessed a civil penalty of \$1,000. The payment shall be made in the form of a check payable to the "Department of Consumer and Business Services" for the full amount due. The payment shall be delivered to the Insurance Division at the Labor and Industries Building, 350 Winter Street NE, Room 440 (4th Floor), Salem, Oregon; or mailed to the Insurance Division at PO Box 14480, Salem, OR 97309-0405. The payment is due on, and shall be received by the Insurance Division by, the date of the final order.

Dated August 5, 2005

/s/ Terry M. Hughes

[Signature of Representative]

Terry M. Hughes

[Printed Name of Representative]

Financial Analyst

[Printed Title of Representative]

FamilyCare Health Plans, Inc.

FINAL ORDER

The director incorporates herein the above stipulation, adopts it as the director's final decision in this proceeding, and orders that the action stated therein be taken.

Dated August 29, 2005

/s/ Cory Streisinger

Cory Streisinger

Director

Department of Consumer and Business Services