

OAR 836-031-0855(8) requires a member insurer to file a certification on a form specified by the director by June 1 of each year following the completion of a 12-month recoupment assessment period referred to in OAR 836-031-0855(6). At all relevant times, Foremost was a member insurer of OIGA, was assessed by OIGA, recouped the assessment from its insureds, completed a recoupment assessment period, and filed its certification. Foremost was required to file its certification for 2008 by 6/1/09. Foremost filed its certification for 2008 on 6/19/09, 18 days late.

Action

Pursuant to ORS 731.988(1), Foremost is assessed a civil penalty of \$1,800.00. 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, Salem, Oregon; or mailed to the Insurance Division at PO Box 14480, Salem, OR 97309-0405. The payment shall be *received* by the Insurance Division by the date of the final order.

Dated 9/11/09

/s/ Marikay Wierenga

[Signature of Representative]

Marikay Wierenga

[Printed Name of Representative]

State Tax Manager

[Printed Title of Representative]

Foremost Insurance Company

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 10/12/09

/s/ Cory Streisinger

Cory Streisinger

Director

Department of Consumer and Business Services

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