

**STATE OF OREGON  
DEPARTMENT OF CONSUMER AND BUSINESS SERVICES  
INSURANCE DIVISION**

In the Matter of **Conseco Life Insurance Company.**    )   **STIPULATION** and  
   )   **FINAL ORDER**  
   )   Case No. INS 03-09-022

**STIPULATION**

The Director of the Department of Consumer and Business Services (director) commenced this administrative proceeding, pursuant to Oregon Revised Statutes (ORS) 731.256, to take enforcement action against Conseco Life Insurance Company (CLIC).

CLIC enters into this Stipulation, pursuant to ORS 183.415(5), to conclude this proceeding without further administrative or judicial proceedings.

CLIC waives the right to receive a notice of proposed action, to receive a notice of the rights of a party and procedures in contested cases, to have a hearing, to be represented by an attorney at the hearing, to receive a proposed order, to file exceptions to the proposed order, and to judicial review of the Final Order.

CLIC stipulates to the following facts, conclusions, and action; and consents to issuance of a Final Order incorporating this Stipulation.

**Facts and Conclusions**

Licensing Information

CLIC has been licensed in Oregon as a Life and Health insurer since 8/26/66. CLIC’s Oregon Insurance Division company number is 1572 and CLIC’s NAIC identification number is 65900. CLIC’s principal mailing address is located in Carmel, Indiana.

Terminated Agents Without Sufficient Notice

CLIC violated ORS 744.175(1) (1999) and 744.081(1) in 73 instances by engaging in the following conduct. ORS 744.175(1) (1999), effective before 1/1/02, and 744.081(1), effective on and after 1/1/02, requires an insurer that terminates an agent that is authorized to represent the insurer in Oregon to “give written notice of

the termination and the date thereof to the agent at least 90 days prior to the effective date of the termination” and “must specify the reasons for the termination.” From 8/10/00 to 6/17/02, CLIC, by and through Conseco Services, LLC, terminated 73 agents that were authorized to represent CLIC in Oregon without giving them at least 90 days written notice.

**Action**

Pursuant to ORS 731.988, CLIC is assessed a civil penalty of \$8,300. 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 350 Winter Street NE, Room 440, Salem, OR 97301-3883, 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 October 13, 2003

/s/ Matthew Zimpfer  
[Signature of Representative]

Matthew Zimpfer  
[Printed Name of Representative]

Vice President and Associate General Counsel  
[Printed Title of Representative]

Conseco Life 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 October 27, 2003

/s/ Cory Streisinger  
Cory Streisinger  
Director  
Department of Consumer and Business Services

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