

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

In the Matter of **The Camden Fire Insurance Association** ) **STIPULATION** and  
 ) **FINAL ORDER**  
 ) Case No. INS 08-09-004

**STIPULATION**

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

Camden Fire desires to conclude this proceeding without a hearing by entering into this stipulation pursuant to ORS 183.415(5).

Camden Fire waives all rights relative to an administrative hearing and judicial review thereof.

Camden Fire stipulates to the following facts, conclusions, action, and to the issuance of a final order incorporating this stipulation.

**Facts and Conclusions**

Licensing Information

Camden Fire has been licensed in Oregon as a foreign insurer since 7/12/11.. Camden Fire's last recorded principal business address is located in Canton, Massachusetts.

Filed OIGA Recoupment Assessment Certification Late

Camden Fire is subject to enforcement action pursuant to Oregon Administrative Rules OAR 836-031-0855(8) because of the following circumstances. ORS 734.550 requires all insurers who are licensed in Oregon as insurers and authorized to transact generally property and casualty insurance to be members of the Oregon Insurance Guaranty Association (OIGA). ORS 734.570(3) requires OIGA to assess its member insurers an amount necessary to pay OIGA's expenses. If OIGA assesses its member insurers, then ORS 734.579(1) requires a member

insurer to recoup the assessment from its insureds, unless OAR 836-031-0855 permits the insurer to do otherwise. If a member insurer recoups the assessment from its insureds, then ORS 734.579(2) requires the insurer to annually certify to the director certain information about its recoupment assessment. 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). Pursuant to ORS 174.125, if the normal due date falls on a date that the director is not open for business, then the actual due date is the next date that the director is open for business. In 2007, June 1 was on a Friday so certifications for 2006 were due on 6/1/07. In 2008, June 1 was on a Sunday so certifications for 2007 were due on 6/2/08. At all relevant times, Camden Fire 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. However, Camden Fire filed its certification for 2006 on 8/6/08, 432 days late; and its certification for 2007 also on 8/6/08, 65 days late.

### **Action**

Pursuant to ORS 731.988, Camden Fire is assessed a civil penalty of \$16,500.00. 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, Room 440 (4<sup>th</sup> Floor), 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 10/16/08

/s/ Lee W. Erickson  
[Signature of Representative]

Lee W. Erickson  
[Printed Name of Representative]

Senior Manager Statutory Reporting  
[Printed Title of Representative]

The Camden Fire Insurance Association

**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 12/18/08

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

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