STATE OF OREGON
DEPARTMENT OF CONSUMER AND BUSINESS SERVICES
DIVISION OF FINANCIAL REGULATION

In the Matter of: INDEMNITY NATIONAL INSURANCE COMPANY, Respondent.	Case No. INS-20-0071 FINAL ORDER TO CEASE AND DESIST, FINAL ORDER ASSESSING CIVIL PENALTY, AND CONSENT TO ENTRY OF ORDER

The Director of the Department of Consumer and Business Services for the State of Oregon ("Director"), acting in accordance with the Oregon Revised Statutes ("ORS") chapters 731, 732, 733, 734, 735, 737, 742, 743, 743A, 743B, 744, 746, 748 and 750 ("Insurance Code"), has decided to take enforcement action against Indemnity National Insurance Company ("Indemnity").

Indemnity wishes to resolve and settle this matter with the Director.

Now, therefore, as evidenced by the signature(s) subscribed in this Order, Indemnity hereby CONSENTS to entry of this Order.

Division of Financial Regulation
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350 Winter Street NE, Suite 410
Salem, OR 97301-3881
Telephone: (503) 378-4387

FINDINGS OF FACT

The Director FINDS that:

1. Indemnity has been licensed in Oregon as a foreign insurer since February 15, 2019. The company's NAIC number is 18468.

2. Indemnity's last recorded principal business mailing address is 238 Bedford Way, Franklin, TN 37064.

3. Indemnity is authorized to transact workers' compensation insurance in Oregon.

4. Workers' compensation insurers are required to file a Special Oregon Schedule P by March 1 of each year.

5. Indemnity filed its Special Oregon Schedule P for 2019 on March 5, 2020, three (3) days after the due date.

CONCLUSIONS OF LAW

The Director CONCLUDES that:

6. Under ORS 731.252(1), whenever the Director has reason to believe that any person has been engaged or is engaging or is about to engage in any violation of the Insurance Code, the Director may issue an order to discontinue or desist from such violation or threatened violation.

7. ORS 731.574(1) authorizes the Director to require workers' compensation insurers to file a Special Oregon Schedule P by March 1 of each year.

8. By filing its Special Oregon Schedule P three (3) days past the due date, Indemnity violated ORS 731.574(1).

9. ORS 731.988(1) authorizes the Director to impose upon Indemnity a civil penalty of up to $10,000 per violation of ORS 731.574(1).

ORDERS

Now therefore, the Director issues the following Orders:

10. Pursuant to ORS 731.252(1), the Director ORDERS Indemnity to CEASE AND DESIST from violating ORS 731.574(1).

11. Pursuant to ORS 731.988(1), the Director ORDERS Indemnity to pay a CIVIL PENALTY of $1,500 for violating ORS 731.574(1).

12. The Director hereby suspends payment of $500 of the CIVIL PENALTY for a period of two years, provided Indemnity makes timely and accurate filings of its 2020 and

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2021 Special Oregon Schedule Ps.

13. The suspended CIVIL PENALTY ($500) will be waived two years from the effective date of this Order, provided Indemnity has complied with the foregoing Order terms. The Director reserves the right to immediately assess and collect the suspended civil penalty upon a determination that Indemnity has violated any term of this Order.

14. The non-suspended CIVIL PENALTY ($1,000) is due and payable at the time this Order is submitted to the Director.

15. This Order is binding upon Indemnity's successors and assigns.

16. This Order is a "Final Order" under ORS 183.310(6)(b). Subject to that provision, the entry of this Order does not limit other remedies that are available to the Director under Oregon law.

SO ORDERED this 21st day of September, 2020 in Salem, Oregon.

ANDREW R. STOLFI, Director
Department of Consumer and Business Services

/s/ Dorothy Bean
Dorothy Bean, Chief of Enforcement
Division of Financial Regulation

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ENTITY CONSENT TO ENTRY OF ORDER

I, James Hart, am an officer or manager of Indemnity National Insurance Company ("Indemnity"). I am authorized to act and sign on behalf of Indemnity. I have read the foregoing Order, and I know and fully understand the contents hereof, without admitting or denying the Findings of Fact and Conclusions of Law. I have been advised of the right to a hearing and of the right to be represented by counsel in this matter. Indemnity voluntarily consents to the entry of this Order with no force or duress, expressly waiving any right to a hearing in this matter and any rights to administrative or judicial review of this Order. Indemnity understands that the Director reserves the right to take further action to enforce this Order or to take action upon discovery that Indemnity has committed other violations of the Oregon Insurance Code. Indemnity, along with its officers, directors, employees, or agents, shall comply with the terms and conditions stated herein.

Indemnity understands that this Order is a public document.

Signature: /s/ James Hart

Position Held: CFO

ACKNOWLEDGMENT

State of Tennessee

County of Williamson

Signed or attested before me on the 3rd of September, 2020.

/s/ Katelyn Lord
Notary Public

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