

MIKE KREIDLER
STATE INSURANCE COMMISSIONER



OFFICE OF
INSURANCE COMMISSIONER
HEARINGS UNIT
Fax: (360) 664-2782

FILED

2006 NOV -3 P 2:32

DECLARATION OF MAILING

I declare under penalty of perjury under the laws of the State of Washington that on the date listed below, I mailed or caused delivery of a true copy of this document to parties listed below
DATED this 3rd day of Nov. 2006 at Tumwater, Washington.

Signed: W. Galloway

Patricia D. Petersen
Chief Hearing Officer
(360) 725-7105

Hearings Unit, DIC
Patricia D. Petersen
Wendy Galloway, Officer
Paralegal
(360) 725-7002
Wendyg@OIC.wa.gov.

BEFORE THE STATE OF WASHINGTON
OFFICE OF INSURANCE COMMISSIONER

In the Matter of:)
)
PEACHTREE CASUALTY)
INSURANCE COMPANY,)
)
An Authorized Insurer.)

No. D06-227
FINAL ORDER TERMINATING
PROCEEDING

To: Mr. William Dial, President
Peachtree Casualty Insurance Company
2889 Elmwood Drive
Smyrna, Georgia 30080

Jason Anderson, Esquire
Carney Badley and Spellman, P.S.
701 Fifth Avenue, Suite 3600
Seattle, Washington 98104-7010

Copy To: Mike Kreidler, Insurance Commissioner
Mike Watson, Chief Deputy Commissioner
Jim Odiorne, Deputy Commissioner for Company Supervision
Carol Sureau, Deputy Commissioner, Legal Affairs
Marcia Stickler, Staff Attorney, Legal Affairs
Post Office Box 40255
Olympia, Washington 98504-0255

On July 18, 2006, Peachtree Casualty Insurance Company (Peachtree), by and through Jason Anderson, Esquire for Carney Badley and Spellman of Seattle, filed a Request for Hearing and that a recommended decision first be entered by an administrative law judge from the Office of Administrative Hearings. Peachtree's



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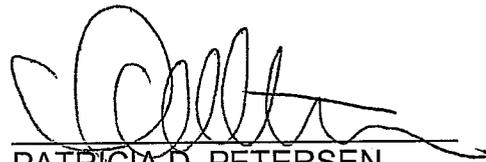
request for hearing objected to the Insurance Commissioner's (OIC) June 28, 2006 Proposed Consent Order No. D06-227 and the OIC's actions associated with that order. On July 27, 2006, this matter was transferred to the Office of Administrative Hearings for review. The Insurance Commissioner appeared pro se by and through Marcia Stickler, Staff Attorney for Legal Affairs.

Prior to any hearings a settlement was reached and on August 31, 2006 and September 8, 2006, a Revised Consent Order Imposing a Fine was fully executed. A copy of the order is attached hereto and is by this reference incorporated herein. On September 19, 2006, a letter from Jason Anderson, attorney for Peachtree, was filed stating that the matter was resolved and that a hearing would no longer be necessary. On October 30, 2006, an Initial Order Dismissing Proceeding Due to Withdrawal was entered by Adam Torem, Administrative Law Judge. Accordingly, the hearings file was transferred to the undersigned to enter a Final Order.

Based upon the above activity:

IT IS HEREBY ORDERED that this proceeding, Docket No. D06-227, is hereby terminated.

ENTERED this 3rd day of November, 2006, at Tumwater, Washington.



PATRICIA D. PETERSEN
Chief Hearing Officer



1873 09/06/06 \$3,750.00

OFFICE OF
INSURANCE COMMISSIONER

In the Matter of)	No. D06-227
)	
PEACHTREE CASUALTY)	REVISED
INSURANCE COMPANY)	CONSENT ORDER
)	IMPOSING A FINE
)	

Findings of Fact:

1. Peachtree Casualty Insurance Company ("Peachtree Casualty") is authorized to conduct insurance business in Washington State. It issues vehicle insurance.
2. Revised Code of Washington § 48.05.073 requires every insurer to file its financial statements with the Office of the Insurance Commissioner ("OIC") as required by the insurance code and the commissioner in accordance with the *National Association of Insurance Commissioners' Quarterly and Annual Statement Filing Instructions*.
4. Peachtree Casualty completed filing its calendar year 2004 Annual Statement and April Supplemental filings on May 4, 2005. Peachtree Casualty filed its 2004 Audited Financial Statements on December 14, 2005.
5. Peachtree Casualty filed its 2005 Annual Statement and 2005 April Supplemental filings on April 28, 2006.

Conclusions of Law:

1. Peachtree Casualty's failure to timely file its calendar year 2004 Annual Statement, 2004 April Supplemental filings, 2004 Audited Financial Statements, 2005 Annual Statement and 2005 April Supplemental filings constitutes five violations of RCW 48.05.250.
2. RCW 48.05.185 authorizes the Commissioner to impose a fine in lieu of or in addition to the suspension or revocation of an insurer's certificate of authority.

Consent to Order:

Peachtree Casualty consents to the following, in order to resolve this matter without further legal or administrative proceedings. The Insurance Commissioner consents to resolve this matter in consideration of the insurer's payment of a fine as set forth below.

1. Peachtree Casualty consents to the entry of the foregoing Findings of Fact and Conclusions of Law, and acknowledges its duty to comply fully with all applicable laws and regulations of the State of Washington. It waives further administrative or legal challenge to the

actions taken, or to be taken, by the Insurance Commissioner, related to the subject matter of this Order.

2. Within thirty days of the entry of this Order, Peachtree Casualty will pay to the Insurance Commissioner a fine in the amount of \$3,750 (three thousand seven hundred fifty dollars).

3. Failure to pay the fine in full within thirty days of the entry of this order will constitute grounds for revocation of the certificate of authority held by Peachtree Casualty in Washington State. It will also result in a civil action being brought by the Attorney General on behalf of the Insurance Commissioner, to recover the fine.

Executed this 31ST day of August, 2006.

PEACHTREE CASUALTY INSURANCE COMPANY

By: Jairam Yerramilli

Printed Name: JAIRAM YERRAMILI

Printed Corporate Title: TREASURER

Pursuant to the foregoing Findings of Fact, Conclusions of Law, and Consent to Order, the Insurance Commissioner orders as follows:

Order:

1. Peachtree Casualty Insurance Company is ordered to pay, within thirty days of the entry of this order, a fine in the amount of \$3,750 (three thousand seven hundred fifty dollars).

2. Failure to pay the fine timely and in full will constitute grounds for revocation of the certificate of authority held by the insurer in Washington State. It will also result in a civil action being brought by the Attorney General on behalf of the Insurance Commissioner, to recover the fine.

Executed this 8th day of September 2006.

MIKE KREIDLER
Insurance Commissioner

By: Marcia G. Stickler
Marcia G. Stickler
Legal Affairs Division