



OFFICE OF  
INSURANCE COMMISSIONER  
HEARINGS UNIT

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November 18, 2008

Kimberly Osenbaugh, Attorney  
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Legal Affairs Division  
Office of the Insurance Commissioner  
P.O. Box 40255  
Olympia, WA 98504-0255

Chicago Title Company  
601 Riverside Avenue  
Jacksonville, FL 32204

Re: Chicago Title Insurance Company, Docket No. 2008-INS-0002 & D07-308  
Notice of Review and Oral Argument

Dear Ms. Osenbaugh and Mr. Singer:

The Hearings Unit is in receipt of the Initial Order, together with the entire hearing file, in the above-referenced matter which was heard in the Office of Administrative Proceedings (OAH). Contrary to the information provided by OAH in its Review Rights attached to the Initial Order, WAC 284-02-080(2)(c) provides:

*(i) The insurance commissioner may delegate the authority to hear and determine the matter and enter the final order under RCW 48.02.100 and 34.05.461 to a presiding officer; or may use the services of an administrative law judge in accordance with chapter 34.12 RCW and the Administrative Procedure Act (chapter 34.05 RCW). The initial order of an administrative law judge will not become a final order without the commissioner's review (RCW 34.05.464.*  
[Emphasis added.]

For this reason, this matter is now before Judge Patricia Petersen to review the transcript of the proceeding and the entire hearing file and to enter a Final Findings of Facts, Conclusions of Law and Order. This process will again be governed by the

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Administrative Procedure Act, Title 34 RCW, without any input of any kind from the insurance commissioner or any of his staff.

Judge Petersen has advised me that in this case she would like to hear oral argument from the parties. Following oral argument, only if a party chooses, written briefs can be submitted at a time to be determined at oral argument.

Accordingly, in approximately 5 working days you will be contacted by the Hearings Unit to schedule a mutually convenient date for oral argument in this matter.

Please let me know if you have any questions or concerns. Thank you.

Sincerely,

*Wendy Galloway*

WENDY GALLOWAY

:wmg

**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 the parties listed above  
DATED this 18th day of Nov. 2008.  
at Tumwater, Washington.

Signed: *Wendy Galloway*