



OFFICE OF
INSURANCE COMMISSIONER
HEARINGS UNIT

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

Nicole Kelly
Paralegal
(360) 725-7002
NicoleK@oic.wa.gov

BEFORE THE STATE OF WASHINGTON
OFFICE OF INSURANCE COMMISSIONER

In the Matter of:)	
)	No. 10-0039
GLOBAL RESCUE, LLC)	
)	NOTICE OF HEARING
)	
A Service Provider)	
_____)	

TO: Lee Calligaro, Esq.
Epstein Becker & Green, P.C.
1227 25th Street NW, 7th Floor
Washington, DC 20037

COPY TO: Mike Kreidler, Insurance Commissioner
Mike Watson, Chief Deputy Insurance Commissioner
Carol Sureau, Deputy Commissioner, Legal Affairs Division
Marcia Stickler, Staff Attorney, Legal Affairs Division
Office of the Insurance Commissioner
PO Box 40255
Olympia, WA 98504-0255

On February 18, 2010 the Insurance Commissioner (Commissioner) received an electronic mail message from Lee Calligaro, Esq. of Epstein Becker & Green, P.C., representing Global Rescue, LLC (Global) in this matter. Said letter shall be considered a Demand for Hearing. The purpose of said Demand for Hearing is to contest the Commissioner's threatened action to issue a Cease and Desist Order.

The Commissioner's position is that, by its activities, Global is acting as an insurer in Washington state. For this reason, the Commissioner has threatened a Cease and Desist Order against Global.

On March 10, 2010, the undersigned held a first prehearing teleconference in this matter. Mr. Calligaro, along with Mr. Ross Freidberg, also of Epstein Becker & Green, P.C., appeared on behalf of Global. The Commissioner appeared pro se, by and through Marcia Stickler, Esq., Staff Attorney in the Commissioner's Legal Affairs Division.

During said prehearing conference, the undersigned reviewed administrative procedure and addressed all questions and concerns of the parties. By agreement of the parties, a hearing was scheduled to commence at 10 a.m., on Monday, April 19, 2010 and continue on succeeding days until terminated and the parties agreed upon dates for filing of briefs. Further, upon request of Global and the Commissioner, the undersigned ordered that given the nature of this matter, the hearing could be held via teleconference. Finally, the parties advised that they were interested in having this matter resolved by either declaratory ruling or summary judgment, with the Commissioner's preference being for summary judgment; the undersigned advised that the choice could be made following submission of briefs pursuant to the briefing schedule.

Finally, the parties were informed if they had any future questions or concerns, or requests for additional prehearing conferences, they should contact Nicole Kelly, Paralegal to the undersigned, who can be reached by telephone at (360) 725-7002, e-mail at nicolek@oic.wa.gov, or at the above address.

The hearing will be held under the authority of Title 48 RCW and specifically RCW 48.04, Title 34 RCW and regulations applicable thereto. Pursuant thereto, the Commissioner has delegated to the undersigned the authority to conduct all activities preliminary to the hearing, the hearing and any activities following the hearing, and to determine and enter the final decision in this matter. Pursuant to Title 34 RCW, the undersigned shall handle these activities and make the final decision herein without input or communication with the Commissioner or any member of his staff or others who have knowledge of the facts herein. Messrs. Calligaro and Freidberg will represent Global. The address for Messrs. Calligaro and Freidberg is Epstein Becker & Green, 1227 25th Street NW, Seventh Floor, Washington, District of Columbia and Mr. Calligaro's telephone number is (202) 955-7188. The Commissioner will appear pro se, by and through Ms. Stickler. Ms. Stickler's address is Office of the Insurance Commissioner, Post Office Box 40255, Olympia, Washington 98504-0255 and her telephone number is (360) 725-7048.

Based upon the above activity,

IT IS HEREBY ORDERED that the hearing in this matter shall be held by telephone unless circumstances arise where in the discretion of the undersigned it is more reasonable that it be held in person;

IT IS FURTHER ORDERED that the hearing shall commence at 10 a.m. PST on April 19, 2010 and continue on succeeding days until terminated;

IT IS FURTHER ORDERED that the Commissioner's brief shall be filed on or before close of business on Friday, March 26, 2010; Global's brief shall be filed on or before Friday, April 9, 2010; and the Commissioner's Reply brief, if any, shall be filed on or before Friday, April 16, 2010.

As required by RCW 34.05.434(2)(I), you are advised that a party who fails to attend or participate in the hearing or other stage of the adjudicative proceeding may be held in default in accordance with ch. 34.05 RCW.

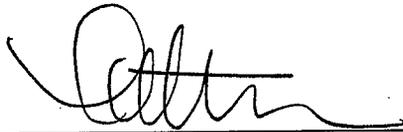
Pursuant to WAC 10-08-040(2) and in accordance with ch. 2.42 RCW, if a limited English-speaking or hearing impaired or speech impaired party or witness needs an interpreter, a qualified interpreter will be appointed. There will be no cost to the party or witness therefore, except as may be provided by ch. 2.42 RCW. A Request for Interpreter form is attached to this Notice, with instructions thereon.

This Notice is provided pursuant to RCW 48.04.010 and RCW 34.05.434.

Based upon the above activity,

IT IS HEREBY ORDERED that the adjudicative proceeding in this matter shall commence on **Monday, April 19, 2010, at 10 a.m.**, Pacific Standard Time. All parties will be contacted by Nicole Kelly, Paralegal to the undersigned at that time.

ENTERED AT TUMWATER, WASHINGTON, this 17th day of March, 2010, pursuant to RCW 48.04, Title 34 RCW and applicable regulations.

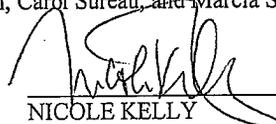


PATRICIA D. PETERSEN
Chief Hearing Officer
Presiding Officer

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 through normal office mailing custom, a true copy of this document to the following people at their addresses listed above: Lee Calligaro, Esq., Mike Kreidler, Mike Watson, Carol Sureau, and Marcia Stickler.

DATED this 17th day of March, 2010.


NICOLE KELLY