



**FILED**

**OCT 27 2013**

Doctored by: SP

OFFICE OF INSURANCE REGULATION

KEVIN M. McCARTY  
COMMISSIONER

IN THE MATTER OF:

CASE NO.: 77045-04-CO

**GUARANTEE TRUST  
LIFE INSURANCE COMPANY**  
Life and Health Market Investigations

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**CONSENT ORDER**

THIS CAUSE came on for consideration as the result of an agreement between **GUARANTEE TRUST LIFE INSURANCE COMPANY** (hereinafter referred to as “**GUARANTEE TRUST**”) and the **OFFICE OF INSURANCE REGULATION**, (hereinafter referred to as the “**OFFICE**”). Following a complete review of the entire record, and upon consideration thereof, and being otherwise fully advised in the premises, the **OFFICE** finds as follows:

1. The **OFFICE** has jurisdiction over the subject matter of, and parties to, this proceeding.
2. **GUARANTEE TRUST** is a foreign insurer authorized to transact insurance business in the State of Florida and is subject to the jurisdiction and regulation of the **OFFICE** in accordance with the Florida Insurance Code and Florida Administrative Code.
3. The **OFFICE** conducted an investigation pursuant to Section 624.318, Florida Statutes. As a result of such investigation, the **OFFICE** determined that

**GUARANTEE TRUST** violated the following provisions of the Florida Insurance Code and the Florida Administrative Code:

(a) **GUARANTEE TRUST** failed to comply with revisions to the Credit Life and Disability Rule (Rule 4-163.002, F.A.C.), effective July 1, 2003, by failing to file with the **OFFICE** a rate filing reducing its prima facie rates for its credit life and credit disability insurance.

(b) **GUARANTEE TRUST** failed to comply with revisions to the Credit Life and Disability Rule (Rule 4-163.0045, F.A.C.), effective July 1, 2003, by failing to timely file with the **OFFICE** all applicable forms related to credit life and credit disability insurance.

4. **GUARANTEE TRUST** and the **OFFICE** hereby agree:

(a) **GUARANTEE TRUST** shall pay a penalty of Ten Thousand Dollars (\$10,000) and administrative costs of One Thousand Five Hundred Dollars (\$1,500) within thirty (30) days from the date this Consent Order is executed.

(b) **GUARANTEE TRUST** is hereby placed on notice of the requirements of the above referenced sections of law and agrees that any future violations of these sections by **GUARANTEE TRUST** may be deemed willful, subjecting **GUARANTEE TRUST** to appropriate penalties.

5. The **OFFICE** and **GUARANTEE TRUST** expressly waive a hearing in this matter, and the making of Findings of Fact and Conclusions of Law by the **OFFICE** and all further and other proceedings herein to which the parties may be entitled by law or rules of the **OFFICE**. **GUARANTEE TRUST** hereby knowingly and voluntarily waives all rights to challenge or to

contest this Order, in any forum now available to it, including the right to any administrative proceeding, circuit or federal court action, or any appeal.

6. **GUARANTEE TRUST** agrees that the failure to adhere to one or more of the terms and conditions of this Order shall constitute a violation of a lawful order of the **OFFICE**, and shall subject **GUARANTEE TRUST** to such administrative action as the **OFFICE** may deem appropriate.

7. Except as noted above, each party to this action shall bear its own costs and attorney's fees.

**THEREFORE**, the agreement between **GUARANTEE TRUST** and the **OFFICE**, consisting of the terms and conditions set forth above, is approved.

**FURTHER**, all terms and conditions above are hereby **ORDERED**.

**DONE AND ORDERED** this 27<sup>th</sup> day of OCTOBER, 2005.



\_\_\_\_\_  
Kevin M. McCarty, Commissioner  
Office of Insurance Regulation

By execution hereof, **GUARANTEE TRUST LIFE INSURANCE COMPANY** consents to entry of this Consent Order, agrees without reservation to all of the above terms and conditions, and shall be bound by all provisions herein. The undersigned represents, pursuant to Section 624.310, Florida Statutes, that he/she has the authority to bind **GUARANTEE TRUST LIFE INSURANCE COMPANY** to the terms and conditions of this Consent Order.

**GUARANTEE TRUST LIFE INSURANCE COMPANY**

By: ALLAN J. HEINDL

Corporate Seal

Print or Type Name

Title: VICE President

Date: 10/14/05

County of COOK

State of ILLINOIS

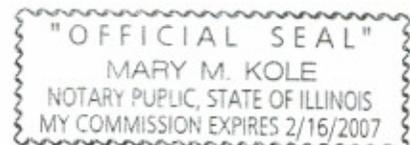
On OCT 14, 2005 before me, A NOTARY PUBLIC, personally appeared ALLAN J. HEINDL, personally known to me (or proved to me on the basis of satisfactory evidence) to be the person whose name is subscribed to the within instrument and acknowledged to me that he/she executed the same in his/her authorized capacity, and that by his/her signature on the instrument, the person or the entity upon whose behalf the person acted, executed the instrument.

Subscribed and sworn to before me this 14TH day of OCTOBER, 2 005

Signature \_\_\_\_\_  
(Signature of Notary Public)

[NOTARIAL SEAL]

My Commission Expires: 2/16/07



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