



OFFICE OF INSURANCE REGULATION Docketed by:

OFFICE OF INSURANCE REGULATION

KEVIN M. MCCARTY COMMISSIONER

IN THE MATTER OF:

CASE NO.: 185218-16-CO

HANNOVER RE (BERMUDA) LTD.

# AMENDMENT TO CONSENT ORDER

THIS CAUSE came on for consideration as a result of an agreement between HANNOVER RE (BERMUDA) LTD. (hereinafter referred to as "HANNOVER") and the OFFICE OF INSURANCE REGULATION (hereinafter referred to as the "OFFICE") regarding the status of HANNOVER as a Certified Reinsurer in the state of Florida. Following a complete review of the record, and upon consideration thereof, and being otherwise fully advised in the premises, the OFFICE hereby finds as follows:

- 1. The OFFICE has jurisdiction over the subject matter and of the parties herein.
- 2. HANNOVER is a Certified Reinsurer in the state of Florida pursuant to Section 624.610(3)(e), Florida Statutes, Rule 69O-144.007, Florida Administrative Code, and the Consent Order that was executed by HANNOVER and the OFFICE on January 4, 2016, case number 184129-15-CO ("Consent Order 184129-15-CO," attached as Exhibit A).
- 3. Paragraph 14 of Consent Order 184129-15-CO limited HANNOVER's Certified Reinsurer status to property catastrophe reinsurance. Upon agreement between HANNOVER and the OFFICE, Paragraph 14 of Consent Order 184129-15-CO is hereby revised to eliminate said restriction.

- 4. Accordingly, Paragraph 14 of Consent Order 184129-15-CO is hereby replaced with the following language:
  - 14. Pursuant to Rule 69O-144.007(8)(d)(2), Florida Administrative Code, HANNOVER shall assume only the kind or kinds of reinsurance ceded by ceding insurers for which HANNOVER is authorized in its domiciliary jurisdiction.
- 5. All other terms and conditions in Consent Order 184129-15-CO shall remain in full force and effect.
  - 6. Each party to this action shall bear its own costs and attorneys' fees.
- 7. HANNOVER expressly waives a hearing in this matter, the making of Findings of Fact and Conclusions of Law by the OFFICE, and all further and other proceedings to which it may be entitled by law or rules of the OFFICE. HANNOVER hereby knowingly and voluntarily waives all rights to challenge or to contest this Consent Order in any forum now or in the future available to it, including the rights to any administrative proceeding, circuit or federal court action, or any appeal.
- 8. HANNOVER and the OFFICE agree that this Consent Order shall be deemed to be executed when the OFFICE has signed a copy of this Consent Order bearing the signature of HANNOVER or its authorized representative notwithstanding the fact that the copy was transmitted to the OFFICE electronically. Further, HANNOVER agrees that its signature as affixed to this Consent Order shall be under the seal of a Notary Public.

WHEREFORE, the agreement between HANNOVER RE (BERMUDA) LTD. and the OFFICE OF INSURANCE REGULATION, the terms and conditions of which are set forth above, is APPROVED.

FURTHER, all terms and conditions above are hereby ORDERED.

DONE and ORDERED this

7th day of March, 201

Kevin M. McCarty, Commissioner

Office of Insurance Regulation

By execution hereof, HANNOVER RE (BERMUDA) LTD. 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 that he or she has the authority to bind HANNOVER RE (BERMUDA) LTD. to the terms and conditions of this Consent Order.



## COPIES FURNISHED TO:

NICK CARDINEZ, CHIEF FINANCIAL OFFICER, CHIEF RISK OFFICER HANNOVER RE (BERMUDA) LTD. c/o Locke Lord LLP

Three World Financial Center New York, New York 10281 Tel. No. 212-812-8322

E-Mail: nick.cardinez@hannover-re.bm

#### ROBERT A. ROMANO, PARTNER

Locke Lord LLP Three World Financial Center New York, New York 10281 Tel. No. 212-812-8322

E-Mail: <u>rromano@lockelord.com</u>

# ROBERT RIDENOUR, DIRECTOR

Office of Insurance Regulation 200 East Gaines Street Tallahassee, FL 32399

## PATRICK D. FLEMMING, ASSISTANT GENERAL COUNSEL

Office of Insurance Regulation 200 East Gaines Street Tallahassee, FL 32399

E-Mail: Patrick.Flemming@floir.com

# EXHIBIT A



FILED

JAN 04 2016

OFFICE OF
INSURANCE REGULATION
Docketed by:

# OFFICE OF INSURANCE REGULATION

KEVIN M. MCCARTY COMMISSIONER

IN THE MATTER OF:

CASE NO.: 184129-15-CO

HANNOVER RE (BERMUDA) LTD.

# **CONSENT ORDER**

THIS CAUSE came on for consideration as a result of an agreement between HANNOVER RE (BERMUDA) LTD. (hereinafter referred to as "HANNOVER") and the FLORIDA OFFICE OF INSURANCE REGULATION (hereinafter referred to as the "OFFICE") regarding HANNOVER's status as a Certified Reinsurer in the state of Florida. Following a complete review of the record, and upon consideration thereof, and being otherwise fully advised in the premises, the OFFICE hereby finds as follows:

- 1. The OFFICE has jurisdiction over the subject matter and of the parties herein.
- 2. HANNOVER is a Certified Reinsurer in the state of Florida pursuant to Section 624.610(3)(e), Florida Statutes, Rule 69O-144.007, Florida Administrative Code, and the Consent Order that was executed by HANNOVER and the OFFICE on September 21, 2010, case number 111450-10-CO ("Consent Order 111450-10-CO," attached as Exhibit A).
- 3. The Consent Order was amended twice: first, by Order of the OFFICE dated December 26, 2012, to extend HANNOVER's status as a Certified Reinsurer<sup>1</sup>; and second, by

<sup>&</sup>lt;sup>1</sup> HANNOVER was previously referred to as an "Eligible Reinsurer" in the Florida. However, Rule 690-144.007, Florida Administrative Code, was amended effective July 28, 2015, to

Consent Order between HANNOVER and the OFFICE dated February 2, 2015, to reduce the collateral HANNOVER is required to post for the ceding insurer to take one hundred percent (100%) credit in its financial statement on account of such reinsurance ceded from twenty percent (20%) to ten percent (10%) (collectively, the "Amendments," attached as Exhibits B and C, respectively).

- 4. To consolidate the Amendments and Consent Order 111450-10-CO and extend HANNOVER's status as a Certified Reinsurer in the state of Florida, HANNOVER and the OFFICE hereby execute this Consent Order and agree that it shall supersede Consent Order 111450-10 and govern HANNOVER's status as a Certified Reinsurer in the state of Florida.
- 5. HANNOVER represents that its purpose for being a Certified Reinsurer under Section 624.610(3)(e), Florida Statutes, and Rule 69O-144.007, Florida Administrative Code, is to allow ceding insurers to take credit in their accounting and in financial statements on account of such reinsurance ceded without HANNOVER posting full collateral.
- 6. HANNOVER has represented and the OFFICE finds that HANNOVER is still in compliance with all of the requirements of the Florida Insurance Code and Florida Administrative Code to being a Certified Reinsurer in the state of Florida.
- 7. HANNOVER is also a certified reinsurer in the state of New York, an NAIC accredited jurisdiction.
- 8. Section 2.E.(7) of the National Association of Insurance Commissioners ("NAIC") Credit for Reinsurance Model Law states:

If an applicant for certification has been certified as a reinsurer in an NAIC accredited jurisdiction, the commissioner has the discretion to defer to that jurisdiction's certification, and has the discretion to defer to the rating assigned by

substitute the term "certified reinsurer" for "eligible reinsurer." Therefore HANNOVER is now classified as a Certified Reinsurer in Florida.

that jurisdiction, and such assuming insurer shall be considered to be a certified reinsurer in this state.

- 9. Based on HANNOVER's certified reinsurer status in the state of New York, pursuant to Section 2.E.(7) of the NAIC Credit for Reinsurance Model Law and Rule 690-144.007, Florida Administrative Code, this Consent Order shall remain in effect and HANNOVER's status as a Certified Reinsurer shall continue until either HANNOVER is no longer a Certified Reinsurer in the state of New York or HANNOVER surrenders its status, fails to meet the requirements of the Florida Insurance Code or Rule 690-144.007, Florida Administrative Code, or has its status withdrawn pursuant to Rule 690-144.007, Florida Administrative Code, or this Consent Order.
- 10. The minimum collateral a Certified Reinsurer is required to post for the ceding insurer to take one hundred percent (100%) credit in its financial statements on account of such reinsurance ceded is based on the secure rating the Certified Reinsurer is assigned by the OFFICE. Pursuant to Rule 69O-144.007(8)(e)1., Florida Administrative Code:

The maximum rating that a certified reinsurer may be assigned will correspond to its financial strength rating as outlined in subsection (4) of this rule. The Office shall use the lowest financial strength rating received from a rating agency indicated in paragraph 3(a)-(e) of this rule in establishing the maximum rating of a certified reinsurer.

- 11. HANNOVER represents that it currently has secure financial strength ratings of "A+" from A.M. Best and "AA-" from Standard and Poor's.
- 12. For purposes of Rule 69O-144.007(4), Florida Administrative Code, HANNOVER acknowledges the collateral required for the ceding insurer to take one hundred percent (100%) credit in its financial statement on account of such reinsurance ceded be no less than ten percent (10%), unless otherwise amended by the OFFICE. Said collateral requirement shall take effect for agreements incepting on or after January 1, 2015, up until such time as the

collateral requirement may be further amended by the OFFICE. For agreements incepting after September 21, 2010 and before January 1, 2015, twenty percent (20%) is still the minimum collateral HANNOVER is required to post for a ceding company to take one hundred percent (100%) credit in its financial statements on account of such reinsurance ceded to HANNOVER. The OFFICE and HANNOVER acknowledge that HANNOVER's collateral requirement is unchanged by the modified security requirements in Rule 69O-144.007, Florida Administrative Code, as amended and effective July 28, 2015.

- 13. HANNOVER represents that it has established collateral security in the form of letters of credit for purposes of securing its U.S. liabilities to U.S. cedant insurers and that such letters of credit comply with Section 624.610(4)(c), Florida Statutes, and Rule 690-144.005(6), Florida Administrative Code. HANNOVER agrees that any other form of security it utilizes in lieu of letters of credit shall comply with Section 624.610, Florida Statutes, and Rule 690-144.007, Florida Administrative Code.
- 14. Pursuant to Rule 69O-144.007(8)(d)(2), Florida Administrative Code, HANNOVER shall assume only the kind or kinds of reinsurance ceded by ceding insurers for which HANNOVER is authorized in its domiciliary jurisdiction. Further, HANNOVER acknowledges that its Certified Reinsurer status shall only apply to property catastrophe reinsurance.
- 15. HANNOVER acknowledges that in order to maintain its status as a Certified Reinsurer, it is required to file annually with the OFFICE all documentation required by Rule 69O-144.007(8)(h), Florida Administrative Code, on or before the dates on which HANNOVER is required to file documentation with respect to its status as a Certified Reinsurer.

- 16. HANNOVER submits to the jurisdiction of the United States' courts and has appointed an agent for service of process in Florida (attached as Exhibit D). Furthermore, HANNOVER agrees to post one hundred percent (100%) collateral for its Florida liabilities if it resists the enforcement of a valid and final judgment from a court in the United States or if otherwise required by the OFFICE pursuant to Rule 69O-144.007, Florida Administrative Code.
- 17. HANNOVER affirms that all representations made herein and in connection with this Consent Order are true and material to the issuance of this Consent Order. HANNOVER further acknowledges that all requirements set forth herein are material to the issuance of this Consent Order.
- 18. HANNOVER agrees that it will adhere to the continuing requirements for a Certified Reinsurer as described in Rule 69O-144.007, Florida Administrative Code.
- 19. HANNOVER shall report to the OFFICE, Bureau of Property & Casualty Financial Oversight, any time that it is named as a party defendant in a class action lawsuit within fifteen (15) days after the class is certified, and HANNOVER shall include a copy of the complaint at the time it reports the class action lawsuit to the OFFICE.
- 20. HANNOVER agrees that, upon execution of this Consent Order by the OFFICE, failure to adhere to one or more of the terms and conditions contained herein may result, without further proceedings, in the withdrawal of HANNOVER's status as a Certified Reinsurer in this state in accordance with Sections 120.569(2)(n) and 120.60(6), Florida Statutes.
- 21. The deadlines set forth in this Consent Order may be extended by written approval of the OFFICE. Approval of any deadline extension is subject to statutory or administrative regulation limitations.
  - 22. Each party to this action shall bear its own costs and attorneys' fees.

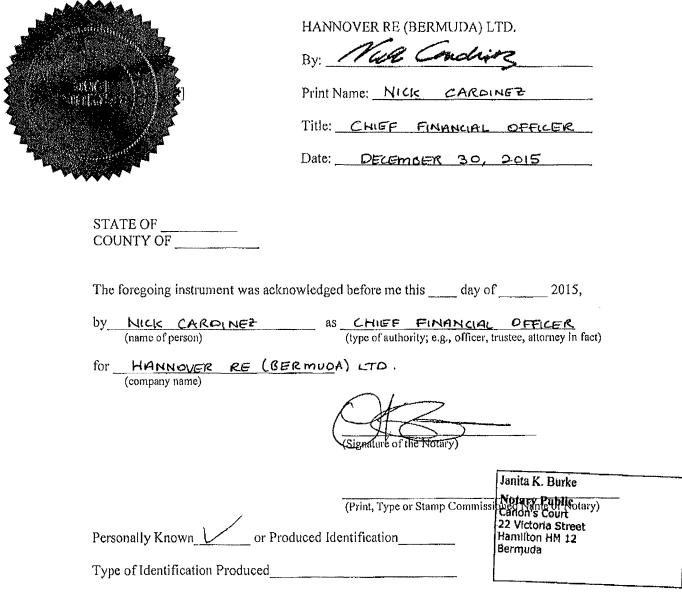
- 23. Executive Order 13224, signed by President George W. Bush on September 23, 2001, blocks the assets of terrorists and terrorist support organizations identified by the United States Department of the Treasury, Office of Foreign Assets Control. The Executive Order also prohibits any transactions by U.S. persons involved in the blocked assets and interests. The list of identified terrorists and terrorist support organizations is periodically updated at the Treasury Department's Office of Foreign Assets Control website, <a href="http://www.treas.gov/ofac.">http://www.treas.gov/ofac.</a> HANNOVER shall maintain and adhere to procedures necessary to detect and prevent prohibited transactions with individuals and entities that have been identified at the Treasury Department's Office of Foreign Assets Control website.
- 24. HANNOVER expressly waives a hearing in this matter, the making of Findings of Fact and Conclusions of Law by the OFFICE, and all further and other proceedings to which it may be entitled by law or rules of the OFFICE. HANNOVER hereby knowingly and voluntarily waives all rights to challenge or to contest this Consent Order in any forum now or in the future available to it, including the rights to any administrative proceeding, circuit or federal court action, or any appeal.
- 25. HANNOVER and the OFFICE agree that this Consent Order shall be deemed to be executed when the OFFICE has signed a copy of this Consent Order bearing the signature of HANNOVER or its authorized representative notwithstanding the fact that the copy was transmitted to the OFFICE electronically. Further, HANNOVER agrees that its signature as affixed to this Consent Order shall be under the seal of a Notary Public.

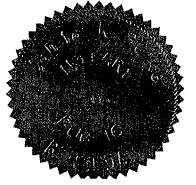
WHEREFORE, the agreement between HANNOVER RE (BERMUDA) LTD. and the OFFICE OF INSURANCE REGULATION, the terms and conditions of which are set forth above, is APPROVED.

FURTHER, all terms and conditions above are hereby ORDERED.

DONE and ORDERED this Lite day of January, 2016.

By execution hereof, HANNOVER RE (BERMUDA) LTD. consents to entry of this Consent Order, agrees without reservation to all of the terms and conditions of this Consent Order, and shall be bound by all provisions herein. The undersigned represents that he or she has the authority to bind HANNOVER RE (BERMUDA) LTD. to the terms and conditions of this to Consent Order.







#### COPIES FURNISHED TO:

NICK CARDINEZ, CHIEF FINANCIAL OFFICER, CHIEF RISK OFFICER HANNOVER RE (BERMUDA) LTD.

c/o Locke Lord LLP

Three World Financial Center

New York, New York 10281

Tel. No. 212-812-8322

E-Mail: nick.cardinez@hannover-re.bm

#### ROBERT A. ROMANO, PARTNER

Locke Lord LLP

Three World Financial Center

New York, New York 10281

Tel. No. 212-812-8322

E-Mail: rromano@lockelord.com

## DAVID ALTMAIER, DEPUTY COMMISSIONER

Property and Casualty

Office of Insurance Regulation

200 East Gaines Street

Tallahassee, FL 32399-0329

E-Mail: David.Altmaier@floir.com

#### ROBERT RIDENOUR, DIRECTOR

Property and Casualty, Financial Oversight

Office of Insurance Regulation

200 East Gaines Street

Tallahassee, FL 32399-0329

E-Mail: Robert.Ridenour@floir.com

## VIRGINIA A. CHRISTY, CHIEF ASSISTANT GENERAL COUNSEL

Office of Insurance Regulation

Legal Services Office

200 East Gaines Street

Tallahassee, FL 32399

E-Mail: Virginia.Christy@floir.com

FILED



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# OFFICE OF INSURANCE REGULATION

KEVIN M. MCCARTY
COMMISSIONER

IN THE MATTER OF:

CASE NO.: 111450-10-CO

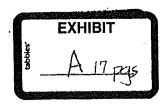
HANNOVER RE (BERMUDA) LTD.

## CONSENT ORDER

THIS CAUSE came on for consideration upon the filing of an application with the OFFICE OF INSURANCE REGULATION (hereinafter referred to as the "OFFICE") by HANNOVER RE (BERMUDA) LTD. (hereinafter referred to as "APPLICANT") to become an Eligible Reinsurer (hereinafter referred to as "Application"), pursuant to Section 624.610(3)(e), Florida Statutes, and Rule 690-144.007, Florida Administrative Code (which is hereby incorporated by reference and attached as Exhibit A). Following a complete review of the entire record, and upon consideration thereof, and being otherwise fully advised in the premises, the OFFICE hereby finds, as follows:

- 1. The OFFICE has jurisdiction over the subject matter and of the parties herein.
- 2. APPLICANT has applied for and, subject to the present and continuing satisfaction of the requirements, terms, and conditions established herein, mot all of the conditions precedent to becoming an Eligible Reinsurer in Florida, pursuant to the requirements set forth by the Florida Insurance Code.

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- 3: APPLICANT is a stock instirer that was organized under the laws of Bermuda, and whose shares are owned and controlled one hundred percent (100%) by Hannover Rück Beteiligung Verwaltungs-GmbH, (Germany) whose shares are owned and controlled one hundred percent (100%) by Hannover Rückversicherung AG, a company domiciled in Germany, whose shares are owned and controlled fifty and twenty two hundredths percent (50.22%) by Talanx AG, a company domiciled in Germany, whose shares are owned and controlled one hundred percent (100%) by The Group Haftpflichtverband der Doutschen Industrie V.a.G. (HDI), a company domiciled in Germany. Hannover Rückversicherung AG is a publicly traded entity operating on the Over the Counter (OTC) market in the United States.
- 4. APPLICANT has represented that the purpose of its Application to be become an Bligible Reinsurer under Section 624.610(3)(e), Florida Statutes, and Rule 69O-144.007, Florida Administrative Code, is to allow ceding insurers (defined in the Rule as domestic insurers) to take credit in their accounting and in financial statements on account of such reinsurance ceded without full collateral.
- 5. In determining APPLICANT's qualifications as an Eligible Reinsurer pursuant to Section 624.610(3)(e), Florida Statutes, and Rule 690-144.007, Florida Administrative Code, the OFFICE has considered the following information submitted by APPLICANT or obtained by the OFFICE;
- a. APPLICANT's statutory capital and surplus of one billion five hundred fifty-two million and seventeen thousand U.S. Dollars (\$1,552,017,000) as reported in its statutory financial statement as of December 31, 2009, which exceeds the one hundred million U.S. Dollars (\$100,000,000) surplus required under Section 624.610(3)(e), Florida Statutes, and Rule 690-144,007, Section (3) and Subparagraph (8)(c)1., Florida Administrative Code;

- b. APPLICANT's secure financial strength rating from at least two (2) nationally recognized statistical rating organizations;
  - c. The domiciliary regulatory jurisdiction of the APPLICANT;
- d. APPLICANT's domiciliary regulator structure and authority with regard to solvency regulation requirements and financial surveillance;
- e. The substance of financial and operating standards for reinsurers of APPLICANT's domiciliary regulator;
- f. The form and substance of financial reports or other public financial statements required to be filed by the reinsurers in APPLICANT's domiciliary regulator in accordance with generally accepted accounting principles;
- g. APPLICANT's domiciliary regulator's willingness to cooperate with United States regulators in general and the OFFICE in particular;
- h. The history and performance of reinsurers in APPLICANT's domiciliary jurisdiction; and
- i. Other pertinent information submitted by APPLICANT pursuant to Section 624.610(3)(e), Florida Statutes, and Rule 690-144.007, Florida Administrative Code.
- APPLICANT shall adhere to the continuing requirements for an Eligible Reinsurer
  as described in Rule 69O-144.007, Florida Administrative Code.
- 7. For purposes of Rule 690-144.007(4), Florida Administrative Code, APPLICANT acknowledges the collateral required for the ceding insurer to take one hundred percent (100%) credit in its financial statements on account of such reinsurance ceded be no less than twenty percent (20%), unless otherwise amended by the OFFICE. Said collateral requirement shall only apply to property catastrophe reinsurance being provided by the APPLICANT to ceding insurers

in Florida and shall take effect for agreements incepting on or after the date of execution of this Consent Order up until such time as the collateral requirement may be amended by the OFFICE.

- 8. APPLICANT represents in its Application that it will likely establish a collateral security in the form of a Letter of Credit for purposes of securing its U.S. liabilities to U.S. cedant insurers. Such Letter of Credit shall comply with Section 624.610(4)(0), Florida Statutes, and Rule 690-144.005(6), Florida Administrative Code. Further, any other form of security utilized by APPLICANT in lieu of a Letter of Credit shall comply with Section 624.610, Florida Statutes, and Rule 690-144.007, Florida Administrative Code.
- 9. Pursuant to Rule 690-144.007(8)(c)(2), Florida Administrative Code, APPLICANT shall assume only the kind or kinds of reinsurance ceded by ceding insurers for which APPLICANT is authorized in its domiciliary jurisdiction. Further, APPLICANT acknowledges that the eligible reinsurer status shall only apply to property catastrophe reinsurance of property and casualty insurers and shall not apply to life and health insurance.
- 10. APPLICANT acknowledges that in order to maintain its eligible reinsurer status it is required to file annually with the OFFICE all documentation required by Rule 690-144,007(8)(e)1.-5., Florida Administrative Code, on or before the anniversary date of the execution of this Consent Order.
- 11. APPLICANT submits to the jurisdiction of the United States courts and has appointed an agent for service of process in Florida (attached as Exhibit B). Furthermore, APPLICANT agrees to post one hundred percent (100%) collateral for its Florida liabilities if it resists the enforcement of a valid and final judgment from a court in the United States or if otherwise required by the OFFICB pursuant to Rule 690-144,007, Florida Administrative Code.
  - 12. This Consent Order shall expire on December 31st, 2012 at 11:59 PM.

- 13. APPLICANT shall report to the OFFICE, Bureau of Property & Casualty Financial Oversight, any time that it is named as a party defendant in a class action lawsuit, within fifteen (15) days after the class is certified, and APPLICANT shall include a copy of the complaint at the time it reports the class action lawsuit to the OFFICE.
- 14. APPLICANT shall pay within thirty (30) days of execution of this Consent Order, two thousand five hundred U.S. Dollars (\$2,500) for legal costs associated with this Consent Order.
- 15. The deadlines set forth in this Consent Order may be extended by written approval of the OFFICE. Approval of any deadline extension is subject to statutory or administrative regulation limitations.
- 16. APPLICANT affirms that all representations are true and all requirements set forth herein are material to the issuance of this Consent Order.
- 17. APPLICANT shall report to the OFFICE within sixty (60) days from the date of the execution of this Consent Order a certification evidencing compliance with all of the requirements of this Consent Order. Any exceptions shall be so noted and contained in the certification. Exceptions noted in the certification shall also include a timeline defining when the outstanding requirements of the Consent Order will be complete. Said certification shall be submitted to the OFFICE via electronic mall and directed to the attention of the Assistant General Counsel representing the OFFICE in this matter and as named in this Consent Order.
- 18. APPLICANT agrees that, upon execution of this Consent Order by the OFFICE, failure to adhere to one or more of the terms and conditions contained herein may result, without further proceedings, in the withdrawal of APPLICANT's status as an Bligible Reinsurer in this state, in accordance with Sections 120.569(2)(n) and 120.60(6), Florida Statutes.

- 19. Executive Order 13224, signed by President George W. Bush on September 23, 2001, blocks the assets of terrorists and terrorist support organizations identified by the United States Department of the Treasury, Office of Foreign Assets Control. The Executive Order also prohibits any transactions by U.S. persons involved in the blocked assets and interests. The list of identified terrorists and terrorist support organizations is periodically updated at the Treasury Department's Office of Foreign Assets Control website, <a href="www.treas.gov/ofac">www.treas.gov/ofac</a>. APPLICANT shall adhere to the requirements of Executive Order 13224 or maintain compliance with the European Union's anti-terrorism laws.
- 20. APPLICANT expressly waives a hearing in this matter, 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. APPLICANT hereby knowingly and voluntarily waives all rights to challenge or to contest this Consent Order in any forum now or in the future available to it, including the right to any administrative proceeding, circuit or federal court action, or any appeal.
- 21. Except as noted in this Consent Order, each party to this action shall bear its own costs and fees.
- 22. The parties agree that this Consent Order shall be deemed to be executed when the OFFICE has executed a copy of this Consent Order bearing the signature of APPLICANT or its authorized representative, notwithstanding the fact that the copy may have been transmitted to the OFFICE electronically. Further, APPLICANT agrees that its signature as affixed to this Consent Order shall be under the seal of a Notary Public.

WHEREFORE, the agreement between HANNOVER RE (BERMUDA) LTD. and the OFFICE OF INSURANCE REGULATION, the terms and conditions of which are set forth above, is APPROVED.

FURTHER, all terms and conditions contained herein are hereby ORDERED.

DONE and ORDERED this 2/07

X day of September, 2

Kevin M. McCarty, Commissioner Office of Insurance Regulation

Consent Order, agrees without reservation to all of the above terms and conditions and shall be bound by all provisions herein. The undersigned represents that he/she has the authority to bind HANNOVER/RE (BERMUDA) LTD. to the terms and conditions of this Consent Order. HANNOVER RE (BERMUDA) LTD. EINTNAME: Dirk Hasselkuss Senior Vice President Print Name: NICIC CARDINET Sept. 3rd, 2010 Tille: Chief Financial Officer Date: September 3, 2010 [Corporato Scal] CITY OF \_\_\_ COUNTRY OF \_\_\_\_ The foregoing instrument was acknowledged before me this 3 day of GPIENSER2010 DIRK HASCEL KUSS BENIOR VICE PERSIDENT by NCK CARDINEZ

(nume of person)

(type of authority ...., e.g. officer, trustes, attorney in fact) for HANNOVBE RE (BBRULLDA) LTD (00mpany name) JANITA KATE BURKE (Print 1997 of Street Commissioned Name of Notar) Public) Notary Public Canon's Court OR Produced Identification Personally Known V 22 Victoria Street Hamilton HM 12 Type of Identification Produced \_\_\_\_ Bérmuda

Page 8 of 9

By execution hereof, HANNOVER RE (BERMUDA) LTD., consents to entry of this

**!**!

ATE:

#### COPIES FURNISHED TO:

KONRAD RENTRUP, PRESIDENT AND CHIEF EXECUTIVE OFFICER HANNOVER RE (BERMUDA) LTD.

c/o Locke Lord Bissell & Liddell LLP
Three World Financial Center
New York, New York 10281
Tel. No.: 212-812-8322
E-Mail: rromano@locklord.com

ROBERT A. ROMANO, PARTNER Locke Lord Bissell & Liddell LLP Three World Financial Center New York, New York 10281 Tel. No.: 212-812-8322 B-Mail: rromano@locklord.com

ELIZABETH ("LIBBY") THOMSON, FINANCIAL ADMINISTRATOR
Bureau of Property and Casualty Financial Oversight
Office of Insurance Regulation
200 East Gaines Street
Tallahassee, Florida 32399-0329
E-Mail: Elizabeth.thomson@floir.com

JIM H. SMITH, CFE
REINSURANCE/FINANCIAL, SPECIALIST
Property & Casualty Financial Oversight
Office of Insurance Regulation
200 Bast Gaines Street
Tallahassee, Florida 32399-0329
E-Mall: https://doi.oom/

WENCESLAO TRONCOSO, ASSISTANT GENERAL COUNSEL Legal Services Office
Office of Insurance Regulation
200 East Gaines Street
Tallahassee, Florida 32399-4206
Telephone: (850) 413-4174
E-mail: wencesiao,troncoso@floir.com

690-144.007 Gredit for Reinsurance from Eligible Reinsurers.

(1) Purpose. Paragraph (3)(e) of Scotlon 624.610, F.S., gives the Commissioner the option to allow credit for reinsurance without full collateral for transactions involving assuming insurers not meeting the requirements of Sections 624.610(3)(a)-(d), P.S. These rules implement that paragraph. This rule does not apply to reinsurers that meet the requirements of Sections 624.610(3)(a)-(d), P.S. This rule is not an attempt to assert extra-territorial jurisdiction. Insurers that write in states other than Florida will need to comply with the laws of those states. This rule applies only to properly and essualty insurance; it does not apply to life and health.

(2) Definitions. As used in this rule the following terms have the following meanings:

- (a) "Coding insurer" musars a domestic insurer, as defined by paragraph (1) of Scotion 624.06, F.S.
- (b) "Bligible relieurer" means an assuming insurer which does not meet the requirements of paragraphs (3)(a), (3)(b) or (3)(c) of Section 624,610, P.S., and which has been determined by the commissioner by order to have met the requirements set forth in subsections (7) and (8) of this rule.

(6) "Rligible jurisdiction" means a jurisdiction which has mot the requirements set forth in subsection (8) of this rule.

- (3) With respect to reinsurance contracts entered into or renewed on or after the effective date of this rule, a ceding insurer may elect to take credit, as an asset or deduction from reserves, for reinsurance ceded to an eligible reinsurer, provided that the eligible reinsurer holds surplus in excess of \$100 million and maintains, on a stand-alone basis separate from its parent or any affiliated entities, a secure financial strength railing from at least two of the rating agencies indicated in paragraphs (a) through (d) of this subsection. The credit is subject to the limitations set forth in this rule. The rating agencies are:
  - (a) Standard and Poor's;
  - (b) Mondy's Investors Service;
  - (o) Pitch Ratings;
  - (d) A.M. Best Company; or
- (4) The collateral required to allow 100% credit shall be no less than the percentage specified for the lowest rating as indicated below:

| VVIV                   |   |  |                                   |   |
|------------------------|---|--|-----------------------------------|---|
| Collateral<br>Regulred | Best  | 9&P  | Moody's                           | Pitch   |
| 0%                     | A++   | AAA  | Ann                               | AAA   |
| 10%                    | A+  | AA+, AA, AA-                               | Aul, Au2, Au3                     | AA+, AA, AA-                                  |
| 20%                    | Α, Α.   | A+, A, A-                                  | A1, A2, A3                        | Af, A, A.                                     |
| 75%                    | B++, B+   | BBB+, BBB, BBB-                            | Baal, Baa2, Baa3                  | BBB+, BBB, BBB-                               |
| 100%                   | B <sub>i</sub> B- <sub>i</sub> C++ <sub>i</sub> C+ <sub>i</sub> C <sub>i</sub> C-,<br>D <sub>i</sub> B <sub>i</sub> F | BB+,BB,BB-,B+,B,B-<br>,CCC,CC,C,<br>D,R,NR | Bai,Ba2,Ba3,B1,B2,B3,<br>Caa,Ca,C | BB+,BB,BB-,B+,B,<br>B-,CCC+,CCC,CC<br>, C-,DD |

For relasurance coded by Florida domestic property insurers for short-tailed lines as defined below, any collateral required to be posted may be subject to a one-year deferral from the date of the first instance of a liability reserve entry as a result of a catastrophic loss from a named Hurricane. For these purposes, a short-tailed line of business is defined as any one of the following lines of business as reported on the NAIC annual financial statement:

Line | Fire

Line 2 Allied Lines

Line 3 Farmowners multiple perli

Line 4 Homeowners multiple peril

Line 5 Commercial multiple peril

Line 9 Inland marine

Lino 12 Barthquako

Line 21 Auto physical damage

(5) Nothing in this rule shall be construed to deny the ceding insurer the ability to take credit for reinsurance for the remainder of its liabilities with an eligible reinsurer so long as those amounts are secured with acceptable collateral pursuant to Section 624.610(4), F.S.

EXHIBIT A

(6) In addition to the trust fund required under paragraph (3)(c) of Section 624.610, F.S., the commissioner shall permit an assuming insurer that maintains a trust fund in a qualified United States financial institution, as that term is defined in paragraph (3)(b) of Section 624.610, F.S., for the payment of the valid claims of its United States codent insurers and their assigns and successors in interest to also maintain in a qualified United States financial institution a trust fund constituting a trusteed amount at least equal to the collateral required in accordance with subsection (4) of this rule to secure the liabilities attributable to United States cedent insurers under reduced in accordance policies (contracts) entered into or renewed by such assuming insurer on or after the effective date of this rule or such other date as may be established in other states for codent insurers domiciled in such states, but only when maintenance of such a trust fund serves to protect the interests of the public and the interests of insurer solvency.

(7) A ceding insurer may not take credit pursuant to this rule unless:

- (a) The reinsurer has been determined, by order of the commissioner, to be an eligible reinsurer, pursuant to subsection (8) of this rule;
- (b) The ceding insurer maintains satisfactory evidence that the eligible reinsurer meets the standards of solvency, including standards for capital adequacy, established by its domestic regulator;
  - (c) All reinsurance contracts between the cading insurer and the eligible reinsurer must provide:

1, For an insolvency clause in conformance with Section 624,610(8), P.S.;

- 2. For a service of process clause in conformance with Section 624.610(3)(b)1, and 2; F.S.; and
- 3. For a submission to jurisdiction clause in conformance with Section 624.610(3)(f)1, and 2, I', S.

(8) Status as eligible reinsurer:

- (a) Application for a determination as an eligible reinsurer under this rule shall be made by cover letter from the insurer requesting a finding of eligibility as a reinsurer pursuant to this rule. The cover letter shall be accompanied with the following:
- 1. Audited financial statements from inception or for the last 3 years, whichever is less, filed with its domiciliary regulator by the reinsurer or, in the case of a rated group, by the group, pursuant to or including a reconciliation to U.S. GAAP, U.S. Statutory Accounting Principles, or International Pinancial Property Standards (IPRS); the requirement for 3 years reconciliation shall be waived by the office if the commissioner determines that other provided financial information will be as useful in the determination of financial health of the reinsurer;
- 2. Documentation that the applicant aubmits to the jurisdiction of the United States courts, appoints an agent for service of process in Fiorida, and agrees to post 100% collateral for its Fiorida liabilities if it resists enforcement of a valid and final judgment from a court in the United States, or if otherwise required by the Office pursuant to this rule;
- 3. A report that provides information to the office as to its ceded and ceding insurance; the information may be provided in the form of the NAIC Property and Casualty Annual Filing Blank Schedule F, or in any manner that provides the Office with the same information about its ceded and ceding insurance that is disclosed by the NAIC Property and Casualty Annual Filing Blank Schedule F:
- 4. A list of all disputed or overdue recoverables due to or claimed by ceding insurers, whether or not the claims are in litigation or arbitration;
- 5. A certification from the domiciliary regulator of the insurer that the company is in good standing and that the regulator will provide financial and operational information to the Office.
  - (b)The determination of eligibility will be made by order executed by the Commissioner.
  - (c) To become an eligible reinsurer, the reinsurer, at a minimum:
  - 1. Shall hold surplus in excess of \$100 million;
  - 2. Shall be authorized in its domiciliary jurisdiction to assume the kind or kinds of reinsurance coded by the ceding insurer; and,
  - 3. Shall be demiciled in an eligible jurisdiction as defined in subsection (9).
- (d) If the Commissioner determines, based upon the material submitted, and any other relevant information, that it is in the best interests of market stability and the solvency of ceding insurers, the Commissioner will find, by order, that the insurer is an eligible reinsurer and will set an amount of credit allowed for the reinsurer if lower than the amount set forth in subsection (4).
- (e) Every eligible reinsurer shall file the following information annually with the Office, on the anniversary of the order granting it eligibility:
- 1. A statement certifying that there has been no change in the provisions of its domiciliary license or any of its financial strength ralings, or a statement describing such changes and the reasons therefor;
  - 2. A copy of all financial statements filed with their domicitary regulator;

3. Any change in its directors and officers:

- 4. An updated list of all disputed and overdue reinsurance claims regarding reinsurance assumed from U.S. domestic coding insurers; and
  - 5. Any other information that the Office may require to assure market stability and the solvency of ceding insurers.
- (f) An eligible reinsurer must immediately advise the Office of any changes in its ratings assigned by rating agencies, or domiciliary license status.
- (g) At any time, if the Commissioner determines that it is in the best interests of market stability and the solvency of ceding insurers, the Commissioner will withdraw, by order, any determination of an insurer as an eligible reinsurer or require the reinsurer to post additional collateral.
- (h) If the rating of an eligible reinsurer rises above that used by the Commissioner in his or her determination of the oredit allowed for the reinsurer, an affected party may petition the Commissioner for a redetermination of the oredit allowed. If it is in the best interests of market stability and the solvency of eading insurers, the Commissioner will raise the oredit allowed for the reinsurer.

(9) Status as an eligible jurisdiction;

- (a) The determination of a jurisdiction as an eligible jurisdiction is to be made by the Commissioner. No jurisdiction shall be determined to be an eligible jurisdiction unless:
- 1. The insurance regulatory body of the jurisdiction agrees that it will provide information requested by the Office regarding its eligible domestic reinsurers;
- 2. The Office has determined that the jurisdiction has a satisfactory structure and authority with regard to solvency regulation, acceptable financial and operating standards for reinsurers in the domiciliary jurisdiction, acceptable transparent financial reports filed in accordance with generally accepted accounting principles, and verifiable evidence of adequate and prompt enforcement of valid U.S. judgments or arbitration awards:
- 3. The Office has determined that the history of performance by reinsurers in the jurisdiction is such that the insuring public will be served by a finding of eligibility;
- 4. For non-US jurisdictions, the jurisdiction allows U.S. reinsurers access to the market of the domiciliary jurisdiction on terms and conditions that are at least as favorable as those provided in Florida law and regulations for unaccredited non-U.S. assuming insurers; and
- 5. There is no other documented information that it would not serve the best interests of the insuring public and the solvency of ceding insurers to make a finding of eligibility.
- (b) If the NAIC issues fludings that certain jurisdictions should be considered eligible jurisdictions, the Commissioner shall, if it would serve the best interests of the insuring public and the solvency of ceding insurers, make a determination that jurisdictions on the NAIC list are eligible jurisdictions.
- (c) If the Commissioner determines that it is in the best interests of market stability and the solvency of ceding insurers, the Commissioner shall withdraw, by order, the determination of a jurisdiction as an eligible jurisdiction.
- (10)(a) If the rating of an eligible reinsurer is below or falls below that required in subsection (4) for the respective amount of credit, the existing oredit to the ceding insurer shall be adjusted accordingly. Notwithstanding the change or withdrawal of a eligible reinsurer's rating, the Commissioner, upon a determination that the interest of ensuring market stability and the solvency of the ceding insurer requires it, shall, upon request by the ceding insurer, authorize the ceding insurer to continue to take credit for the reinsurance recoverable, or part thereof, relating to the rating change or withdrawal for some specified period of time following such change or withdrawal, unless the reinsurance recoverable is deemed uncollectible.
- (b) If the cading insurer's experience in collecting recoverables from any eligible reinsurer indicates that the credit to the cading insurer should be lower, the cading insurer shall notify the office of this.
- (11) The ceding insurer shall give immediate notice to the Office and provide for the necessary increased reserves with respect to any reinsurance recoverables applicable, in the event:
- (a) That obligations of an eligible reinsurer for which credit for reinsurance was taken under this rule are more than 90 days past due and not in dispute; or
- (b) That there is any indication or evidence that any eligible releaser, with whom the ceding insurer has a contract, fails to substantially comply with the solvency requirements under the laws of its domiciliary jurisdiction.
- (12) The Commissioner shall disallow all or a portion of the credit based on a review of the ceding insurer's reinturance program, the financial condition of the eligible reinsurer, the eligible reinsurer's claim payment history, or any other relevant

information when such adding is in the best interests of market stability and the solvency of the ceding insurer. At any time, the Commissioner may request additional information from the eligible reinsurer. The failure of an eligible reinsurer to cooperate with the Office is grounds for the Commissioner to withdraw the status of the insurer as an eligible reinsurer or for the disallowance or reduction of the credit granted under this rule.

(13)(a) Upon the entry of an order of rehabilitation, liquidation, or conservation against the ceding insurer, pursuant to Chapter 631, Part I, R.S., or the equivalent law of another jurisdiction, an eligible reinsurer, within 30 days of the order, shall fund the entire amount that the ceding insurer has taken, as an asset or deduction from reserves, for reinsurance recoverable from the eligible reinsurer. The insurer may request a variance and waiver from this provision as provided by Section 120,542, P.S.

(b) If an eligible reinsurer falls to comply on a timely basis with paragraph (a) of this subsection, the Commissioner shall withdraw the reinsurer's eligibility under this rule.

(14) The Commissioner may, by order, determine that credit shall not be allowed to any insurer for reinsured risk pursuant to this rule if it appears to the Commissioner that granting of the credit to the ceding insurer would not be in the public interest or serve the best interest of the ceding insurer's solvency.

(15) Nothing in this rule prohibits a ceding insurer and a reinsurer from entering into agreements establishing collateral requirements in excess of those set forth in this rule.

Specific Authority 624,308, 624,610(14) FS. Law Implemented 624,307(1), 624,610 FS. History-New 10-29-08.

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# OFFICE OF INSURANCE REGULATION

KEVIN M. MCCARTY COMMISSIONER

| IN | THE | MAT | <b>TER</b> | OF: |
|----|-----|-----|------------|-----|
|    |     |     |            |     |

CASE NO.: 111450-10

HANNOVER RE (BERMUDA) LTD.

#### ORDER

To: KONRAD RENTRUP, PRESIDENT AND CHIEF EXECUTIVE OFFICER

HANNOVER RE (BERMUDA) LTD. c/o Locke Lord Bissell & Liddell LLP Three World Financial Center New York, New York 10281

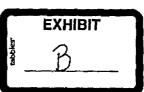
Tel. No.: 212-812-8322

E-Mail: rromano@locklord.com

THIS CAUSE came on for consideration upon the pending expiration of Consent Order 111450-10-CO (attached as exhibit "A" and is hereby incorporated by reference) and by the request of HANNOVER RE (BERMUDA) LTD (hereinafter referred to as "HANNOVER") to extend HANNOVER's status as an Eligible Reinsurer. 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 hereby finds, as follows:

- 1. The OFFICE has jurisdiction over the subject matter and of the parties herein.
- 2. HANNOVER's status as an Eligible Reinsurer currently expires on December 31, 2012 at 11;59 PM pursuant to Consent Order 111450-10-CO.

Page 1 of 4



- 3. HANNOVER has petitioned the OFFICE to continue its status as an Eligible Reinsurer.
- 4. HANNOVER has represented to the OFFICE that it has no objection to the OFFICE modifying 111450-10-CO to extend HANNOVER's status as an Eligible Reinsurer to December 31, 2015.
- 5. The OFFICE hereby finds that HANNOVER is still in compliance all of the requirements of the Florida Insurance Code, Florida Administrative Code and Consent Order 111450-10-CO in order to qualify as a Eligible Reinsurer.

## IT IS THEREFORE ORDERED:

- 1. Consent Order 111450-10-CO, paragraph 12, is hereby modified to "This Consent Order shall expire on December 31, 2015 at 11:59 PM, unless extended by written approval of the OFFICE."
- 2. All other previous terms and conditions of Consent Order 111450-10-CO remain unchanged by this Order and remain in full force and effect.

DONE and ORDERED this 26th day of December 2012.



Kevin M. Mc arty, Commissioner Office of Insurance Regulation

## COPIES FURNISHED TO:

KONRAD RENTRUP, PRESIDENT AND CHIEF EXECUTIVE OFFICER HANNOVER RE (BERMUDA) LTD. c/o Locke Lord Bissell & Liddell LLP Three World Financial Center New York, New York 10281 Tel. No.: 212-812-8322

E-Mail: rromano@locklord.com

ROBERT A. ROMANO, PARTNER Locke Lord Bissell & Liddell LLP Three World Financial Center New York, New York 10281 Tel. No.: 212-812-8322

E-Mail: rromano@locklord.com

WENCESLAO TRONCOSO ASSISTANT GENERAL COUNSEL Legal Services Office Office of Insurance Regulation 200 East Gaines Street Tallahassee, Florida 32399-4206 Telephone: (850) 413-4174

E-mail: wenceslao.troncoso@floir.com

#### NOTICE OF RIGHTS

Pursuant to Sections 120.569 and 120.57, Florida Statutes and Rule Chapter 28-106, Florida Administrative Code (F.A.C.), you may have a right to request a proceeding to contest this action by the Office of Insurance Regulation (hereinafter the "Office"). You may request a proceeding by filing a Petition. Your Petition for a proceeding must be in writing and must be filed with the General Counsel acting as the Agency Clerk, Office of Insurance Regulation. If served by U.S. Mail the Petition should be addressed to the Florida Office of Insurance Regulation at 612 Larson Building, Tallahassee, Plorida 32399-4206. If Express Mail or hand-delivery is utilized, the Petition should be delivered to 612 Larson Building, 200 East Gaines Street, Tallahassee, Florida 32399-0300. The written Petition must be received by, and filed in the Office no later than 5:00 p.m. on the twenty-first (21) day after your receipt of this notice. Unless your Petition challenging this action is received by the Office within twenty-one (21) days from the date of the receipt of this notice, the right to a proceeding shall be deemed waived. Mailing the response on the twenty-first day will not preserve your right to a hearing.

If a proceeding is requested and there is no dispute of material fact the provisions of Section 120.57(2), Plorida Statutes may apply. In this regard you may submit oral or written evidence in opposition to the action taken by this agency or a written statement challenging the grounds upon which the agency has relied. While a hearing is normally not required in the absence of a dispute of fact, if you feel that a hearing is necessary one may be conducted in Tallahassee, Florida or by telephonic conference call upon your request.

If you dispute material facts which are the basis for this agency's action you may request a formal adversarial proceeding pursuant to Sections 120.569 and 120.57(1), Florida Statutes. If you request this type of proceeding, the request must comply with all of the requirements of Rule Chapter 28-106.201, F.A.C., must demonstrate that your substantial interests have been affected by this agency's action, and contain:

- a) A statement of all disputed issues of material fact. If there are none, the petition must so indicate;
- b) A concise statement of the ultimate facts alleged, including the specific facts the petitioner contends warrant reversal or modification of the agency's proposed action;
- c) A statement of the specific rules or statutes the petitioner contends require reversal or modification of the agency's proposed action; and
- d) A statement of the relief sought by the petitioner, stating precisely the action petitioner wishes the agoncy to take with respect to the agency's proposed action.

These proceedings are held before a State Administrative Law Judge of the Division of Administrative Hearings. Unless the majority of witnesses are located elsewhere, the Office will request that the hearing be conducted in Tallahassee.

You are hereby notified that mediation under Section 120,573, Florida Statutes, is not available.

Failure to follow the procedure outlined with regard to your response to this notice may result in the request being denied. Any request for administrative proceeding received prior to the date of this notice shall be deemed abandoned unless timely renewed in compliance with the guidelines as set out above.

FILED



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OFFICE OF
INSURANCE REGULATION
Docketed by:

## OFFICE OF INSURANCE REGULATION

KEVIN M. MCCARTY
COMMISSIONUR

IN THE MATTER OF:

CASE NO.: 111450-10-CO

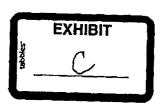
HANNOVER RE (BERMUDA) LTD.

#### SECOND AMENDMENT TO CONSENT ORDER

THIS CAUSE came on for consideration as a result of an agreement between HANNOVER RE (BERMUDA) LTD. (hereinafter referred to as "HANNOVER") and the FLORIDA OFFICE OF INSURANCE REGULATION (hereinafter referred to as the "OFFICE") to further amend a Consent Order that was executed on September 21, 2010, case number 111450-10-CO, and first amended by Order of the OFFICE dated December 26, 2012 (the "Order") to extend the expiration date of such Consent Order to December 31, 2015, from December 31, 2012 (Order together with "Consent Order 111450-10-CO," attached as Exhibit A), in response to a change in HANNOVER's secure financial strength ratings. Following a complete review of the record, and upon consideration thereof, and being otherwise fully advised in the premises, the OFFICE hereby finds as follows:

- 1. The OFFICE has jurisdiction over the subject matter and of the parties herein.
- 2. HANNOVER is an Eligible Reinsurer in the State of Florida pursuant to Section 624.610(3)(e), Florida Statutes, and Rule 690-144.007, Florida Administrative Code.
- 3. Pursuant to Rule 690-144.007(4), Florida Administrative Code, the secure financial strength ratings of an eligible reinsurer determine the minimum collateral an eligible

Page 1 of 6



reinsurer is required to post for the ceding insurer to take one hundred percent (100%) credit in its financial statements on account of such reinsurance ceded.

- 4. The National Association of Insurance Commissioners ("NAIC") Credit for Reinsurance Model Law states, in part, that "[i]f an applicant for certification has been certified as a reinsurer in an NAIC accredited jurisdiction, the commissioner has the discretion to defer to that jurisdiction's certification, and has the discretion to defer to the rating assigned by that jurisdiction."
- 5. HANNOVER currently has secure financial strength ratings of A+ and AA- from A,M. Best and Standard and Poor's.
- 6. HANNOVER is certified as a reinsurer in the State of New York, and the State of New York has assigned HANNOVER a rating that corresponds with ten percent (10%) as the minimum collateral HANNOVER is required to post for a ceding company to take one hundred percent (100%) credit in its financial statements on account of such reinsurance ceded to HANNOVER. The NAIC's Reinsurance Financial Analysis Working Group ("Reinsurance-FAWG") has concurred with the rating the State of New York established for HANNOVER.
- 7. Based on the secure financial strength ratings of HANNOVER, the rating the State of New York assigned HANNOVER, and the Reinsurance-FAWG's concurrence with such rating, the OFFICE finds that ten percent (10%) is the minimum collateral HANNOVER is required to post for a ceding company to take one hundred percent (100%) credit in its financial statements on account of such reinsurance ceded to HANNOVER.
- 8. 'To reflect the minimum collateral HANNOVER is required to post pursuant to Rule 69O-144.007, Florida Administrative Code, Paragraph 7 of Consent Order 108275-09-CO is hereby amdended as follows:

For purposes of Rule 69O-144.007(4), Florida Administrative Code, APPLICANT acknowledges the collateral required for the ceding insurer to take one hundred percent (100%) credit in its financial statement on account of such reinsurance ceded be no less than twenty-percent (20%)ten percent (10%), unless otherwise amended by the OFFICE. Said collateral requirement shall only apply to property catastrophe reinsurance being provided by the APPLICANT to ceding insurers in Florida.

- 9. The parties agree that the amendment described in paragraph eight (8) above shall take effect only for agreements incepting on or after January 1, 2015, up until such time as the collateral requirement may be further amended by the OFFICE. For agreements incepting after September 21, 2010, and before January 1, 2015, twenty percent (20%) is still the minimum collateral HANNOVER is required to post for a ceding company to take one hundred percent (100%) credit in its financial statements on account of such reinsurance ceded to HANNOVER.
- 10. The parties agree that all other previous terms and conditions of Consent Order 111450-10-CO, as amended by the Order, remain unchanged by this Second Amendment to Consent Order ("Second Amendment") and remain in full force and effect.
- 11. The parties agree that this Second Amendment shall be deemed to be executed when the OFFICE has signed a copy of this Second Amendment bearing the signature of HANNOVER or its authorized representative, notwithstanding the fact that the copy may have been transmitted to the OFFICE electronically. Further, HANNOVER agrees that its signature or the signature of its representative as affixed to this Second Amendment shall be under the seal of a Notary Public.

WHEREFORE, the agreement between HANNOVER and the OFFICE, the terms and conditions of which are set forth above, is APPROVED.

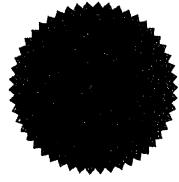
FURTHER, all terms and conditions above are hereby ORDERED,

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Kevin M. McCarty, Commissioner Office of Insurance Regulation By execution hereof, HANNOVER RE (BERMUDA) LTD, consents to entry of this Second Amendment to Consent Order, agrees without reservation to all of the above terms and conditions, and shall be bound by all provisions herein. The undersigned represents that he or she has the authority to bind HANNOVER RE (BERMUDA) LTD, to the terms and conditions of this Second Amendment to Consent Order.

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| by Kongol Rentrup as President e Company name of person) as President e Company name) as President e Company name)   |   | te CED.  |  |  |
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| Personally Known or  | Personally Known or Produced Identification                                 |  |  |  |
| Type of Identification Produced  |   | Janita K. Burke                                      |  |  |
|  | A F DX  | Notary Public<br>Canon's Court<br>22 Victoria Street |  |  |
|  | 925   | Hamilton HM 12 Bermuda                               |  |  |





Page 5 of 6

#### COPIES FURNISHED TO:

Konrad Rentrup, President and Chief Executive Officer Hannover Re (Bermuda) Ltd.
c/o Locke Lord LLP
Three World Financial Center
New York, New York 10281
Tel. No. 212-812-8322
B-Mail; rromano@locklord.com

Robert A. Romano, Partner Locke Lord LLP Three World Financial Center New York, New York 10281 Tel. No. 212-812-8322 E-Mail: romano@locklord.com

Richard Koon, Deputy Commissioner Office of Insurance Regulation 200 East Gaines Street, 1st Floor Tallahassee, Florida 32399-0300 E-Mail: richard.koon@floir.com

David Altmaier, Director
Office of Insurance Regulation
P&C Financial Oversight
200 East Gaines Street
Tallahassee, FL 32399-0329
E-Mail: david.altmaier@floir.com

Patrick D. Flemming, Assistant General Counsel Office of Insurance Regulation
Legal Services Office
200 Bast Gaines Street
Tallahassee, FL 32399-4206
E-Mail: Patrick.Flemming@floir.com

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# Uniform Consent to Service of Process Recounted Authorising Appointment of Attorney

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