



**EXAMINATION REPORT
OF
AMERICAN MODERN INSURANCE COMPANY OF
FLORIDA, INC.**

NAIC Company Code: 12314

**Jacksonville, Florida
as of
December 31, 2019**

**BY THE
FLORIDA
OFFICE OF INSURANCE REGULATION**

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March 15, 2021

David Altmaier
Commissioner
Office of Insurance Regulation
State of Florida
Tallahassee, Florida 32399-0326

Dear Commissioner:

Pursuant to your instructions, in compliance with Section 624.316, Florida Statutes, Rule 69O-138.005, Florida Administrative Code, and in accordance with the practices and procedures promulgated by the National Association of Insurance Commissioners (“the NAIC”), we have conducted an examination as of December 31, 2019, of the financial condition and corporate affairs of

**American Modern Insurance Company of Florida, Inc.
1301 River Place Blvd., Suite 1300
Jacksonville, Florida 32207**

hereinafter referred to as “the Company.” Such report of examination is herewith respectfully submitted.

SCOPE OF EXAMINATION

This examination covered the period of January 1, 2015 through December 31, 2019 and the fieldwork commenced with planning with the Florida Office of Insurance Regulation (“the Office”) on August 18, 2020. The fieldwork concluded as of March 15, 2021. The Company’s last full scope exam by representatives of the Office covered the period of January 1, 2010 through December 31, 2014.

The examination was a multi-state/coordinated holding company group examination conducted in accordance with the NAIC Financial Condition Examiners Handbook (“the Handbook”). The Handbook requires that the examination be planned and performed to evaluate the financial condition, assess corporate governance, identify current and prospective risks of the Company, and evaluate system controls and procedures used to mitigate those risks. An examination also includes identifying and evaluating significant risks that could cause an insurer’s surplus to be materially misstated both currently and prospectively. The lead state for this exam was Ohio, and states that participated in this exam are as follows: Florida, Oklahoma and Texas.

All accounts and activities of the Company were considered in accordance with the risk-focused examination process. This may include assessing significant estimates made by management and evaluating management’s compliance with the NAIC Statements of Statutory Accounting Principles (“SSAP”).

This examination report includes information obtained from the examination of the records, accounts, files and documents of or relative to the Company and other information as permitted by Section 624.319, Florida Statutes. There may be other items identified during the examination that, due to their nature (for example, subjective conclusions or proprietary information), are not included within the examination report but separately communicated to other regulators and/or the Company.

SUMMARY OF SIGNIFICANT FINDINGS

Current Examination Findings

There were no significant findings as a result of this examination.

Previous Examination Findings

There were no significant findings in the previous examination.

COMPANY HISTORY

General

The Company was incorporated in Florida on April 29, 2005, and commenced business on July 31, 2007.

Dividends

The Company did not declare or pay any dividends during the period under examination.

Capital Stock and Capital Contributions

As of December 31, 2019, the Company's capitalization was as follows:

Number of authorized common capital shares	500,000
Number of shares issued and outstanding	500,000
Total common capital stock	\$1,000,000
Par value per share	\$2.00

The Company received capital contributions of \$1 million, \$1.5 million and \$5 million in cash from its parent, American Southern Home Insurance Company in 2016, 2017 and 2018, respectively.

Surplus Notes

The Company did not have or issue any surplus notes during the period under examination.

Acquisitions, Mergers, Disposals, Dissolutions

The Company had no acquisitions, mergers, disposals, or dissolutions during the period under examination.

MANAGEMENT AND CONTROL

Corporate Governance

The annual shareholder meeting for the election of Directors was held in accordance with Section 628.231, Florida Statutes. Directors serving as of December 31, 2019, are shown below:

Directors		
Name	City, State	Principal Occupation, Company Name
Anthony Joseph Kuczinski ⁽¹⁾	Princeton, New Jersey	President and Chief Executive Officer, Munich Re America
René Anton Gobonya	Amelia, Ohio	Chief Financial Officer, American Modern Insurance Group
Oliver Jurgen Horbelt	Bedford Corners, New York	Chief Financial Officer, Munich Re American
James Joseph Butler	Avon, Connecticut	Retired KPMG Partner
Alice Chamberlayne Hill	Morristown, New Jersey	Retired Judge
William Alexander Robbie	Colts Neck, New Jersey	Retired Chief Financial Officer Platinum Underwriters Reinsurance Ltd
Robin Harriet Wilcox	Princeton, New Jersey	General Counsel, Secretary Munich Re America
Andreas Matthias Kleiner	Cincinnati, Ohio	President and Chief Executive Officer American Modern Insurance Group

⁽¹⁾ Chairman

In accordance with the Company's Bylaws, the Board appointed the following Senior Officers:

Senior Officers		
Name	City, State	Title
Anthony Joseph Kuczinski	Princeton, New Jersey	Chairman of the Board
Andreas Matthias Kleiner	Cincinnati, Ohio	President and Chief Executive Officer
Scott Christopher Vess	Fairfield, Ohio	Vice President and Treasurer
René Anton Gobonya	Amelia, Ohio	Senior Vice President and Chief Financial Officer
Charles Schuster Griffith III	Milford, Ohio	Senior Vice President and Secretary

The Company's Board appointed several internal committees. The following were the principal internal board committees and their members as of December 31, 2019. The first person listed for each committee is the chairman.

Executive Committee		
Name	City, State	Title, Company Name
Andreas Matthias Kleiner	Cincinnati, Ohio	Chief Executive Officer, American Modern Insurance Group
Anthony Joseph Kuczinski	Princeton, New Jersey	Chief Executive Officer, Munich Re America
René Anton Gobonya	Amelia, Ohio	Chief Financial Officer, American Modern Insurance Group

The Company maintained an audit committee, as required by Section 624.424(8)(c), Florida Statutes.

Audit Committee		
Name	City, State	Title, Company Name
Oliver Jurgen Horbelt	Bedford Corners, New York	Chief Financial Officer, Munich Re America
James Joseph Butler	Avon, Connecticut	Retired KPMG Partner
William Alexander Robbie	Colts Neck, New Jersey	Retired Chief Financial Officer
Alice Chamberlayne Hill	Morristown, New Jersey	Retired Judge

Investment Committee		
Name	City, State	Title, Company Name
Oliver Jurgen Horbelt	Bedford Corners, New York	Chief Financial Officer, Munich Re America
Michael Ernst Wilhelm Bos	Bavaria, Germany	Chief Investment Officer, Munich Re America
René Anton Gobonya	Amelia, Ohio	Chief Financial Officer, American Modern Insurance Group
Peter Richter	Hartford, Connecticut	Chief Financial Officer, Hartford Steam Boiler Inspection and Insurance Company
Paul Wolfe	Howell, New Jersey	Vice President & Controller Munich Re America

Holding Company System

The Company is owned 100% by its parent American Southern Home Insurance Company (American Southern), an insurance company domiciled in the state of Florida. American Southern is 100% owned by American Modern Home Insurance Company (American Modern Home). American Modern Home is 100% owned by the American Modern Group, Inc. (American Modern), an Ohio corporation. American Modern is 100% owned by Midland-Guardian Co. and is in turn owned by Munich-American Holding Corporation (Munich American). Munich American is owned 100% by Münchener Rückversicherungs-Gesellschaft Aktiengesellschaft ("Munich Re"), a company organized under the laws of Germany.

A simplified organizational chart as of December 31, 2019, reflecting the holding company system, is shown below. Schedule Y of the Company's 2019 annual statement provided a list of all related companies of the holding company group.

Company Name	Domicile
Munich Re, AG	Germany
Munich-American Holding Corporation	Delaware
The Midland Company	Ohio
Midland-Guardian Company	Ohio
American Modern Insurance Group, Inc.	Ohio
American Modern Home Insurance Company	Ohio
American Modern Property & Casualty Insurance Company	Ohio
American Western Home Insurance Company	Oklahoma
American Southern Home insurance Company	Florida
American Modern Insurance Company of Florida, Inc.	Florida
American Modern Select Insurance Company	Ohio
Lloyds Modern Corporation, Attorney in Fact for:	Texas
American Modern Lloyds Insurance Company	Texas
American Family House Insurance Company	Florida

The following agreements were in effect between the Company and its affiliates:

Tax Allocation Agreement

Effective September 27, 2017, the Company entered into an amended and restated tax allocation agreement with Munich-American, and other affiliates to file a consolidated federal income tax return. On December 31, 2019, the method of allocation between the Company and Holding

Company was on a separate-entity basis. Each participant's tax liability was equal to the total of its federal income tax liability as if the participant had filed a separate tax return. Each member of the Munich Re Group recorded an inter-company income tax receivable or payable with Munich American on a quarterly basis. Munich American paid any refunds due to participants within 90 days after the end of the taxable period.

General Services and Cost Allocation Agreement

The Company entered into an amended and restated General Services and Cost Allocation Agreement on October 7, 2019 with Munich-American to provide certain management services. The agreement continues in force for a term of one year and will automatically renew for successive one-year periods, unless otherwise terminated within the guidelines of the agreement. Compensation for providing the services is based on the actual costs for services and capital under the agreement. Fees incurred under this agreement during 2019 amounted to \$1,965,067.

IT Framework Services Agreement

The Company entered into an amended and restated IT Framework Agreement for the Group-wide provision of IT Services on October 21, 2019 with Munich Re, where Munich Re is to provide certain IT Services to its affiliated entities which may include applications, software, infrastructure and consulting services. The fee paid by the Company is equal to the actual costs of service and capital. Fees incurred under this agreement during 2019 amounted to \$847,513.

Investment Management Agreement

The Company entered into an Investment Management Agreement on May 28, 2008 with MEAG New York Corporation. The agreement was amended and restated on October 1, 2019 to remove American Modern Surplus Lines from the agreement and update the investment guidelines and allocation limits. Fees incurred under this agreement during 2019 amounted to \$22,431.

ACCOUNTS AND RECORDS

The Company maintained its principal operational offices in Jacksonville, Florida.

The Company and non-affiliates had the following material agreements:

Custodial Agreement

The Company maintained a custodial agreement with State Street Bank and Trust Company executed on May 23, 2008.

Independent Auditor Agreement

An independent CPA, KPMG audited the Company's statutory basis financial statements annually for the years 2015 through 2019.

Corporate Records Review

The recorded minutes of the Shareholder, Board of Directors ("Board"), Audit Committee and Investment Committee were reviewed for the period under examination. The recorded minutes of the Board documented its meetings and approval of Company transactions and events. The minutes also included the authorization of investments, as required by Section 625.304, Florida Statutes.

TERRITORY AND PLAN OF OPERATIONS

The Company was authorized to transact insurance only in the state of Florida.

The Company was authorized to transact insurance in Florida on September 8, 2005 and is currently authorized for the following lines of business as of December 31, 2019.

Ocean Marine	Accident and Health
Mobile Home Physical Damage	Mobile Home Multi-Peril
Surety	Private Passenger Auto Physical Damage
Fire	Commercial Auto Physical Damage
Private Passenger Auto Liability	Homeowners Multi-Peril
Commercial Auto Liability	Inland Marine
Commercial Multi-Peril	Other Liability
Allied Lines	Earthquake
Home Warranties	Prepaid Legal
Mobile Home Physical Damage	

The Company primarily writes Homeowners Multi-Peril in the state of Florida.

REINSURANCE

The reinsurance agreements reviewed complied with NAIC standards with respect to the standard insolvency clause, arbitration clause, intermediary clause, transfer of risk, reporting and settlement information deadlines.

Since January 1, 1983, the Company has been a participant in a quota share pooling reinsurance agreement with several affiliated companies in the American Modern Insurance Group. American Modern Home acts as the lead company in the pooling arrangement and assumes the other affiliates premiums, losses and expenses. After ceding to non-affiliated reinsurers, American Modern Home retrocedes to the other affiliates in accordance with the pooling percentages as follows:

American Modern Home Insurance Company	47.5%
American Family Home Insurance Company	27%
American Western Home Insurance Company	9%
American Modern Property and Casualty Ins. Co.	5.5%
American Modern Select Insurance Company	5%
American Southern Home Insurance Company	4%
American Modern Insurance Company of Florida, Inc.	2%

Reinsurance Assumed

Under the intercompany pooling arrangement, the Company assumed \$13,300,000 from affiliates during 2019.

Reinsurance Ceded

Under the intercompany pooling arrangement, the Company ceded \$14,994,000 to affiliates during the year 2019.

Effective October 1, 2017, the American Modern Insurance Group entered into a quota share agreement with Allstate Insurance Company whereby the Group ceded 10% of the property and casualty business produced by Ivantage Select Agency, Inc. The agreement was amended on to increase the ceding percentage to 25% on April 1, 2018. Several subsequent amendments

added exclusions to certain lines of business based on their geographic area and excluded certain lines from coverage in the state of Florida.

Effective January 1, 2019, the Company, and the other affiliates in the pooling agreement, entered into a property catastrophe excess of loss reinsurance agreement with Munich Reinsurance America, Inc. The Group's retention is \$250 million while the reinsurer's per occurrence limit is \$125 million and term limit is \$250 million.

Effective January 1, 2019, the Company, and other affiliates in the pooling agreement, entered into a property catastrophe excess of loss reinsurance agreement with Munich Reinsurance America, Inc. The Group's retention is \$5 million of net loss, while the reinsurer's per risk limit is \$20 million and term limit is \$40 million.

Effective October 15, 2019, the Company, and other affiliates in the pooling agreement entered into a property per risk reinsurance agreement with Munich Reinsurance America, Inc. The Group's retention is \$25 million of ultimate net loss, while the reinsurer's per risk and per occurrence limit is \$25 million and term limit is \$50 million.

Effective January 1, 2019 the company also entered into an external Property CAT Aggregate of Loss treaty where Coverage is provided for non-named storms, non-earthquake losses occurring during the term of the contract for policies covering Property business in force, written or renewed by or on behalf of the Company. Coverage is provided in the aggregate for loss in excess of the Company's aggregate retention of \$75,000,000 and subject to an aggregate limit of \$50,000,000.

FINANCIAL STATEMENTS

The following includes the Company's statutory Statement of Assets, Liabilities, Surplus and Other Funds; statutory Statement of Income; and the statutory Analysis of Changes in Surplus for the year ended December 31, 2019. The financial statements are based on the statutory financial statements filed by the Company with the Florida Office of Insurance Regulation and present the financial condition of the Company for the period ending December 31, 2019. (Note: Failure of the columns to add to the totals reflected in this Report is due to rounding.)

American Modern Insurance Company of Florida, Inc.
Assets
December 31, 2019

	Per Company
Bonds	\$16,545,702
Cash and short-term investments	6,639,633
Subtotal cash and invested assets	23,185,335
Interest income due and accrued	61,474
Agents' balances	
Uncollected premium	3,106,231
Deferred premium	2,921,889
Amounts recoverable from reinsurer	1,196,860
Funds held or deposited with reinsurers	9,562,851
Current federal and foreign income taxes recoverable	33,455
Net deferred tax asset	610,295
Totals	\$40,678,390

American Modern Insurance Company of Florida, Inc.
Liabilities, Surplus and Other Funds
December 31, 2019

	Per Company
Losses	\$2,287,665
Reinsurance payable on paid losses and loss adjustment expenses	1,064,516
Loss adjustment expenses	297,568
Commissions payable, contingent commissions and other similar charges	1,409,493
Other expenses	164,460
Taxes, licenses and fees	111,269
Unearned premiums	6,971,802
Ceded reinsurance	2,642,066
Funds held under reinsurance treaties	10,347,378
Payable to parent, subsidiaries and affiliates	306,187
Aggregate write-in for liabilities	75,972
Total liabilities	25,678,377
Common capital stock	1,000,000
Gross paid-in and contributed surplus	12,700,000
Unassigned funds (surplus)	1,300,013
Surplus as regards policyholders	15,000,013
Total liabilities, surplus and other funds	\$40,678,390

American Modern Insurance Company of Florida, Inc.
Statement of Income
December 31, 2019

	Per Company
Underwriting Income	
Premiums earned	\$12,667,811
Deductions	
Losses Incurred	\$6,199,906
Loss expenses incurred	780,085
Other underwriting expenses incurred	6,143,297
Aggregate write-ins for underwriting deductions	35,650
Total Underwriting deductions	13,158,938
Net underwriting gain (loss)	(491,128)
Investment Income	
Net investment income earned	458,237
Net realized capital gains or (losses)	(15,458)
Net investment gain or (loss)	442,779
Other Income	
Net gain or (loss) from agents' or premium balances charged off	16,027
Finance and service charges not included in premiums	1,064,014
Aggregate write-ins for miscellaneous income	(1,051,288)
Total other income	28,753
Net income before dividends to policyholders and before federal & foreign income taxes	(19,596)
Net income, after dividends to policyholders, but before federal & foreign income taxes	(19,956)
Federal & foreign income taxes	(11,897)
Net Income (loss)	(\$7,699)

	Per Company
Capital and Surplus Account	
Surplus as regards policyholders, December 31 prior year	\$15,011,908
Net Income	(\$7,699)
Change in net deferred income tax	20,997
Change in nonadmitted assets	(25,193)
Change in surplus as regards policyholders for the year	(11,895)
Surplus as regards policyholders, December 31, current year	\$15,000,013

American Modern Insurance Company of Florida, Inc.
Reconciliation of Capital and Surplus
December 31, 2019

No adjustments were made to surplus as regards policyholders as a result of this examination.

Capital/Surplus Change during Examination Period			
Surplus at December 31, 2014, per Company			\$7,761,746
	Increase	Decrease	
Net income	\$528,385		\$528,385
Change in net unrealized foreign exchange capital gain (loss)	\$309,178		\$309,178
Change in net deferred income tax		\$184,144	(\$184,144)
Change in non-admitted assets		\$12,341	(\$12,341)
Change in paid-in surplus	\$7,500,000		\$7,500,000
Aggregate write-ins for gains and losses in surplus		\$593,632	(\$593,632)
Net increase (or decrease)			\$7,238,267
Surplus at December 31, 2019 per Company			\$15,000,013

COMMENTS ON FINANCIAL STATEMENT ITEMS

Liabilities

Losses and Loss Adjustment Expenses

Christopher Nyce, FCAS, MAAA, a consultant with KPMG, LLP, appointed by the Board, rendered an opinion that the amounts carried in the balance sheet as of December 31, 2019, made a reasonable provision for all unpaid loss and loss expense obligations of the Company under the terms of its policies and agreements.

Thomas Botsko, ACAS, MAAA, Chief Property & Casualty Actuary with the Ohio Department of Insurance, reviewed the loss and loss adjustment expense work papers provided by the Company and he was in concurrence with this opinion.

Capital and Surplus

The amount of capital and surplus reported by the Company of \$15,000,013, exceeded the minimum of \$10 million required by Section 624.408, Florida Statutes.

SUBSEQUENT EVENTS

The COVID-19 pandemic has continued to develop throughout 2020, with significant uncertainty remaining regarding the full effect of COVID-19 on the U.S. and global insurance and reinsurance industry. At the time of releasing this report, the Office's review of the Company noted that there has not been a significant impact to the Company. The Office has been in communication with the Company regarding the impact of COVID-19 on its business operations and financial position. The Office continues to closely monitor the impact of the pandemic on the Company and will take necessary action if a solvency concern arises.

CONCLUSION

The insurance examination practices and procedures as promulgated by the NAIC have been followed in ascertaining the financial condition of American Modern Insurance Company of Florida, Inc. as of December 31, 2019, consistent with the insurance laws of the State of Florida.

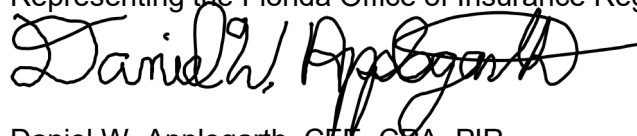
In addition to the undersigned, the following also participated in the examination:

Marie Stuhlmuller	Examination Manager	Office
James Menck	Examination Manager	Eide Bailly

Respectfully submitted,



Joseph Hofmeister, CFE
Examiner-in-Charge
Eide Bailly LLP
Representing the Florida Office of Insurance Regulation



Daniel W. Applegarth, CFE, CPA, PIR
Chief Financial Examiner
Property & Casualty Financial Oversight
Florida Office of Insurance Regulation