

COMMONWEALTH OF VIRGINIA  
STATE CORPORATION COMMISSION

AT RICHMOND, JULY 10, 2018

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2018 JUL 10 P 4: 07

COMMONWEALTH OF VIRGINIA, *ex rel.*

STATE CORPORATION COMMISSION

v.

CASE NO. INS-2018-00183

ACADIA INSURANCE COMPANY,  
CONTINENTAL WESTERN INSURANCE COMPANY,  
FIREMEN'S INSURANCE COMPANY OF  
WASHINGTON, D.C.,  
and  
UNION INSURANCE COMPANY,  
Defendants

SETTLEMENT ORDER

Based on a market conduct investigation conducted by the Bureau of Insurance ("Bureau"), it is alleged that Acadia Insurance Company, Continental Western Insurance Company, Firemen's Insurance Company of Washington, D.C. and Union Insurance Company (collectively, the "Defendants"), duly licensed by the State Corporation Commission ("Commission") to transact the business of insurance in the Commonwealth of Virginia ("Virginia"), in certain instances violated §§ 38.2-317 and 38.2-1906 D of the Code of Virginia ("Code") by making or issuing an insurance policy or endorsement without having filed such policy or endorsement with the Commission at least thirty days prior to the effective date and by using rate and supplementary rate information not on file with the Commission.

The Commission is authorized by §§ 38.2-218, 38.2-219, and 38.2-1040 of the Code to impose certain monetary penalties, issue cease and desist orders, and suspend or revoke a defendant's license upon a finding by the Commission, after notice and opportunity to be heard, that a defendant has committed the aforesaid alleged violations.

The Defendants have been advised of the right to a hearing in this matter whereupon the Defendants, without admitting any violation of Virginia law, have made an offer of settlement to the Commission wherein the Defendants have agreed to comply with the corrective action plan outlined in the Defendants' correspondence dated November 16, 2017, confirmed that restitution was made to 552 consumers in the amount of Ninety-one Thousand Seven Hundred Ninety-three Dollars and Thirty-six Cents (\$91,793.36) as outlined in the Defendants' correspondence dated May 4, 2018, and waived the right to a hearing.

The Bureau has recommended that the Commission accept the offer of settlement of the Defendants pursuant to the authority granted the Commission in § 12.1-15 of the Code.

NOW THE COMMISSION, having considered the record herein, the offer of settlement of the Defendants, and the recommendation of the Bureau, is of the opinion that the Defendants' offer should be accepted.

Accordingly, IT IS ORDERED THAT:

(1) The offer of the Defendants in settlement of the matter set forth herein is hereby accepted.

(2) This case is dismissed, and the papers herein shall be placed in the file for ended causes.

AN ATTESTED COPY hereof shall be sent by the Clerk of the Commission to: Daniel L. Swift, Vice President and General Counsel, Acadia Insurance, One Acadia Commons, Westbrook, Maine 04098; and a copy shall be delivered to the Commission's Office of General Counsel and the Bureau of Insurance in care of Deputy Commissioner Rebecca Nichols.