

STATE CORPORATION COMMISSION

DOCUMENT CONTROL

AT RICHMOND, JUNE 19, 2003

COMMONWEALTH OF VIRGINIA

JUN 19 P 1:43

At the relation of the

STATE CORPORATION COMMISSION

v.

CASE NO. INS-2003-00100

UNITEDHEALTHCARE OF THE  
MID-ATLANTIC, INC.,

Defendant

SETTLEMENT ORDER

Based on a market conduct examination performed by the Bureau of Insurance, it appears that Defendant, duly licensed by the Commission to transact the business of a health maintenance organization in the Commonwealth of Virginia, in certain instances, violated §§ 38.2-316 B, 38.2-316 C, 38.2-502 1, 38.2-503, 38.2-510 A 5, 38.2-510 A 15, 38.2-511, 38.2-1812 A, 38.2-1822 A, 38.2-1833 A 1, 38.2-1834 C, 38.2-1834 D, 38.2-3407.14 B, 38.2-3407.15 B 1, 38.2-3407.15 B 2, 38.2-3407.15 B 3, 38.2-3407.15 B 4, 38.2-3407.15 B 5, 38.2-3407.15 B 6, 38.2-3407.15 B 7, 38.2-3407.15 B 8, 38.2-3407.15 B 9, 38.2-3407.15 C, 38.2-3418.13, 38.2-3431 C 3, 38.2-3431 C 6, 38.2-3542 C, 38.2-4304 B, 38.2-4306 B 1, 38.2-4306.1, 38.2-4312 A, 38.2-4313, 38.2-5804 A, 38.2-5804 A 1, 38.2-5804 C, 38.2-5805 C, 38.2-5805 C 1, 38.2-5805 C 8, and 38.2-5805 C 10 of the Code of Virginia, as well as 14 VAC 5-90-50 B, 14 VAC 5-90-60 B 1, 14 VAC 5-90-80 D, 14 VAC

5-90-90 A, 14 VAC 5-90-90 C, 14 VAC 5-90-120 A, 14 VAC 5-90-130 A, 14 VAC 5-90-160, 14 VAC 5-90-170 A, 14 VAC 5-210-70 C, and 14 VAC 5-210-110 B.

The Commission is authorized by §§ 38.2-218, 38.2-219, and 38.2-4316 of the Code of Virginia to impose certain monetary penalties, issue cease and desist orders, and suspend or revoke Defendant's license upon a finding by the Commission, after notice and opportunity to be heard, that Defendant has committed the aforesaid alleged violations.

Defendant has been advised of its right to a hearing in this matter, whereupon Defendant, without admitting any violation of Virginia law, has made an offer of settlement to the Commission wherein Defendant has tendered to the Commonwealth of Virginia the sum of sixty thousand dollars (\$60,000) and waived its right to a hearing.

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

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

IT IS THEREFORE ORDERED THAT:

(1) The offer of Defendant in settlement of the matter set forth herein be, and it is hereby, accepted; and

(2) The papers herein be placed in the file for ended causes.

AN ATTESTED COPY hereof shall be sent by the Clerk of the Commission to: Liza Assatourians, Compliance Officer for the Mid-Atlantic, UnitedHealthcare of the Mid-Atlantic, Inc., 4416 East West Highway, Suite 310, Bethesda, Maryland 20814; and the Bureau of Insurance in care of Deputy Commissioner Gerald A. Milsky.