

IDENTIFIER # 147011
AMOUNT \$ 15000.-

BEFORE THE DEPARTMENT OF INSURANCE
STATE OF NEBRASKA

APR 15 2016

DISTRIBUTION # 21342731
CHECK # 12450114

STATE OF NEBRASKA)
DEPARTMENT OF INSURANCE,)
)
PETITIONER,)
)
VS.)
)
AMERICAN FAMILY MUTUAL)
INSURANCE COMPANY (NAIC #19275))
)
RESPONDENT.)

CONSENT ORDER

CAUSE NO. C-2199

In order to resolve this matter, the Nebraska Department of Insurance (“Department”), by and through its attorney, Robert M. Bell, and American Family Mutual Insurance Company (“Respondent”), mutually stipulate and agree as follows.

JURISDICTION

1. The Department has jurisdiction over the subject matter and Respondent pursuant to Neb. Rev. Stat. §§ 44-101.01, 44-135, and 44-303 et seq. Said jurisdiction and control have been present at all times material hereto.

2. Respondent is a Wisconsin domiciled insurance company licensed to engage in the business of insurance in the State of Nebraska.

STIPULATIONS OF FACT

1. The Department initiated this administrative proceeding by filing a petition captioned State of Nebraska Department of Insurance vs. American Family Mutual Insurance Company, Cause Number C-2199, on March 11, 2016. A copy of the Petition was served upon Respondent’s registered mailing address 6000 American Pkwy, Madison, WI 53783 by certified mail, return receipt requested and Respondent’s agent for service of process, CSC-Lawyers

Incorporating Service Co., 233 South 13th St., Suite 1900, Lincoln, NE 68508, by certified mail, return receipt requested.

2. The Department has jurisdiction over Respondent in the above-described administrative proceeding.

3. Respondent violated Neb. Rev. Stat. §§ 44-1539, 44-1540(4), (6) and (8), and Title 210 Neb. Admin. Code §§ 60-008.01, 60-008.02, and 60-008.08 as a result of the conduct set forth in Paragraph 9 of the Petition and Notice of Hearing.

4. In the spirit of cooperation and in order to avoid further expense and loss of time, Respondent enters into this Consent Order freely and voluntarily. Respondent was informed of its right to a public hearing. Respondent waives its right to a hearing and acknowledges that by doing so, Respondent also waives its right to confrontation of witnesses, production of evidence, and judicial review.

5. Respondent admits the allegations set forth in the Petition and Notice of Hearing as referenced in paragraph 3 of this section and is willing to amicably resolve all pending matters to avoid the uncertainty and expense of litigation.

CONCLUSIONS OF LAW

Respondent's conduct as stipulated above constitutes a violation of Neb. Rev. Stat. §§ 44-1539, 44-1540(4), (6) and (8), and Title 210 Neb. Admin. Code §§ 60-008.01, 60-008.02, and 60-008.08 and is subject to disciplinary action pursuant to Neb. Rev. Stat. § 44-1542.

CONSENT ORDER

It is therefore ordered by the Director of Insurance and agreed by the Respondent, American Family Mutual Insurance Company, that Respondent shall pay an administrative fine in the amount

of \$15,000 due within 30 days after the Director of Insurance or his designee approves and signs this Consent Order.

The Department of Insurance will continue to retain jurisdiction over this matter. If respondent fails to pay the amount required as specified under this consent order, additional administrative action shall be taken by the Petitioner, which may include revocation of Respondent’s Nebraska certificate of authority. In witness of their intention to be bound by this Consent Order, each party has executed this document by subscribing his/her signature below.

Robert M Bell
 Robert M. Bell #22390
 Attorney for Petitioner
 941 O Street, Suite 400
 Lincoln, NE 68508
 402-471-4650

Leslie Even
 American Family Mutual Insurance
 Company
 Respondent

April 14, 2016
 Date

4/7/16
 Date

STATE OF WISCONSIN)
 COUNTY OF DANE) ss.

On this 7th day of APRIL, 2016, LESLIE EVEN personally appeared before me and read this Consent Order, stated that he/she had the authority to sign on behalf of American Family Mutual Insurance Company, executed this consent order, and acknowledged the same to be his/her voluntary act and deed.

[Signature]
 Notary Public



CERTIFICATE OF ADOPTION

I hereby certify that the foregoing Consent Order is adopted as the Final Order of the Nebraska Department of Insurance in the matter of State of Nebraska Department of Insurance vs. American Family Mutual Insurance Company, Cause No. C-2199.

STATE OF NEBRASKA
DEPARTMENT OF INSURANCE

Bruce R. Ramge
BRUCE R. RAMGE
Director of Insurance
4-14-2016
Date

CERTIFICATE OF SERVICE

I hereby certify that a copy of the foregoing Consent Order was served upon Respondent by mailing a copy to Respondent's mailing address registered with the Department, 6000 American Pkwy, Madison, WI 53783, by certified mail, return receipt requested, on this 15 day of April, 2016.

I also certify that an additional copy of the foregoing Consent Order was provided to Respondent by mailing a copy to Respondent's agent for service of process registered with the Department, is CSC-Lawyers Incorporating Service Co., 233 South 13th St., Suite 1900, Lincoln, NE 68508, by certified mail, return receipt requested, on this 15 day of April, 2016.

Brandis J. Couser