

**FILED**

BEFORE THE DEPARTMENT OF INSURANCE  
STATE OF NEBRASKA

DEC 17 2007

NEBRASKA DEPARTMENT  
OF INSURANCE

STATE OF NEBRASKA )  
DEPARTMENT OF INSURANCE, )  
 )  
PETITIONER, )  
 )  
VS. )  
 )  
THE MOTORISTS INSURANCE GROUP, )  
 )  
RESPONDENT. )

CONSENT ORDER

CAUSE NO. I-76

Dec 18, 2007 ACCT# 8521 \$200.00  
NO-INVOICE 321596 TRAN# 1821879  
MOTORISTS INSURANCE GROUP /THE  
CHECK# 290541

In order to resolve this matter, the Nebraska Department of Insurance ("Department"), by and through its attorney, Joel F. Green, and The Motorists Insurance Group ("Respondent"), mutually stipulate and agree as follows:

JURISDICTION

1. The Department has jurisdiction over the subject matter and Respondent pursuant to NEB. REV. STATS. §§ 44-101.01, and 44-3905 et seq. (Reissue 2004). Said jurisdiction and control have been present at all times material hereto.

2. Respondent is an Ohio based entity registered in Nebraska as a continuing education course sponsor.

STIPULATIONS OF FACT

1. The Department initiated this administrative proceeding by filing a petition styled State of Nebraska Department of Insurance vs. The Motorists Insurance Group, Cause Number I-76 on November 14, 2007. A copy of the petition was served upon the Respondent's registered

mailing address, 471 East Broad Street, Columbus, OH 43215, by certified mail, return receipt requested.

2. Respondent violated NEB. REV. STAT. § 44-3905(1)(b)(i) (Reissue 2004) as a result of the following conduct:

- a. On or around August 16, 2007, the Respondent submitted to the Department of Insurance a filing form requesting approval of continuing education course credit for the continuing education course entitled CSR Roadshow 2007.
- b. On or around September 10, 2007, approval for the continuing education course entitled CSR Roadshow 2007, was granted by the Department of Insurance subject to the Respondent providing the Department with a two week advance written notification indicating the time, date and location of any presentations of the course by the Respondent.
- c. On or around October 25, 2007, Respondent presented the continuing education course at the Shadow Ridge Country Club, 1501 South 188<sup>th</sup> Plaza, Omaha, Nebraska. The Respondent neglected to provide the Department a written notice of the October 25, 2007 presentation of the continuing education course thereby failing to maintain compliance with the qualification(s) specified by the Department for the Respondent, as a continuing education sponsor, in the Department's September 10, 2007 approval notice.

3. Respondent was informed of its right to a public hearing. Respondent waives that right, and enters into this Consent Order freely and voluntarily. Respondent understands and acknowledges that by waiving the right to a public hearing, Respondent also waives the right to confrontation of witnesses, production of evidence, and judicial review.

4. Respondent admits the allegations stated in Paragraph 2.

#### CONCLUSIONS OF LAW

Respondent's conduct as alleged above constitutes a violation of NEB. REV. STAT. § 44-3905(1)(b)(i) (Reissue 2004) and is subject to disciplinary action pursuant to NEB. REV. STAT. § 44-3905(1)(b) (Reissue 2004).

CONSENT ORDER

It is therefore ordered by the Director of Insurance and agreed by Respondent, The Motorists Insurance Group, that Respondent shall pay an administrative fine in the amount of two hundred dollars (\$200.00), due within 30 days after the Acting Director of Insurance or her designee approves and signs this consent order. If Respondent fails to pay the amount required as specified under this consent order, the Petitioner shall take additional administrative action. In witness of their intention to be bound by this Consent Order, each party has executed this document by subscribing his/her signature below.

Joel F. Green

Joel F. Green, #22900  
Attorney for Petitioner  
941 "O" Street, Suite 400  
Lincoln, NE 68508  
(402) 471-2201

11-30-07  
Date

Anne B. King

The Motorists Insurance Group,  
Respondent

By: Anne B. King

11-28-07  
Date

State of Ohio )  
County of Franklin ) ss.

On this 28 day of November, 2007, an authorized representative of The Motorists Insurance Group personally appeared before me and read this Consent Order, executed the same and acknowledged the same to be his/her voluntary act and deed.

Lisa Price  
Notary Public

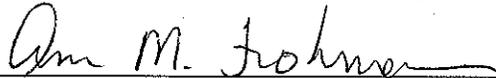


LISA PRICE  
Notary Public, State of Ohio  
My Commission Expires 08-14-10

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. The Motorists Insurance Group, Cause No. I-76.

STATE OF NEBRASKA  
DEPARTMENT OF INSURANCE



ANN M. FROHMAN  
Director of Insurance

12/17/2007  
Date

CERTIFICATE OF SERVICE

I hereby certify that a copy of the executed Consent Order was sent to the Respondent's registered mailing address, 471 East Broad Street, Columbus, OH 43215, by certified mail, return receipt requested on this 18<sup>th</sup> day of December, 2007.

