

IN2502963/SMK

**STATE OF MINNESOTA
COMMISSIONER OF COMMERCE**

In the Matter of the Certificate of Authority
of Fortis Insurance Company,
a Wisconsin corporation licensed
to do business in the State of Minnesota.
NAIC No. 69477.

CONSENT ORDER

TO: Fortis Insurance Company
501 West Michigan Street
P.O. Box 3050
Milwaukee, WI 53201-3050

Commissioner of Commerce Glenn Wilson (hereinafter "Commissioner") has determined as follows:

1. The Commissioner has advised Fortis Insurance Company (hereinafter "Respondent") that as a result of an investigation by the Commissioner concerning Respondent's conduct as a corporation engaged in the business of insurance in Minnesota, the Commissioner is prepared to commence formal proceedings in accordance with the provisions of Minn. Stat. § 45.027 (2004) against Respondent's Certificate of Authority to engage in the business of insurance in Minnesota based on allegations that Respondent delayed the processing and payment of a health insurance claim as a result of violations of Minn. Stat. § 72A.20, Subd. 12(3) and 12(5), and Minn. Stat. § 72A.201, Subd. 4(3) and 4(5) (2004).

2. Respondent acknowledges that it has been advised of its rights to a hearing in this matter, to present argument to the Commissioner and to appeal from any adverse determination after a hearing, and Respondent hereby expressly waives those rights. Respondent further acknowledges that it has been represented by legal counsel throughout these proceedings or has

3. Respondent has agreed to an informal disposition of this matter without a hearing, as provided under Minn. Stat. § 14.59 (2004) and Minn. R. 1400.5900 (2003).

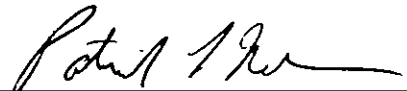
4. The following Order is in the public interest.

NOW, THEREFORE, IT IS HEREBY ORDERED, pursuant to Minn. Stat. § 45.027, Subd. 6 (2004) that Respondent shall pay to the State of Minnesota a civil penalty of \$10,000.

This Order shall be effective upon signature on behalf of the Commissioner.

Dated: 9/2/05

GLENN WILSON
Commissioner

By: 
PATRICK L. NELSON
Deputy Commissioner
Market Assurance

85 Seventh Place East, Suite 500
St. Paul, Minnesota 55101
Telephone: (651)296-2594

CONSENT TO ENTRY OF ORDER

The undersigned, acting on behalf of Fortis Insurance Company states that he/she has read the foregoing Consent Order; that he/she knows and fully understands its contents and effect; that he/she is authorized to execute this Consent to Entry of Order on behalf of Respondent; that he/she has been advised of Respondent's right to a hearing; that Respondent has been represented by legal counsel in this matter; or that he/she has been advised of Respondent's right to be represented by legal counsel and that he/she has waived this right; and that he/she consents to entry of this Order by the Commissioner of Commerce. It is further expressly understood that this Order constitutes the entire settlement agreement between the parties hereto, there being no other promises or agreements, either express or implied.

Fortis Insurance Company

By: *Julie Hix-Royer*

Its: *Vice President of Compliance*

STATE OF *Wisconsin*

COUNTY OF *Mewaukee*

This instrument was acknowledged before me on *7-27-05* (date) by *Julie Hix-Royer*

(name(s) of person(s)) as *VP of Compliance* (type of authority, e.g., officer, trustee, etc.) of

Fortis Insurance Company (name of party on behalf of whom the instrument was executed).

(stamp)

Linda M. Larry
(Signature of notary officer)

Linda M. Larry
Title (and Rank) *Notary Public, Milwaukee, Wis.*