

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28

STATE OF CALIFORNIA

DEPARTMENT OF INSURANCE

In the Matter of the Licenses and Licensing
Rights of

THE MEGA LIFE & HEALTH
INSURANCE COMPANY,

MID-WEST NATIONAL LIFE
INSURANCE COMPANY OF
TENNESEE,

Respondents.

File No. UPA0101778

OAH NO. N2004030501

ORDER ADOPTING SETTLEMENT
AGREEMENT, CEASE AND DESIST AND
FOR PAYMENT OF MONETARY
PENALTY

Whereas, the Insurance Commissioner of the State of California ("the Commissioner") has filed and served a Second Amended Order to Show Cause in the above referenced matter, and

Whereas, the Commissioner and the MEGA Life and Health Insurance Company (MEGA) and the Mid-West National Life Insurance Company of Tennessee (Mid-West), Respondents, have executed a settlement agreement, a copy of which is attached hereto and incorporated herein by this reference,

IT IS ORDERED, that pursuant to California Insurance Code section 12921, the terms as set forth in the settlement agreement attached hereto are approved and adopted as the order herein.

IT IS FURTHER ORDERED, that Mega and Mid-West are hereby ordered to cease and desist from engaging in the alleged methods of unfair acts or practices as alleged in this action.

1 Said acts and practices being violations of the California Insurance Code sections 790.03,
2 subsections (h)(1),(2),(3) and (5), sections 10123.13 and 10172.5, subsection (b), title 10,
3 California Code of Regulations, section 2695.3, subsections (a), (b)(2) and section 2695.4,
4 subsection (a), 2695.7, subsection (b), (b)(3).

5 IT IS FURTHER ORDERED regarding any future in any further allegations that if the
6 MEGA and Mid-West do not fully comply with the terms and conditions of the settlement
7 agreement that this Order shall have the same force and effect as if imposed after a hearing held
8 pursuant sections 704 and 790.05 of the Insurance Code.

9 IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal, this
10 27th day of September, 2004.

11
12 JOHN GARAMENDI
13 Insurance Commissioner

14
15 By /ss/
16
17
18
19
20
21
22
23
24
25
26
27
28