

PRINCIPAL MUTUAL LIFE INSURANCE  
COMPANY  
DOCKET NO. MCINS 98-25

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CONSENT  
AGREEMENT

### **INTRODUCTION**

This document is a consent agreement, authorized by 5 M.R.S.A. § 9053(2) entered into by and among Principal Mutual Life Insurance Company (hereafter also "Principal") and the Superintendent of the Maine Bureau of Insurance (hereafter the "Superintendent"). Its purpose is to resolve, without resort to an adjudicatory proceeding, violations of the Insurance Code discussed below.

### **FACTS**

The parties to this Consent Agreement stipulate to the following facts:

1. Principal Mutual Life Insurance Company has been licensed as a Maine Authorized Life and Health Insurer, Licensee #LHF406, since August 6, 1956.
2. The Superintendent of Insurance is the official charged with administering and enforcing Maine's insurance laws and regulations.
3. Rule Chapter 275, Section 13(C) requires "an issuer of Medicare supplement policies in this State to file annually its rates" for approval by the Superintendent.
4. On March 6, 1998, Bureau Life & Health Senior Insurance Analyst, Marti Hooper wrote to Principal inquiring as to the last rate filing submitted for Medicare supplements and mentioned the annual filing requirement.
5. On March 16, 1998, Principal wrote to Mrs. Hooper confirming that the last rate filing for Medicare supplements was approved February 10, 1997. Ms. McCauley also mentioned that work on the current rate filing for 1998 was in progress but not complete.
6. As of May 29, 1998, Principal has not submitted the annual Medicare supplement rate filing.

### **CONCLUSIONS OF LAW**

7. Principal acknowledges its failure to file annual Medicare supplement rates with the Superintendent within the statutorily mandated time period as required by Rule Chapter, Section 13(C).

### **COVENANTS**

- 8. A formal hearing in this matter is waived and no appeal will be made.
- 9. At the time of executing this Agreement, Principal will pay to the Maine Bureau of Insurance a penalty in the amount of five hundred dollars (\$500) payable to the Treasurer of the State of Maine.
- 10. At the time of executing this Agreement, Principal will provide the annual rate filing required by Rule Chapter 275 as required in paragraph 3.
- 11. In consideration of Principal's execution of and compliance with the terms of this Consent Agreement, the State of Maine agrees to forgo pursuing any disciplinary measures or other civil sanction for the actions described above other than those agreed to in this Consent Agreement.

**MISCELLANEOUS**

- 12. This Consent Agreement may only be modified by the written consent of the parties.
- 13. Principal acknowledges that this Consent Agreement is a public record within the meaning of 1 M.R.S.A. § 402 and will be available for public inspection and copying as provided for by 1 M.R.S.A. § 408.

**FOR PRINCIPAL MUTUAL LIFE  
INSURANCE COMPANY**

Dated: \_\_\_\_\_, 1998

By: \_\_\_\_\_  
Signature

For: \_\_\_\_\_  
Typed Name

\_\_\_\_\_  
Typed Title

Subscribed and Sworn to before me  
this \_\_\_\_\_ day of \_\_\_\_\_, 1998.

\_\_\_\_\_  
Notary Public

**FOR THE MAINE  
BUREAU OF INSURANCE**

Dated: \_\_\_\_\_, 1998

\_\_\_\_\_  
**Alessandro A. Iuppa**  
Superintendent of Insurance

STATE OF MAINE  
KENNEBEC, SS.

Subscribed and sworn to before me  
this \_\_\_\_\_ day of \_\_\_\_\_, 1998.

\_\_\_\_\_  
Notary Public/Attorney-at-Law

**FOR THE MAINE  
ATTORNEY GENERAL**

Dated: \_\_\_\_\_, 1998

\_\_\_\_\_  
**Judith Shaw Chamberlain  
Assistant Attorney General**

STATE OF MAINE  
KENNEBEC, SS.

Subscribed and sworn to before me  
this \_\_\_\_\_ day of \_\_\_\_\_, 1998.

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Notary Public/Attorney-at-Law

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