

**BEFORE THE COMMISSIONER OF INSURANCE  
OF THE STATE OF KANSAS**

**In the Matter of the** )  
**PMI Mortgage Assurance Co.** ) **Docket No. 4339-OR**  
**NAIC No. 18732** )

**ORDER TO RESCIND**

Pursuant to the authority granted the Commissioner of Insurance by the Kansas Statutes Annotated (“K.S.A.”) 40-222, K.S.A. 40-222b, K.S.A. 40-222d, K.S.A. 40-222e, and in accordance with the Kansas Administrative Procedure Act, K.S.A. 77-501, et seq., I, Sandy Praeger, the duly elected, qualified, and acting Commissioner of Insurance of the State of Kansas, hereby make the following findings of fact, conclusions of law, and order, to wit. This Order shall become effective as a Final Order, without further notice, upon the expiration of the fifteen (15) day period if no hearing is requested, pursuant to K.S.A. 77-542.

**FINDINGS OF FACT**

1. PMI Mortgage Assurance Co. is an insurance company incorporated under the laws of the State of Wisconsin on November 30, 1966 and redomesticated to the State of Arizona on November 11, 2009 with a registered corporate office located at 2999 N. 44<sup>th</sup> Street, Suite 550, Phoenix, AZ 85018. The Company was formerly known as Commercial Loan Insurance Corporation.
2. Commercial Loan Insurance Corporation was licensed to transact the business of insurance in the State of Kansas on August 26, 1969 pursuant to the authority of K.S.A. 40-901 and K.S.A. 40-1102.
3. The Commissioner of Insurance of the State of Kansas has jurisdiction over the subject matter of this proceeding and over the operation of PMI Mortgage Assurance Co. in this state, and this proceeding is held in the public interest.

4. On March 28, 1986, the Commissioner of Insurance issued a Consent Order which suspended Commercial Loan Insurance Corporation authority to transact the business of insurance in the State of Kansas, except for the renewing of policies required by contractual, statutory, or regulatory obligations. The Consent Order was placed on Commercial Loan Insurance Corporation as a result of the financial condition that had resulted in a condition such that the continued operation of the company in this state might be hazardous to the insuring public.
5. In April, 2001, the Company was purchased by the PMI Group, Inc. and its name changed to PMI Mortgage Assurance Co.
6. The Company reports capital and surplus of \$29,999,249 as of December 31, 2010.

#### **CONCLUSIONS OF LAW**

7. On May 31, 2011, PMI Mortgage Assurance Co. requested that the Consent Order be rescinded.
8. PMI Mortgage Assurance Co. has rectified the financial condition which warranted the issuance of the Consent Order referred to in paragraph #4 above.

#### **IT IS THEREFORE, BY THE COMMISSIONER OF INSURANCE, ORDERED THAT:**

The Consent Order dated March 28, 1986, and referred to in paragraph #4 above, which suspended the authority of PMI Mortgage Assurance Co. to transact the business of insurance in the State of Kansas, is hereby rescinded.

#### **NOTICE OF RIGHTS**

PMI Mortgage Assurance Co. is entitled to a hearing pursuant to K.S.A. § 77-537, the Kansas Administrative Procedure Act. If PMI Mortgage Assurance Co. desires a hearing, they must file a written request for a hearing with:

Zachary J. C. Anshutz, General Counsel  
Kansas Insurance Department  
420 S.W. 9th Street  
Topeka, Kansas 66612

This request must be filed within fifteen (15) days from the date of service of this Order. If PMI Mortgage Assurance Co. requests a hearing, the Kansas Insurance Department will notify them of the time and place of the hearing and information on the procedures, right of representation, and other rights of parties relating to the conduct of the hearing, before commencement of same.

If a hearing is not requested in the time and manner stated above, this Order shall become effective as a Final Order upon the expiration of time for requesting a hearing, pursuant to K.S.A. § 77-613. In the event PMI Mortgage Assurance Co. files a petition for judicial review, pursuant to K.S.A. § 77-613(e), the agency officer to be served on behalf of the Kansas Insurance Department is:

Zachary J. C. Anshutz, General Counsel  
Kansas Insurance Department  
420 S.W. 9<sup>th</sup> Street  
Topeka, Kansas 66612

**IT IS SO ORDERED THIS 5th DAY OF July, 2011 IN THE CITY OF TOPEKA, COUNTY OF SHAWNEE, STATE OF KANSAS.**



/s/ Sandy Praeger  
Sandy Praeger  
Commissioner of Insurance

By: /s/ Zachary J.C. Anshutz  
Zachary J.C. Anshutz  
General Counsel

**CERTIFICATE OF SERVICE**

I hereby certify that a true and correct copy of the foregoing Order to Rescind was forwarded via first class mail, postage prepaid on this \_\_5th\_\_ day of \_\_\_\_\_July\_\_\_\_\_, 2011 to:

Ms. Sheryl Lawrence  
PMI Mortgage Assurance Co.  
3003 Oak Road  
Walnut Creek, CA 94597

\_ /s/ John R. Dowell \_\_\_\_\_  
John Dowell  
Staff Attorney