

SERFF Tracking Number: NWFA-126379637 State: Arkansas  
Filing Company: Nationwide Life Insurance Company State Tracking Number: 44105  
Company Tracking Number: VAZ-0165AO  
TOI: A03I Individual Annuities - Deferred Variable Sub-TOI: A03I.002 Flexible Premium  
Product Name: Nationwide Destination B Fixed Account Endorsement Filing  
Project Name/Number: Nationwide Destination B Fixed Account Endorsement Filing/

## Filing at a Glance

Company: Nationwide Life Insurance Company

Product Name: Nationwide Destination B Fixed SERFF Tr Num: NWFA-126379637 State: Arkansas

Account Endorsement Filing

TOI: A03I Individual Annuities - Deferred Variable

Sub-TOI: A03I.002 Flexible Premium

Filing Type: Form

SERFF Status: Closed-Approved-Closed

State Tr Num: 44105

Co Tr Num: VAZ-0165AO

State Status: Approved-Closed

Reviewer(s): Linda Bird

Disposition Date: 11/19/2009

Authors: Todd Beshara, Amy Burchette, Angela D. Cox, Jenny Christiansen, Andrea Sgobbo, Sandra Davies, Dan Gallion, Grace Holland, Cindy Malloy, Leonja Merritt, Kristin Nixon, Clara Pollard, Carrie Ruhlen, Georgia Sollars, Darcy Spangler, Gayla Pace, Natalie Walden, Drema Wallace, EDS EDSSupport, Leslie Hernandez

Date Submitted: 11/16/2009

Disposition Status: Approved-Closed

Implementation Date Requested: On Approval

State Filing Description:

Implementation Date:

## General Information

Project Name: Nationwide Destination B Fixed Account Endorsement Filing

Project Number:

Requested Filing Mode: Review & Approval

Explanation for Combination/Other:

Submission Type: New Submission

Overall Rate Impact:

Filing Status Changed: 11/19/2009

Status of Filing in Domicile: Pending

Date Approved in Domicile:

Domicile Status Comments: Concurrently being filed in Nationwide's state of domicile, Ohio.

Market Type: Individual

Group Market Size:

Group Market Type:

Explanation for Other Group Market Type:

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State Status Changed: 11/19/2009  
Created By: Grace Holland  
Corresponding Filing Tracking Number:

Deemer Date:  
Submitted By: Grace Holland  
Filing Description:  
Individual Fixed Account Endorsement Filing

RE: Nationwide Life Insurance Company

NAIC # 66869 FEIN 31-4156830 NAIC Group # 140

Endorsement: VAZ-0165AO

Nationwide Life Insurance Company ("Nationwide") is filing the above referenced form for general use and approval by the Department of Insurance (the "Department"). Nationwide will begin utilizing this Endorsement May 1, 2010.

Nationwide certifies that no part of this filing contains any unusual or possibly controversial items from normal company or industry standards.

Description of the Endorsement:

Fixed Account Endorsement - VAZ-0165AO adds a fixed account to the funding options for contract VAC-0117AOCV, approved by the Department September 9, 2009. Any decision to not offer the Fixed Account would be on a prospective basis only. The Fixed Account would never be removed from a Contract that had already been issued; however, restrictions to the Fixed Account that are reflected in the endorsement would apply. The decision to offer or not offer the Fixed Account with the Contract would be made in a nondiscriminatory manner.

Nationwide wishes to notify the Department that when Contract VAC-0117AOCV was filed and approved by the Department, we referenced utilizing Fixed Account Endorsement VAZ-0153AO. Nationwide will not utilize VAZ-0153AO with this contract. Instead we will issue VAZ-0165AO.

This endorsement has a Flesch readability score of 51.1.

Items Bracketed as Variable:

Nationwide officers' signatures are bracketed as they change over time.

Other Information:

SERFF Tracking Number: NWFA-126379637 State: Arkansas  
 Filing Company: Nationwide Life Insurance Company State Tracking Number: 44105  
 Company Tracking Number: VAZ-0165AO  
 TOI: A031 Individual Annuities - Deferred Variable Sub-TOI: A031.002 Flexible Premium  
 Product Name: Nationwide Destination B Fixed Account Endorsement Filing  
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Nationwide certifies that, to the best of its knowledge and belief, the form submitted complies with the laws and regulations of your state. Enclosed are the required certification forms.

Nationwide uses various printer fonts and layouts; therefore, Nationwide reserves the right to format the pages of this form to conform to the printer's requirements. No change in language will occur, only a possible page break or page renumbering.

## Company and Contact

### Filing Contact Information

Grace Holland, Sr. Analyst, Corporate Compliance  
 PO Box 182455  
 1-33-102  
 Columbus, OH 43272-8921  
 hollang2@nationwide.com  
 800-691-0023 [Phone] 93245 [Ext]  
 614-249-2112 [FAX]

### Filing Company Information

Nationwide Life Insurance Company  
 PO Box 182455  
 1-33-102  
 Columbus, OH 43272-8921  
 (800) 691-0023 ext. [Phone]  
 CoCode: 66869  
 Group Code: 140  
 Group Name:  
 FEIN Number: 31-4156830  
 State of Domicile: Ohio  
 Company Type:  
 State ID Number:

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## Filing Fees

Fee Required? Yes  
 Fee Amount: \$20.00  
 Retaliatory? No  
 Fee Explanation: \$20.00 per form  
 Per Company: No

COMPANY	AMOUNT	DATE PROCESSED	TRANSACTION #
Nationwide Life Insurance Company	\$20.00	11/16/2009	32078102

SERFF Tracking Number: NWFA-126379637 State: Arkansas  
Filing Company: Nationwide Life Insurance Company State Tracking Number: 44105  
Company Tracking Number: VAZ-0165AO  
TOI: A031 Individual Annuities - Deferred Variable Sub-TOI: A031.002 Flexible Premium  
Product Name: Nationwide Destination B Fixed Account Endorsement Filing  
Project Name/Number: Nationwide Destination B Fixed Account Endorsement Filing/

## Correspondence Summary

### Dispositions

Status	Created By	Created On	Date Submitted
Approved-Closed	Linda Bird	11/19/2009	11/19/2009

*SERFF Tracking Number:*      *NWFA-126379637*                      *State:*                      *Arkansas*  
*Filing Company:*              *Nationwide Life Insurance Company*              *State Tracking Number:*      *44105*  
*Company Tracking Number:*      *VAZ-0165AO*  
*TOI:*                      *A03I Individual Annuities - Deferred Variable*      *Sub-TOI:*                      *A03I.002 Flexible Premium*  
*Product Name:*              *Nationwide Destination B Fixed Account Endorsement Filing*  
*Project Name/Number:*      *Nationwide Destination B Fixed Account Endorsement Filing/*

## **Disposition**

Disposition Date: 11/19/2009

Implementation Date:

Status: Approved-Closed

Comment:

Rate data does NOT apply to filing.

*SERFF Tracking Number:* NWFA-126379637      *State:* Arkansas  
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<b>Schedule</b>	<b>Schedule Item</b>	<b>Schedule Item Status</b>	<b>Public Access</b>
<b>Supporting Document</b>	Flesch Certification		No
<b>Supporting Document</b>	Application		No
<b>Supporting Document</b>	Life & Annuity - Acturial Memo		No
<b>Form</b>	Endorsement		Yes

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## Form Schedule

**Lead Form Number: VAZ-0165AO**

Schedule Item Status	Form Number	Form Type	Form Name	Action	Action Specific Data	Readability	Attachment
	VAZ-0165AO	Certificate Amendment, Insert Page, Endorsement or Rider	Endorsement	Initial		51.100	VAZ-0165AO.pdf

**NATIONWIDE LIFE INSURANCE COMPANY  
ONE NATIONWIDE PLAZA  
COLUMBUS, OHIO 43215**

**FIXED ACCOUNT ENDORSEMENT**

To Individual Flexible Purchase Payment Variable Deferred Annuity Contract

**General Information Regarding this Endorsement**

To the extent the terms of the Contract and this endorsement are inconsistent, the terms of this endorsement shall control the Contract accordingly. Non-defined terms shall have the meaning given to them in the Contract.

This endorsement adds a Fixed Account investment option to the Contract.

Certain options that may be elected by the Contract Owner assess an additional charge to the Fixed Account. In no event, however, will the rate of interest credited to the Fixed Account be less than the minimum guaranteed interest rate stated herein.

**Definitions**

The following definitions are modified in or added to the Contract:

**Contract Value** - The combined value of the Variable Accounts and the Fixed Account.

**Fixed Account** - An investment option funded by Nationwide's general account.

**Minimum Nonforfeiture Rate(s)** - The interest rate(s) used to calculate the Minimum Nonforfeiture Value. This interest rate(s) may never be less than 1.0% or greater than 3.0%. The rate is calculated using the average of the weekly 5-year Constant Maturity Treasury rate for the calendar quarter, excluding the last week (rounded to the nearest 1/20th of 1%), preceding the Date of Issue or the Redetermination Date minus 1.25%.

**Minimum Nonforfeiture Value** - The minimum required value of amounts allocated to the Fixed Account. This value is calculated in accordance with state law and is not less than 87.5% of allocations to the Fixed Account, whether by a transfer from another investment option or Purchase Payment, accumulated at the applicable Minimum Nonforfeiture Rates, for as long as such amounts remain in the Fixed Account, less an annual assumed contract charge of \$30. The Minimum Nonforfeiture Value may be greater than or less than the Surrender Value or Transfer Value.

**Redetermination Date** - The date, every 5th Contract Anniversary following the Date of Issue, the Minimum Nonforfeiture Rate is recalculated.

**Transfer Value** - The accumulated value, calculated using interest rates credited to the Fixed Account, of each requested transfer from the Fixed Account to another investment option available under the Contract.

The following provisions modifying the Contract are added.

**Fixed Account**

The Fixed Account is an investment option under the Contract offering guaranteed interest rates. Nationwide credits interest to the Fixed Account at the interest rate or rates Nationwide periodically declares. Interest rates are determined at the sole discretion of Nationwide, but the interest rate credited is guaranteed to be at least 1.00% per year. Interest rates are declared to the Contract Owner in writing on quarterly statements. Nationwide states its interest rates as an annualized rate (the effective yield of interest over a one year period).

When new Purchase Payments, or amounts transferred from the Variable Account are allocated to the Fixed Account, the Fixed Account interest rates currently in effect are applied to these allocations. The interest rate guarantee period on initial Fixed Account allocations lasts until the end of the calendar quarter at least one year (but no more than 15 months) after the date of deposit or transfer. When subsequent interest rates are declared, those rates will have a guarantee period of 12 months (one year).

Upon Surrender or transfer to another investment option under the Contract, the Contract Owner will receive the greater of:

- (1) the Surrender Value/Transfer Value of Fixed Account allocations being Surrendered/transferred; or
- (2) the Minimum Nonforfeiture Value.

Paid-up annuity benefits, cash surrender benefits or the Death Benefit that may become payable from the Fixed Account will never be less than the minimum benefits required by the statute of the state in which the Contract is issued.

Fixed Account guarantees are supported by the general account of Nationwide and are not insured by the FDIC, NCUSIF or any other agency of the Federal government.

Nationwide reserves the right not to accept subsequent Purchase Payments or transfer allocations to the Fixed Account.

### **Variable Accounts**

Accumulation Units of a Sub-Account are reduced by transfers to the Fixed Account.

### **Transfers**

The following transfer restrictions are added to the contract.

- (1) Transfers to or from the Fixed Account must be made prior to the Annuitization Date.

- (2) Transfers out of the Fixed Account are limited by Nationwide to those amounts attributable to interest rate guarantee periods that have expired. For 45 days following the expiration of an interest rate guarantee period, Nationwide will permit the Contract Owner to transfer these amounts to the Variable Account (subject to the other restrictions described in this section). Nationwide may limit transfers out of the Fixed Account to 10% of the amount in an expired interest rate guarantee period.
- (3) Nationwide may delay a transfer out of the Fixed Account for a period of up to six months from the date it receives the request from the Contract Owner.
- (4) Nationwide may refuse transfers into the Fixed Account at any time and at its sole discretion.

### **Surrenders**

Surrenders will be taken proportionally from all investment options, including the Fixed Account.

Nationwide may delay payment of a Surrender of any portion of the Fixed Account for up to six months from the date the request is received subject to regulatory approval. Nationwide will not delay payment of a Surrender unless Nationwide has made a written request and received written approval from the Commissioner of Insurance. Such request will address the necessity of the delay and the equitability to all Contract Owners.

### **Asset Rebalancing**

This service is not available, nor will it ever apply, to any part of the Contract Value allocated to the Fixed Account.

### **Enhanced Fixed Account Dollar Cost Averaging**

Nationwide may, from time to time, offer an enhanced Fixed Account dollar cost averaging program.

When offered, to be eligible to participate in this program, the Contract Value must be at least \$10,000. If subsequent Purchase Payments are permitted by Nationwide into this program the Contract Value must be at least \$10,000. Prior to participation in this program, the Contract Owner may obtain the available Sub-Account(s), duration(s) and credited rates. Nationwide may also assess a

processing fee for this service. Nationwide may stop establishing new enhanced rate Fixed Account dollar cost averaging programs at any time.

If a Contract Owner terminates an enhanced Fixed Account dollar cost averaging program prematurely, any remaining funds in the Fixed Account that are part of the enhanced Fixed Account dollar cost averaging program will be transferred to a money market Sub-Account, unless the Contract Owner directs these amounts to another Sub-Account.

#### **Fixed Account Interest Out Dollar Cost Averaging**

The Contract Owner may elect, on a form provided by Nationwide, to have interest earnings on the Fixed Account transferred on a monthly basis to Sub-Accounts of the Variable Account.

#### **Other Dollar Cost Averaging Programs**

The Contract Owner may elect, on a form provided by Nationwide, to transfer on a monthly, quarterly, semi-annual or annual basis specified amounts from the Fixed Account.

Dollar cost averaging transfers will continue out of the Fixed Account until exhausted or the Contract Owner instructs Nationwide in writing to discontinue the program.

In the case of a non-enhanced dollar cost averaging program from the Fixed Account, transfers from the Fixed Account must be equal to or less than 1/30th of the Contract Value allocated to the Fixed Account at the time the program is requested.

Please note that Nationwide may delay a transfer out of the Fixed Account for a period of up to six months from the date it receives the dollar cost averaging election from the Contract Owner.

#### **Systematic Surrenders**

Nationwide will process the Surrenders on a pro-rata basis from each Sub-Account of the Variable Account and the Fixed Account.

#### **Annuitization**

The following is added to the Contract.

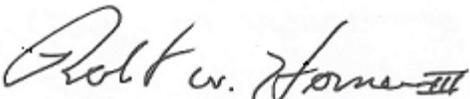
Any amounts in the Fixed Account that the Contract Owner elects to annuitize as a variable payment annuity must be moved to a variable Sub-Account before the Annuitization Date.

**FIXED ACCOUNT TABLE OF VALUES**

<b>End of Contract Year</b>	<b>Guaranteed Account Value</b>	<b>Guaranteed Cash Surrender Value</b>	<b>End of Contract Year</b>	<b>Guaranteed Account Value</b>	<b>Guaranteed Cash Surrender Value</b>
1	10,070	9,370	36	34,054	33,884
2	10,646	9,911	37	34,869	34,699
3	11,227	10,557	38	35,693	35,523
4	11,814	11,214	39	36,525	36,355
5	12,408	11,883	40	37,365	37,195
6	13,007	12,562	41	38,214	38,044
7	13,612	13,252	42	39,071	38,901
8	14,223	14,053	43	39,937	39,767
9	14,840	14,670	44	40,811	40,641
10	15,463	15,293	45	41,694	41,524
11	16,093	15,923	46	42,586	42,416
12	16,729	16,559	47	43,487	43,317
13	17,371	17,201	48	44,397	44,227
14	18,020	17,850	49	45,316	45,146
15	18,675	18,505	50	46,244	46,074
16	19,337	19,167	51	47,181	47,011
17	20,005	19,835	52	48,128	47,958
18	20,680	20,510	53	49,085	48,915
19	21,362	21,192	54	50,080	49,910
20	22,051	21,881	55	51,086	50,916
21	22,746	22,576	56	52,102	51,932
22	23,449	23,279	57	53,128	52,958
23	24,158	23,988	58	54,164	53,994
24	24,875	24,705	59	55,211	55,041
25	25,599	25,429	60	56,268	56,098
26	26,330	26,160	61	57,336	57,166
27	27,068	26,898	62	58,414	58,244
28	27,814	27,644	63	59,503	59,333
29	28,567	28,397	64	60,603	60,433
30	29,327	29,157	65	61,714	61,544
31	30,096	29,926	66	62,837	62,667
32	30,872	30,702	67	63,970	63,800
33	31,655	31,485	68	65,115	64,945
34	32,447	32,277	69	66,271	66,101
35	33,246	33,076	70	67,438	67,268

The Surrender Value may be increased by interest credited at a higher rate. The values shown above are guaranteed Surrender Values for the Fixed Account based upon: (1) a \$10,000 initial Purchase Payment; (2) starting in year 2, subsequent Purchase Payments made at the beginning of each year of \$1,000; and (3) interest credited at the minimum guaranteed rate of 1.0%. There is a \$30 Contract Maintenance Charge assessed when the Contract Value is less than \$50,000. The above table assumes no deduction for any applicable premium taxes and no partial withdrawals.

Executed for Nationwide by:

 Secretary	 President
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## Supporting Document Schedules

	Item Status:	Status Date:
<b>Bypassed - Item:</b> Flesch Certification		
<b>Bypass Reason:</b> Not applicable, variable annuities are subject to federal jurisdiction.		
<b>Comments:</b>		

	Item Status:	Status Date:
<b>Bypassed - Item:</b> Application		
<b>Bypass Reason:</b> Not applicable, Fixed Account Endorsment filing only.		
<b>Comments:</b>		