

**BEFORE THE INSURANCE COMMISSIONER
FOR THE STATE OF ARKANSAS**

**IN THE MATTER OF THE
CERTIFICATE OF AUTHORITY OF
FOX INSURANCE COMPANY**

A.I.D. NO. 2010- 0 4 4

ORDER OF REVOCATION

Now on this day the matter of Arkansas Certificate of Authority No. 2912 of FOX INSURANCE COMPANY, NAIC #10161 ("Company"), an Arizona-domiciled insurer, is taken under consideration by Jay Bradford, Insurance Commissioner for the State of Arkansas ("Commissioner"), as presented by Ashley Fisher, Associate Counsel, Legal Division of the Arkansas Insurance Department ("Department") and by the Finance Division of the Department. From the facts, matters and other things before the Commissioner, he finds as follows:

1. That the Commissioner has jurisdiction over the parties and the subject matter involved herein.
2. That the Company is an accident and health insurer domiciled in the State of Arizona and authorized to sell Accident & Health (Limited to Medicare Advantage products only) in the State of Arkansas.
3. That, on March 9, 2010, the Centers for Medicare & Medicaid Services (CMS) terminated its contract with Fox Insurance Company for deficiencies in the plan. The Notice of Contract Termination cited Fox's non-compliance with processing claims for needed Part D medications, making coverage determinations and redeterminations and failure to abide by prescription transition fill requirements, resulted in delayed and/or denied access to medically necessary drugs and therapies. This non-compliance resulted in a failure to make medically

necessary services available to beneficiaries to an extent such that there was an imminent risk to the health and safety of the enrollees.

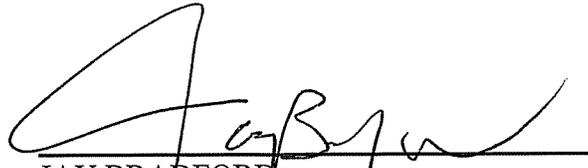
4. On or about March 10, 2010, the Arizona Department of Insurance suspended the Certificate of Authority held by Fox Insurance Company.

5. That on this date the Commissioner has determined that the causes as stated make it appropriate and expedient to revoke the Company's Arkansas Certificate of Authority.

6. That, pursuant to Ark. Code Ann. §§ 23-63-212(a)(2) and (3) and 23-63-214 the Commissioner hereby orders an immediate revocation of the Arkansas Certificate of Authority of Fox Insurance Company. The revocation shall continue and remain in place until further order of the Commissioner.

6. That the Company shall immediately cease writing any and all new or renewal direct business in the State of Arkansas, and shall issue no new insurance policies or assume any risks located in Arkansas.

IT IS SO ORDERED THIS 31st DAY OF MARCH 2010.



JAY BRADFORD
INSURANCE COMMISSIONER
STATE OF ARKANSAS