

SERFF Tracking Number: MDWT-125343932 State: Arkansas
Filing Company: Midwest Employers Casualty Company State Tracking Number:
Company Tracking Number: 2007-EX-AO,CO,SO-84
TOI: 16.0 Workers Compensation Sub-TOI: 16.0003 Excess WC
Product Name: Excess Workers' Compensation
Project Name/Number: Final Premium Endorsements/2007-EX-AO,CO,SO-84

Filing at a Glance

Company: Midwest Employers Casualty Company

Product Name: Excess Workers' Compensation SERFF Tr Num: MDWT-125343932 State: Arkansas

TOI: 16.0 Workers Compensation

SERFF Status: Closed

State Tr Num:

Sub-TOI: 16.0003 Excess WC

Co Tr Num: 2007-EX-AO,CO,SO-84

State Status: FEES PENDING

Filing Type: Form

Co Status:

Reviewer(s): Betty Montesi, Carol Stiffler, Brittany Yielding

Author: Jackie Stefanoni

Disposition Date: 11/02/2007

Date Submitted: 11/01/2007

Disposition Status: Exempt from Review

Effective Date Requested (New): 01/01/2008

Effective Date (New): 01/01/2008

Effective Date Requested (Renewal): 01/01/2008

Effective Date (Renewal):

General Information

Project Name: Final Premium Endorsements

Status of Filing in Domicile: Pending

Project Number: 2007-EX-AO,CO,SO-84

Domicile Status Comments: Pending approval in DE, our state of domicile.

Reference Organization: n/a

Reference Number: n/a

Reference Title: n/a

Advisory Org. Circular: n/a

Filing Status Changed: 11/02/2007

State Status Changed: 11/02/2007

Deemer Date:

Corresponding Filing Tracking Number: n/a

Filing Description:

AO-84, CO-84, SO-84 (11-07) modify the method in which final premium will be determined on a two year policy (note: all three endorsements contain the same language, but each one applies to its corresponding policy type: AO-84 to MWE-400, Aggregate Only; CO-84 to MWE-300, Specific and Aggregate policies, SO-84 to MWE-200, Specific Only policies).

Under current policy language, a short rate is applied against audited premium and against the minimum premium when the insured cancels the policy mid term. Then the greater of these two amounts is selected as the final premium. Under

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the new endorsements, a short rate is applied against audited premium only. Then this amount is compared to the unmodified minimum premium (no pro rata or short rate factor is applied against the minimum premium). The greater of these two amounts is selected as the final premium. The net effect on the insured is that an appropriate premium is charged if they cancel their policy mid term and the unmodified minimum premium is greater than the short rated audited premium for the time in which the policy was in force.

Our reason for filing this set of endorsements is twofold:

1. We think it is important that an appropriate premium be charged if an insured elects to cancel coverage mid term on a two year policy. Under a two year policy, the insured receives the benefit of certain coverage at a set price for an extended term. MWECC takes on the extra risk of an agreed upon, long term rate that cannot be changed if market conditions deteriorate or a catastrophic event occurs. We believe the unmodified minimum premium is the appropriate minimum price for taking on this additional risk.
2. We believe that this set of endorsements will bring our final premium in line with the majority of our competitors.

Company and Contact

Filing Contact Information

Jacqueline Stefanoni, Compliance Administrator
jstefanoni@mwecc.com
14755 North Outer Forty Drive, Suite 300 (636) 449-7027 [Phone]
Chesterfield, MO 63017 (314) 298-9607[FAX]

Filing Company Information

Midwest Employers Casualty Company CoCode: 23612 State of Domicile: Delaware
14755 North Outer 40 Drive Group Code: 98 Company Type:
Suite 300
Chesterfield, MO 63017 Group Name: State ID Number:
(636) 449-7013 ext. [Phone] FEIN Number: 311169435

Filing Fees

Fee Required? No
Retaliatory? No
Fee Explanation:

SERFF Tracking Number: MDWT-125343932 *State:* Arkansas
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Per Company: No

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Correspondence Summary

Dispositions

Status	Created By	Created On	Date Submitted
Exempt from Review	Carol Stiffler	11/02/2007	11/02/2007

SERFF Tracking Number: MDWT-125343932 State: Arkansas
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Disposition

Disposition Date: 11/02/2007

Effective Date (New): 01/01/2008

Effective Date (Renewal):

Status: Exempt from Review

Comment:

This line is exempt from filing rates in compliance with ACA 23-67-206 which states that P&C insurance for commercial risks, excluding workers' compensation, employers' liability and professional liability insurance, including but not limited to, medical malpractice insurance, are exempted from the rate filing and review requirements.

Excess workers' compensation is considered "Other Liability" rather than Workers' Compensation.

Rate data does NOT apply to filing.

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Item Type	Item Name	Item Status	Public Access
Supporting Document	Cover letter		Yes
Form	Final Premium Endorsement		Yes
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Form Schedule

Review Status	Form Name	Form #	Edition Date	Form Type Action	Action Specific Data	Readability	Attachment
	Final Premium Endorsement	AO-84	11-07	Endorsement/New/Amendment/Conditions		0.00	AO-84.pdf
	Final Premium Endorsement	CO-84	11-07	Endorsement/New/Amendment/Conditions		0.00	CO-84.pdf
	Final Premium Endorsement	SO-84	11-07	Endorsement/New/Amendment/Conditions		0.00	SO-84.pdf

Final Premium Endorsement

Part Four - Premium

C. Final Premium, paragraph three, is amended as follows:

If you cancel this policy, final premium will be more than pro-rata; it will be based on the time this policy was in force, and increased by the customary short rate table and procedure, but not less than the Minimum Premium specified in Schedule Item 10.b.

Endorsement Effective:

Policy No.:

Named Insured:

Countersigned

MIDWEST EMPLOYERS CASUALTY COMPANY

Authorized Representative

Secretary

President

This endorsement forms part of the policy to which attached, effective on the inception date of the policy unless otherwise stated herein.

Final Premium Endorsement

Part Four - Premium

C. Final Premium, paragraph three, is amended as follows:

If you cancel this policy, final premium will be more than pro-rata; it will be based on the time this policy was in force, and increased by the customary short rate table and procedure, but not less than the Minimum Premium specified in Schedule Item 12.b.

Endorsement Effective:

Policy No.:

Named Insured:

Countersigned

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Authorized Representative

Secretary

President

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Final Premium Endorsement

Part Four - Premium

C. Final Premium, paragraph three, is amended as follows:

If you cancel this policy, final premium will be more than pro-rata; it will be based on the time this policy was in force, and increased by the customary short rate table and procedure, but not less than the Minimum Premium specified in Schedule Item 9.b.

Endorsement Effective:

Policy No.:

Named Insured:

Countersigned

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Authorized Representative

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Rate Information

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Supporting Document Schedules

Review Status:

Satisfied -Name: Cover letter

11/01/2007

Comments:

Cover letter explains the filing, supplemental to the General Information Tab, Filing Description.

Attachment:

AR...84 letter.pdf



Midwest Employers Casualty Company

A Member Company of the W.R. Berkley Corporation

November 1, 2007

Arkansas Insurance Department
Attn: Carol Stiffler, Sr. Rate and Form Analyst
Property and Casualty Division
1200 West Third Street
Little Rock, AR 72201-1904

Via Serff

Re: Midwest Employers Casualty Company NAIC #23612 FID #31-1169435
Excess Workers' Compensation and Employers Liability Form Filing 2007-EX-AO,CO,SO-84
AO-84, CO-84, SO-84 (11-07) Final Premium Endorsements

Dear Ms. Stiffler:

We understand that excess filings are exempt from the requirements of Arkansas code Annotated §23-79-109, under Arkansas Insurance Department Order 82-25. Midwest Employers Casualty Company (MWECC) respectfully submits the enclosed new endorsements to be used with our Excess Workers' Compensation and Employers Liability policies.

AO-84, CO-84, SO-84 (11-07) modify the method in which final premium will be determined on a two year policy (note: all three endorsements contain the same language, but each one applies to its corresponding policy type: AO-84 to MWE-400, Aggregate Only; CO-84 to MWE-300, Specific and Aggregate policies, SO-84 to MWE-200, Specific Only policies).

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2. We believe that this set of endorsements will bring our final premium in line with the majority of our competitors.

Enclosed for filing, please find:

1. Transmittal letter
2. AO-84 Final Premium Endorsement
3. CO-84 Final Premium Endorsement
4. SO-84 Final Premium Endorsement

We ask that these forms be effective on 1/01/08 for new and renewal policies. Please retain one copy for the company file and forward a review copy to the Arkansas Workers' Compensation Commission.

Please let me know if you require any other information. You may reach me by email: jstefanoni@mwecc.com or phone 636-449-7027

Very truly yours,

Jacqueline Stefanoni
Compliance Administrator

Enclosures

c: Jim Brasier, Compliance Manager
Excess file