

**IN THE DEPARTMENT OF INSURANCE, FINANCIAL  
INSTITUTIONS AND PROFESSIONAL REGISTRATION  
STATE OF MISSOURI**

*In Re:* )  
 )  
AMERICAN NATIONAL INSURANCE ) **Market Conduct Investigation**  
COMPANY (NAIC #408-60739) ) **No. 13015-60739-LH**

**CURATIVE ORDER OF THE DIRECTOR**

NOW, on this 16<sup>th</sup> day of August, 2016, Director, John M. Huff, (hereafter the "Director"), after consideration and review of the Stipulation for Cure Order (hereafter "Stipulation") entered into by the Division of Insurance Market Regulation and American National Insurance Company (NAIC #408-60739) (hereafter "American National"), does hereby issue the following orders:

This order, issued pursuant to §374.046.1(2) RSMo (Cum. Supp. 2013) and §374.046.15 RSMo (Cum. Supp. 2013), is in the public interest.

**IT IS THEREFORE ORDERED** that American National and the Division of Insurance Market Regulation having agreed to the Stipulation, the Director does hereby approve and agree to the Stipulation.

**IT IS FURTHER ORDERED** that American National shall CURE the violations of law and regulations set forth in the Stipulation and shall implement procedures to place American National in full compliance with the requirements in the Stipulation and to maintain those corrective actions at all times.

**IT IS SO ORDERED.**

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the seal of my office in Jefferson City, Missouri, this 16<sup>th</sup> day of August, 2016.



John M. Huff  
Director





**IN THE DEPARTMENT OF INSURANCE, FINANCIAL  
INSTITUTIONS AND PROFESSIONAL  
REGISTRATION STATE OF MISSOURI**

*In Re:*

**AMERICAN NATIONAL INSURANCE  
COMPANY (NAIC #408-60739)**

**Market Conduct Investigation  
No. 13015-60739-LH**

**STIPULATION FOR CURE ORDER**

It is hereby stipulated and agreed by the Division of Insurance and Market Regulation (hereinafter, "the Division") and American National Insurance Company (NAIC #408-60739) (hereinafter, "American National"), as follows:

**WHEREAS**, the Division is a unit of the Missouri Department of Insurance, Financial Institutions and Professional Registration (hereinafter, "the Department"), an agency of the State of Missouri, created and established for administering and enforcing the laws in relation to insurance companies doing business in the State of Missouri;

**WHEREAS**, American National has been granted a certificate of authority to transact the business of insurance in the State of Missouri;

**WHEREAS**, the Division conducted a Market Conduct Investigation of American National;  
and

**WHEREAS**, the Market Conduct Investigation revealed that:

1. In one hundred sixty-six (166) instances during 2011 and 2012, American National failed to provide the annual statement/notice to policyholders as required by §376.678<sup>1</sup>.

**WHEREAS**, the Division and American National have agreed to resolve the issues raised in the Market Conduct Investigation as follows:

A. **Scope of Agreement.** This Stipulation for Cure Order embodies the entire agreement and understanding of the signatories with respect to the subject matter contained

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<sup>1</sup> All references, unless otherwise noted, are to Missouri Revised Statutes, as amended.



herein. The signatories hereby declare and represent that no promise, inducement or agreement not herein expressed has been made, and acknowledge that the terms and conditions of this agreement are contractual and not a mere recital.

**B. Remedial Action.** American National represents that it has taken remedial action bringing it into compliance with the statutes and regulations of Missouri and agrees to maintain such remedial actions at all times, to reasonably assure that the errors noted in the Market Conduct Investigation do not recur. Such remedial actions shall include, but not limited to, the following:

1. American National agrees to establish a process for the continued compliance with the notice requirements of §376.678.

**C. Compliance.** American National agrees to file documentation with the Division within thirty (30) days of the entry of a final order of all remedial action taken to implement compliance with the terms of this stipulation.

**D. Waivers.** American National, after being advised by legal counsel, does hereby voluntarily and knowingly waive any and all rights for procedural requirements, including notice and an opportunity for a hearing, and review or appeal by any trial or appellate court, which may have otherwise applied to the above referenced Market Conduct Investigation.

**E. Changes.** No changes to this Stipulation for Cure Order shall be effective unless made in writing and agreed to by all signatories to the stipulation.

**F. Governing Law.** This Stipulation for Cure Order shall be governed and construed in accordance with the laws of the State of Missouri.

**G. Authority.** The signatories below represent, acknowledge and warrant that they are authorized to sign this Stipulation for Cure Order.


**H. Effect of Stipulation.** This Stipulation for Cure Order shall become effective only upon entry of a Final Order by the Director of the Department of Insurance, Financial



Institutions and Professional Registration (hereinafter, "Director") approving this Stipulation for Cure Order.

I. **Request for an Order.** The signatories below request that the Director issue an Order approving this Stipulation for Cure Order and ordering the relief agreed to in the Stipulation, and consent to the issuance of such Order.


DATED: 8/15/2016

  
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Angela Nelson  
Director, Division of Insurance  
Market Regulation

DATED: 8/12/2016

  
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Stewart Freilich  
Senior Regulatory Affairs Counsel  
Division of insurance Market Regulation

DATED: 8/4/16

  
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James E. Pozzi  
President & Chief Executive Officer  
American National Insurance Company

