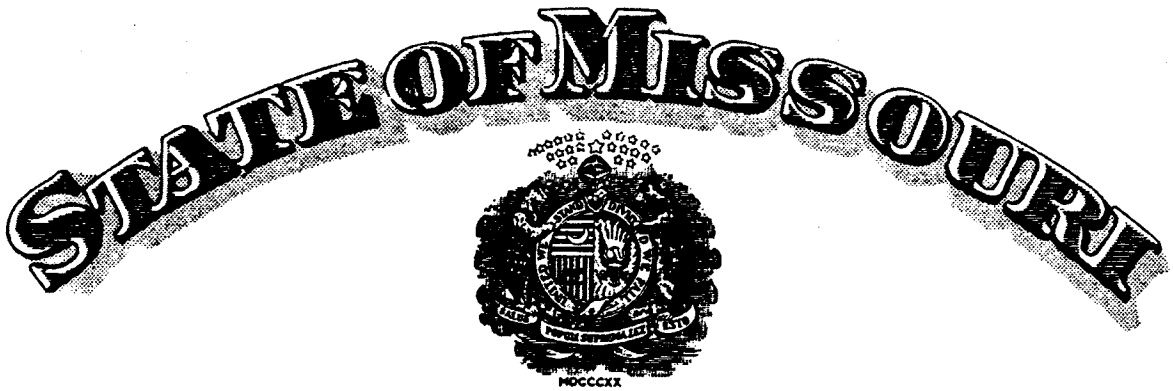

DEPARTMENT OF INSURANCE, FINANCIAL INSTITUTIONS AND PROFESSIONAL REGISTRATION

P.O. Box 690, Jefferson City, Mo. 65102-0690

In re: Certificate of Authority as Third Party Administrator of Robert C. Bouck, Inc.	)))	Case No. 080515362C

FINDINGS OF FACT, CONCLUSIONS OF LAW AND ORDER

Findings of Fact

Based on the testimony and other evidence presented, I, Linda Bohrer, Acting Director of the Department of Insurance, State of Missouri, find and conclude that:

1. On or about May 16, 2008, the Division of Insurance Company Regulation (DICR) of the Department of Insurance, Financial Institutions and Professional Registration (DIFP) filed a statement of charges alleging that grounds existed to suspend the certificate of authority of Robert C. Bouck, Inc. ("TPA") as a third party administrator. A public hearing was held regarding the statement of charges, as ordered by the DIFP. The DICR appeared by Mark Stahlhuth. Although TPA was duly notified of the time and place of the hearing, TPA did not appear.

2. A preponderance of evidence on the whole record shows that TPA failed to file on or before March 1, 2008, or within any extension of time granted by the Director of the DIFP, its annual financial statement for the preceding year. Although TPA did file an unaudited balance sheet for the preceding year, TPA failed to file an income statement. By letter dated March 17, 2008, the DICR specifically informed TPA that if it did file an audited financial statement, such financial statement was required to include an income statement. Exhibit 1.

Conclusions of Law

3. The DIFP has jurisdiction over this matter pursuant to section 376.1094.2, RSMo Supp. 2007.

4. Grounds exist pursuant to section 376.1094.2(1), RSMo Supp. 2007, to suspend the certificate of authority of TPA because TPA has violated a law of this state, namely section 376.1093, RSMo 2000, by failing to file its required financial statements for the preceding year.

Order

Based on the foregoing Findings of Fact and Conclusions of Law, the certificate of authority of Robert C. Bouck, Inc., is hereby SUSPENDED. Until further notice, Robert C. Bouck, Inc., may transact no business as a third party administrator in the state of Missouri.

Suspension recommended by the Hearing Officer this 24th day of November, 2008.

Elfin Noce, Hearing Officer

Suspension ordered, signed and official seal affixed this 10th day of Dec, 2008

Linda Bohrer, Acting Director