



**DEPARTMENT OF INSURANCE, FINANCIAL
INSTITUTIONS AND PROFESSIONAL REGISTRATION**

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

DIVISION OF INSURANCE)	
COMPANY REGULATION,)	
)	
 Petitioner,)	
)	
v.)	Case No. 160325191C
)	
AETNA INC.)	
)	
 and)	
)	
HUMANA INC.)	
)	
 Respondents.)	

**NOTICE OF HEARING
AND ORDER APPOINTING HEARING OFFICER**

This matter comes before the Director upon the filing of a Request for Hearing by the Division of Insurance Company Regulation, Missouri Department of Insurance, Financial Institutions and Professional Registration, regarding a Form E preacquisition notification filed by Aetna Inc. pursuant to § 382.095 RSMo (Supp. 2015) to acquire Humana Inc.

IT IS ORDERED that Mary S. Erickson is appointed as the Hearing Officer in this matter pursuant to § 374.120 RSMo 2000 and 20 CSR 800-1.130.

Upon the Request of the Division of Insurance Company Regulation and pursuant to 20 CSR 800-1.030 and 20 CSR 800-1.140,

IT IS ORDERED that the hearing, to be conducted pursuant to 20 CSR 800-1, is set for **Monday, May 16, 2016 at 9:00 a.m., CDT, in Room 520B of the Harry S Truman State Office Building, 301 West High Street, Jefferson City, Missouri.**

Pursuant to § 382.095.5, if an acquisition violates the standards of § 382.095, the Director may enter an order:

- (1) Requiring an involved insurer to cease and desist from doing business in this state with respect to the line or lines of insurance involved in the violation; or
- (2) Denying the application of an acquired or acquiring insurer for a license to do business in this state.

Pursuant to § 382.095.4(5), no order shall be entered under § 382.095.5 if:

- (a) Requiring an involved insurer to cease and desist from doing business in this state with respect to the line or lines of insurance involved in the violation; or
- (b) Denying the application of an acquired or acquiring insurer for a license to do business in this state.

As required by § 382.095.3, the Director “shall give confidential treatment to information submitted under this subsection.” Therefore, such records are closed records pursuant to § 610.021(14) RSMo (Supp. 2013) and § 382.095.3.

After the hearing, the transcript and any open records, which may include exhibits or other documents, will be posted on the Department’s webpage at: <http://insurance.mo.gov/meetings/index.php>.

IT IS FURTHER ORDERED that all parties and their counsel shall appear in accordance with 20 CSR 800-1.040(6) and shall file their entries of appearance and appropriate motions with the Hearing Officer.

IT IS FURTHER ORDERED that any interested person may appear at the May 16, 2016 hearing in this matter and provide oral or written submissions regarding Aetna Inc.’s Form E to acquire Humana Inc. Such oral or written submissions shall be solicited by the Hearing Officer after the presentation of evidence by the parties. Thereafter, the parties will be given an opportunity to respond.

IT IS FURTHER ORDERED that any interested person may submit written comments that **must be received no later than 4:00 p.m. CDT, Thursday, May 19, 2016**, and shall be submitted via U.S. Mail, express mail, delivered in person or by facsimile as follows:

Mailing Address: Mary S. Erickson, Hearing Officer
Department of Insurance, Financial Institutions
and Professional Registration
P.O. Box 690
Jefferson City, MO 65102

Physical Address: Mary S. Erickson, Hearing Officer
Department of Insurance, Financial Institutions
and Professional Registration
Harry S Truman State Office Building
301 West High Street, Room 530
Jefferson City, MO 65102

Facsimile: 573-526-5492

IT IS FURTHER ORDERED that the Hearing Officer will provide the submitted written comments to the parties. The written comments will also be posted on the Department's webpage. If the parties wish to file a response to any written comments submitted by interested persons, such response(s) **must be received no later than 5:00 p.m. CDT, Monday, May 23, 2016.**

IT IS FINALLY ORDERED that the hearing shall be continued and the record of hearing shall remain open until the Hearing Officer issues an order that the record of the public hearing is completed and the matter taken under submission.

SO ORDERED this 25th day of March, 2016.



John M. Huff, Director
Missouri Department of Insurance, Financial
Institutions & Professional Registration

CERTIFICATE OF SERVICE

The undersigned hereby certifies that a true and accurate copy of the foregoing and the Request for Hearing was served by U.S. Mail, certified and postage prepaid, on this 25th day of March, 2016, to:

Office of the President
Aetna Inc.
151 Farmington Avenue
Hartford, CT 06156

Tim Farber
Locke Lord LLP
111 South Wacker Dr.
Chicago, IL 60606
tfarber@lockelord.com (courtesy copy by electronic mail)
Counsel for Aetna Inc.

Office of the President
Humana Inc.
500 West Main Street
Louisville, KY 40202

Registered Agent, Humana Inc.
CSC – Lawyers Incorporating Service Company
221 Bolivar Street
Jefferson City, MO 65101

and hand-delivered, and courtesy copy by electronic mail, to:

Kelly A. Hopper
Insurance Company Regulation Division
301 West High Street, Room 530
P.O. Box 690
Jefferson City, MO 65102
kelly.hopper@insurance.mo.gov

Counsel for Division of Insurance Company Regulation


