

BEFORE JAMES A. DODRILL, INSURANCE COMMISSIONER  
OF THE STATE OF WEST VIRGINIA

*In the Matter of:*

**MAIDSTONE INSURANCE COMPANY (NAIC 34460)**

Administrative Proceeding No. 20-FINCON-02009

AGREED ORDER REVOKING CERTIFICATE OF AUTHORITY

Pursuant to the provisions of *W.Va. Code* §33-3-11(a)(4), the West Virginia Insurance Commissioner (“Commissioner”) may, after notice and hearing, refuse to renew, or may revoke or suspend the license of an insurer, in addition to other grounds therefor, if the insurer is found by the Commissioner to be in an unsound condition or in such condition as to render its further transaction of insurance in West Virginia hazardous to its policyholders or to the people of West Virginia. As to the above-referenced insurer in this administrative proceeding, the Commissioner makes the following Findings of Fact, Conclusions of Law and Order:

**I. PARTIES AND JURISDICTION**

1. The Commissioner, pursuant to *W.Va. Code* §33-2-3, administers and enforces Chapter 33 of the *West Virginia Code* and Title 114 of the *West Virginia Code of State Rules*.
2. The Commissioner, pursuant to *W.Va. Code* §33-34-3a, possesses regulatory authority and jurisdiction over insurers deemed to be in hazardous financial condition.
3. MAIDSTONE INSURANCE COMPANY ("MIC") is a New York domiciled insurer with a last known statutory home office address of MIC Insurance Company, Inc., 155 Mineola Blvd., Mineola, NY 11501.

4. MIC was issued a Certificate of Authority by the Commissioner on August 18, 2005, and is authorized to transact marine insurance, casualty insurance, *W.Va. Code §33-1-10(e)* in the State of West Virginia.

5. The Commissioner has jurisdiction over this matter pursuant to *W.Va. Code §33-2-3*.

## II. FINDINGS OF FACT

7. The Commissioner issued to MIC a Certificate of Authority on August 18, 2005 and assigned NAIC No. 34460.

8. Certain standards may be considered by the Commissioner to determine whether the continued operation of an insurer transacting an insurance business in this state might be deemed to be hazardous to its policyholders, creditors, or the general public, pursuant to *W.Va. Code §33-34-3a*.

9. As of 12/31/2018, the MIC reported \$0.00 premiums in WV; however, MIC reflected \$3.00 of Direct Losses Incurred and \$3.00 of Direct Losses Unpaid (Per Schedule T).

10. Financial statements for MIC were available on the regular ISite+ for the period ending 09/30/2019 were reported as follows:

- a. Surplus of (\$558,821)
- b. Net Underwriting Loss of (\$6,764,170)
- c. Net Loss of (\$5,522,144)
- d. Premium in WV of \$0

11. MIC's Financial Statement as of September 30, 2019, submitted in iSite+, reflected a surplus deficit of \$558,821. As such, MIC was deemed to be statutorily insolvent as defined in *W.Va. Code* §33-10-1(b).

12. February 19, 2020, an Order of Liquidation was entered in Nassau County, New York, placing MIC into liquidation.

13. MIC is not currently writing business in West Virginia; nor have they ever been actively writing any business in this state.

### III. CONCLUSIONS OF LAW

14. Paragraphs 1-13 are incorporated by this reference and made a part hereof.

15. The continued operation of MIC in West Virginia is hazardous to its policyholders pursuant to the standards set forth in *W.Va. Code* §33-34-3a.

16. Because the insurer is in hazardous financial condition, the Commissioner is authorized to revoke MIC's license to transact insurance in the State of West Virginia.

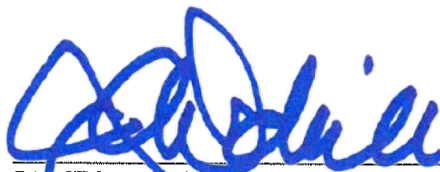
### IV. ORDER

IT IS THEREFORE **ORDERED**, pursuant to *W.Va. Code* §33-2-11 that:

A. The Certificate of Authority issued to MIC to transact the business of casualty insurance in the State of West Virginia is hereby revoked. This revocation automatically suspends the authority of MIC's producers to act as agents of MIC; and

B. MIC shall not solicit or issue new policies of insurance, renew policies of insurance or assume any West Virginia risk.

ENTERED this 9th day of April 2021.



JAMES A. DODRILL  
Insurance Commissioner

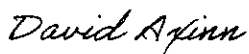
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Linda A. Lacewell, Superintendent  
of Financial Services of the State of  
New York as Liquidator of  
Maidstone Insurance Company

By:



David Axinn  
Special Deputy Superintendent  
and Agent of the Liquidator