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APR 0 9 2025

INSURANCE REGULATION
Docketed by: EP

OFFICE OF INSURANCE REGULATION

MICHAEL YAWORSKY
COMMISSIONER

Index: OIR 2025-39

IN THE MATTER OF:

CASE NO.: 401134-25-CO

Application for the Issuance of a Certificate of Authority to
USA UNDERWRITERS INSURANCE COMPANY
_____/

CONSENT ORDER

THIS CAUSE came for consideration upon the filing with the FLORIDA OFFICE OF INSURANCE REGULATION ("OFFICE") for the issuance of a Certificate of Authority to USA UNDERWRITERS INSURANCE COMPANY ("APPLICANT"), as an authorized foreign insurer, pursuant to sections 624.401, 624.404, and 624.413, Florida Statutes, to write the (0192) Private Passenger Auto Liability and (0211) Private Passenger Auto Physical Damage lines of insurance in this state ("Application"). Following a complete review of the entire record, and upon consideration thereof, and being otherwise fully advised in the premises, the OFFICE hereby finds as follows:

1. The OFFICE has jurisdiction over the subject matter and the parties herein.

2. APPLICANT has applied for and, subject to the present and continuing satisfaction of the requirements, terms, and conditions established herein, has satisfactorily met all of the conditions precedent to the granting to it of a Certificate of Authority to operate as a foreign insurer in Florida pursuant to the requirements set forth in the Florida Insurance Code.

3. APPLICANT is a foreign property and casualty insurer domiciled in the state of Michigan.

4. If the OFFICE determines that any individual for whom APPLICANT is required to submit background information as part of this Application is unacceptable under the Florida Insurance Code, APPLICANT shall cause the removal of said person within 30 days of notice from the OFFICE and replace them with a person or persons acceptable to the OFFICE or shall undertake such other corrective action as directed by the OFFICE. Failure to act would constitute an immediate serious danger to the public and the OFFICE may take administrative action as it deems appropriate upon the Certificate of Authority of APPLICANT without further proceedings, pursuant to sections 120.569(2)(n) and 120.60(6), Florida Statutes.

5. APPLICANT shall within 30 days of execution of this Consent Order make, and thereafter maintain, a deposit with the Bureau of Collateral Management in the amount of at least $200,000 U.S. Dollars, as required by section 624.411, Florida Statutes, and provide written confirmation to the OFFICE.

6. Any managing general agent and related contracts entered into by APPLICANT following the issuance of a Certificate of Authority shall meet the requirements of sections 626.015(16)(a) and 626.7451, Florida Statutes. APPLICANT shall obtain written approval from the OFFICE prior to contracting with any managing general agent or charging any policy fees related to contracting with, or services provided by, a managing general agent other than that approved by the OFFICE with this Application.

7. APPLICANT shall ensure that any agent it utilizes in Florida shall be properly appointed, pursuant to section 626.112, Florida Statutes.

8. Following the selection of APPLICANT's reinsurance partners, APPLICANT shall submit to the OFFICE all contemplated reinsurance agreements, and the agreements shall meet all statutory and rule requirements. Further, APPLICANT shall at all times maintain

compliance with sections 624.404(4) and 624.610, Florida Statutes, as regards reinsurance utilized for insurance written in this state.

9. APPLICANT affirms and represents that all information, explanations, representations, statements, and documents provided to the OFFICE in connection with this Application, including all attachments and supplements thereto, are true and correct and fully describe all transactions, agreements, ownership structures, understandings, and control with regard to the licensure and operation of APPLICANT. APPLICANT further agrees and affirms that said information, explanations, representations, statements, and documents, including all attachments and supplements thereto, are material to the issuance of this Consent Order and have been relied upon by the OFFICE in its determination to enter into this Consent Order.

10. Any prior orders, consent orders, or corrective action plans that APPLICANT has entered into with the OFFICE prior to the issuance of this Consent Order shall apply and remain in full force and effect for APPLICANT, except where provisions of such orders, consent orders, or corrective action plans have expired; have been superseded by subsequent orders, consent orders, or corrective action plans; or are inconsistent with this Consent Order.

11. Any deadlines, reporting requirements, other provisions, or requirements set forth in this Consent Order may be altered or terminated by written approval of the OFFICE. Such approval must be requested in writing prior to any proposed deviation from the terms of this Consent Order.

12. APPLICANT affirms that all requirements set forth herein are material to the issuance of this Consent Order.

13. Each party to this action shall bear its own costs and fees.

14. APPLICANT expressly waives a hearing in this matter, the making of findings of

fact and conclusions of law by the OFFICE, and all further and other proceedings to which APPLICANT may be entitled, either by law or rules of the OFFICE. APPLICANT hereby knowingly and voluntarily waives all rights to challenge or to contest this Consent Order in any forum available to it, now or in the future, including the right to any administrative proceeding, state or federal court action, or any appeal.

15. APPLICANT agrees that, upon execution of this Consent Order, failure to adhere to one or more of the terms and conditions contained herein may result, without further proceedings, in the OFFICE revoking, suspending, or taking other administrative action as the OFFICE deems appropriate upon APPLICANT's Certificate of Authority in in this state, in accordance with sections 120.569(2)(n) and 120.60(6).

16. The parties agree that this Consent Order shall be deemed to be executed when the OFFICE has signed a copy of this Consent Order bearing the notarized signature of the authorized representative of APPLICANT.

17. The parties agree that this Consent Order shall be deemed to be executed when the OFFICE has signed a copy of this Consent Order bearing the notarized signature of the authorized representative of APPLICANT.

WHEREFORE, subject to the terms and conditions which are set forth above, the Application by USA UNDERWRITERS INSURANCE COMPANY, for a Certificate of Authority as an authorized foreign insurer is APPROVED.

DONE and ORDERED this 9th day of April, 2025.

Mike Yaworsky, Commissioner
Office of Insurance Regulation

By execution hereof, USA UNDERWRITERS INSURANCE COMPANY consents to entry of this Consent Order, agrees without reservation to all the above terms and conditions, and shall be bound by all provisions herein. The undersigned represents that they have the authority to bind USA UNDERWRITERS INSURANCE COMPANY to the terms and conditions of this Consent Order.

USA UNDERWRITERS INSURANCE COMPANY

By: _____

[Corporate Seal]

Print Name: Anthony Yousif

Title: Cheif Executive Officer

Date: April 7, 2025

STATE OF Michigan

COUNTY OF Oakland

The foregoing instrument was acknowledged before me by means of ☒ physical presence or ☐ online notarization, this 7 day of April 2025, by Anthony Yousif (name of person)

as Cheif Executive Officer (type of authority; e.g., officer, trustee, attorney in fact) for USA Underwriters Insurance Company (company name)

MICHELLE GABRIEL
NOTARY PUBLIC - STATE OF MICHIGAN
County of Oakland
My Commission Expires July 29, 2028
Acting in the County of Oakland

_____
(Signature of the Notary)

Michelle Gabriel
(Print, Type or Stamp Commissioned Name of Notary)

Personally Known X OR Produced Identification _____

Type of Identification Produced _____

My Commission Expires July 29 2028

COPIES FURNISHED TO:

ANTHONY YOUSIF,
CHIEF EXECUTIVE OFFICER
USA Underwriters Insurance Company
400 Hamilton Row, Suite 300
Birmingham, MI 48009
Telephone: (248) 541-2800
Email: a.yousif@usaunderwriters.com

APRIL MOORE, GENERAL COUNSEL
USA Underwriters Insurance Company
400 Hamilton Row, Suite 300
Birmingham, MI 48009
Telephone: (248) 268-8252
Email: a.moore@usaunderwriters.com

ALISON STERETT,
FINANCIAL ADMINISTRATOR
Property & Casualty Financial Oversight
Florida Office of Insurance Regulation
200 East Gaines Street
Tallahassee, FL 32399

RYAN SHAFFER, FINANCIAL EXAMINER/ANALYST SUPERVISOR
Property & Casualty Financial Oversight
Florida Office of Insurance Regulation
200 East Gaines Street
Tallahassee, FL 32399

KEVIN NEJA,
ASSISTANT GENERAL COUNSEL
Florida Office of Insurance Regulation
200 East Gaines Street
Tallahassee, FL 32399
Telephone: (850) 413-4144
Email: kevin.neja@floir.com