STATE OF ARRIZONA FILED

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JAN S 0 2017

DEPARTMENT OF INSURANCE

Compass Cooperative Health Plan, Inc. dba Meritus Health Partners, in Liquidation (NAIC No. 14676)

ORDER RELEASING

Docket No. 17A-013-INS

DEPOSIT

Petitioner.

Arizona Revised Statutes ("A.R.S.") § 20-588(A)(3) provides that upon application to and written order of the Director of Insurance, deposited funds shall be released and returned upon proper order of a court of competent jurisdiction to the receiver, conservator, rehabilitator or liquidator of the insurer, or to any other properly designated official or officials who succeed to the management and control of the insurer's assets.

FINDINGS OF FACT

- 1. Compass Cooperative Health Plan, Inc. dba Meritus Health Partners, in Liquidation ("Petitioner"), an Arizona domiciled health care services organization, received its certificate of authority to transact insurance in Arizona on May 28, 2013. By order of the Superior Court of Arizona, County of Maricopa (hereinafter "Receivership Court") in Case No. CV2016-011872, Petitioner was placed in liquidation on August 10, 2016.
- 2. Petitioner currently has deposits with the Department of Insurance in the approximate amounts of \$3.4 million pursuant to A.R.S. § 20-1069(A) and \$619,552 pursuant to A.R.S. § 20-1056(C).
- 3. On January 11, 2017, the Receivership Court issued *Order Re Petition No. 6 For Release Of Special Deposits Held By Compass Cooperative Health Plan, Inc., dba Meritus Health Partners* ordering the Director of the Arizona Department of Insurance to release the full amount of the deposited funds to the Petitioner.

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In the Matter of

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CONCLUSIONS OF LAW

- 1. The Director has no personal liability for the release of such deposit so made by her in good faith as provided in A.R.S. § 20-588(B).
- 2. The Petitioner is entitled to the release of the deposits pursuant to A.R.S. § 20-588(A)(3).

ORDER

THEREFORE, IT IS ORDERED that (i) the deposit in the amount of approximately \$3,405,430 for the benefit of Petitioner's enrollees for the purpose of funding benefits in accordance with A.R.S. § 20-1069(A); and (ii) the deposit in the amount of approximately \$619,553 for the benefit and protection of persons covered by Petitioner in accordance with A.R.S § 20-1056(C) shall be released to Petitioner.

Dated this 27 h day of January, 2017.

LESLIE R. HESS

Interim Director of Insurance

COPY of the foregoing mailed/delivered this 30 va day of January, 2017, to:

Joel A. Glover

Justin J. Henderson

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Darren Ellingson, Special Deputy Receiver Meritus Health Partners, in Liquidation

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Sheri W. Shudde, Deputy Receiver Mary Kosinski, Regulatory Legal Affairs Officer Kurt A. Regner, CFE, Assistant Director
Cary W. Cook, Chief Financial Compliance Officer
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