M. GALE LEMMON #4363 Assistant Attorney General JOHN E. SWALLOW #5802 Attorney General Attorneys for Utah Insurance Department 160 East 300 South, Fifth Floor P.O. Box 140874 Salt Lake City, UT 84114-0874 Telephone (801) 366-0375

# **BEFORE THE INSURANCE COMMISSIONER** OF THE STATE OF UTAH

IN THE MATTER OF: ORDER ADOPTING REGULATORY SETTLEMENT AGREEMENT

MULTI-STATE REGULATORY SETTLEMENT: AGREEMENT WITH:

TIAA-CREF LIFE INSURANCE COMPANY Utah Company Id. No. 2037

Docket No. 2013-102 AD and

TEACHERS INSURANCE AND ANNUITY ASSOCIATION OF AMERICA

Utah Company Id. No. 1716

Enf. Case No. 3351

WHEREAS, TIAA-CREF Life Insurance Company and Teachers Insurance and Annuity Association of America have entered into a Regulatory Settlement Agreement with the insurance regulators who adopt, approve and agree to said Agreement, a copy of which is attached hereto and incorporated herein as Exhibit A; and

WHEREAS, the agreement resolves certain issues arising in a multi-state examination of the companies' settlement practices, procedures and policy administration relating to claims, and the use of the Social Security Death Master File or similar database or service, including the companies' efforts to identify the owners and beneficiaries of unclaimed proceeds; and

WHEREAS, the Utah Insurance Department wishes to participate in the settlement of the

subject matter of the Regulatory Settlement Agreement;

### NOW THEREFORE, IT IS HEREBY ORDERED:

The Commissioner of the Utah Insurance Department hereby adopts, agrees and approves the Regulatory Settlement Agreement with TIAA-CREF Life Insurance Company and Teachers Insurance and Annuity Association of America, which Agreement becomes effective upon the adoption by the Insurance Departments of 13 states in addition to the Insurance Department of the Lead States.

DATED this \_\_\_\_\_ day of \_\_\_\_\_\_, 2013.

TODD E. KISER INSURANCE COMMISSIONER

MARK E. KLEINFIELD, Esq.

Administrative Law Judge Utah Insurance Department

State Office Building, Room 3110

Salt Lake City, UT 84114 Telephone (801) 538-3800

#### **SCHEDULE B**

# PARTICIPATING REGULATOR ADOPTION TIAA REGULATORY SETTLEMENT AGREEMENT

On behalf ofState_or	F UTAH	_, I,	TODD E. KISER	
hereby adopt, agree, and app	(State) prove this Agreement	t.	(Chief Insurance Regulator)	,
BY: (1) S.	E. Kiser			
STATE: UTAH				
TITLE: Utah Insu	rance Commission	er		
DATE: 7.31. /	3			
Please provide the following Examination Payment should			state's allocation of the M	lulti-State
CONTACT NAME:	Patrick Lee			
MAILING ADDRESS:	Utah Insurance	Depart	ment	
	State Office Bu	ilding	, Room 3110	
	Salt Lake City,	Utah	84114	
PAYMENT MADE TO:	State of Utah	18-1-16-16-16-16-16-16-16-16-16-16-16-16-1		
Please return this form to:				
Debbie Hammond				

Market Conduct
Illinois Department of Insurance
320 W. Washington Street
Springfield, IL 62767-0001

Phone: 217.524.5037 Fax: 217.557.8494

Email: Debbie.hammond@illinois.gov

## **CERTIFICATE OF MAILING**

I do hereby certify that on this date I e-mailed and mailed, by regular mail, postage prepaid, a true and correct copy of the attached:

TIAA Regulatory Settlement Agreement

To the following:

Debbie Hammond Market Conduct Illinois Department of Insurance Regulation 320 W. Washington Street Springfield, IL 62767-0001

DATED this 31<sup>St</sup> day of July, 2013

Linda Hardy

Utah Department of Insurance

Market Conduct

State Office Building, Room 3110 Salt Lake City, UT 84114-6901