M. GALE LEMMON #4363 Assistant Attorney General JOHN E. SWALLOW #5802 Attorney General Attorneys for Utah Insurance Department State Office Building, Room 3110 Salt Lake City, UT 84114 Telephone (801) 538-3872

BEFORE THE INSURANCE COMMISSIONER OF THE STATE OF UTAH

IN RE:

ADOPTION OF REGULATORY SETTLEMENT AGREEMENT

NEW YORK LIFE INSURANCE COMPANY : NEW YORK LIFE INSURANCE AND ANNUITY : CORPORATION, and NYLIFE INSURANCE : COMPANY OF ARIZONA :

Docket No. 2013-149 AD

WHEREAS, a Regulatory Settlement Agreement ("the Agreement") has been entered into between New York Life Insurance Company, New York Life Insurance and Annuity Corporation, and NYLife Insurance Company of Arizona ("the Companies") and the chief insurance regulators of California Department of Insurance, Florida Office of Insurance Regulation, Illinois Department of Insurance, New Hampshire Insurance Department, North Dakota Insurance Department, and Pennsylvania Insurance Department ("the Lead States"), which agreement was entered into in October 2013, as a result of a Multi-State Market Conduct Examination of the Companies' settlement practices, procedures and policies 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 Companies have agreed specific business practices and reforms in regard to settlement practices, procedures and policies 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 property; and

WHEREAS, the Utah Insurance Commissioner has determined that it is in the best interests of the citizens of the State of Utah that the Utah Insurance Department 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 by and between the Companies and the Lead States.

DATED this 5th day of Jecewhow, 2013

TODD E. KISER INSURANCÉ COMMISSIONER

Utah Insurance Department State Office Building, Room 3110 Salt Lake City, UT 84114 Telephone (801) 538-3800

CERTIFICATE OF MAILING

I do hereby certify that on this date I e-mailed to Raquel.Cano@insurance.ca.gov and mailed, by certified mail, postage prepaid, a true and correct copy of the attached:

Adoption of Regulatory Settlement Agreement

To the following:

Raquel Cano, Assistant to General Counsel Legal Division Office California Department of Insurance 45 Fremont Street 23rd Floor San Francisco, CA 94105

DATED this 5 Th day of December, 2013

Linda Hardy

Utah Department of Insurance

Market Conduct

State Office Building, Room 3110

Salt Lake City, UT 84114-6901