

**BEFORE THE INSURANCE COMMISSIONER
FOR THE STATE OF ARKANSAS**

**IN THE MATTER OF
THE REPORT OF EXAMINATION
OF APC PASSE, LLC**

A.I.D. NO. 2021- 23

ADOPTION ORDER

Now on this day the matter of the Report of Examination (“Report”) as of December 31, 2019, of APC Passe, LLC (“Company”), NAIC No. 16298, of Little Rock, Arkansas, is taken under consideration by Alan McClain, Insurance Commissioner for the State of Arkansas (“Commissioner”), as presented by Associate Counsel, Amanda Capps Rose, and the Finance Division of the Arkansas Insurance Department (“Department”). From the facts, matters and other things before him, the Commissioner finds as follows:

FINDINGS OF FACT

1. The Company is an Arkansas-domiciled risk-based provider organization.
2. Pursuant to Ark. Code Ann. §§ 23-61-201, *et seq.*, the Commissioner authorized and directed the Department to conduct a regular examination of the affairs, transactions, accounts, records, and assets of the Company as of December 31, 2019.
3. Said examination was commenced by the Department on March 5, 2020, and completed on May 26, 2021.
4. The verified Report was filed with the Department on May 27, 2021. It was then mailed to the Company via certified mail on May 27, 2021. The Company received the Report via the Department’s secure FTP site on May 29, 2021.

5. The Company had not filed biographical affidavits for all officers and directors as required by Department Rule 7. The Company has subsequently submitted biographical affidavits for the Department's review.

6. The Company submitted a response to the Report on June 1, 2021, noting that the Company had no suggested changes to the Report and waiving the remainder of the statutory review period.

CONCLUSIONS OF LAW

Based upon the above and foregoing Findings of Fact, the Commissioner makes the following Conclusions of Law:

1. The Commissioner and the Department have jurisdiction over the parties and the subject matter contained herein.

2. This Adoption Order has been properly entered in accordance with the Arkansas Insurance Code and Department Rules.

3. The Company's failure to file biographical affidavits of its officers and directors is a violation of Department Rule 7.

THEREFORE, pursuant to the provisions of Ark. Code Ann. § 23-61-205 and other provisions of the Arkansas Insurance Code, the Commissioner hereby orders:

1. That the Report, as filed with the Department, is hereby adopted;
2. That the Department shall forward a copy of this Adoption Order and the adopted Report, as filed, to the Company via certified mail. The mailing to the Company shall include specimen affidavit forms for the Company's Member Representatives to use in acknowledgement of receipt of the adopted Report and this Adoption Order;

3. That within twenty (20) days of receipt of this Adoption Order and the adopted Report, the Company shall file with the Department affidavits executed by each one of its Member Representatives, stating under oath or affirmation that each has received a copy of this Adoption Order and the adopted Report;

4. That the adopted Report shall be open for public inspection upon the expiration of thirty (30) days from the Company's receipt of this Adoption Order; and

5. That the Company shall file biographical affidavits for any officer or director within thirty (30) days of appointment or election as required by Department Rule 7.

IT IS SO ORDERED this 10th day of June, 2021.



ALAN McCLAIN
INSURANCE COMMISSIONER
STATE OF ARKANSAS