



NEW YORK STATE DEPARTMENT OF FINANCIAL SERVICES

One State Street, New York, New York 10004

Loss and Claims Processing Questionnaire

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A. Underwriting

1. Describe the changes made in policy limits and aggregate limits in the past five years?
2. If applicable, please describe the changes made in the Group's pooling operations in the past five years?
3. Describe any large or special risks that are not characteristic of your general book of business. What are the retentions on these risks?

B. Claims

4. What specific objectives and guidelines does the company have in setting case loss and loss adjustment expense reserves? Are reserves established on the basis of what it would cost to settle the case today, or has a provision for inflation between now and the estimated time of settlement of the claim been included in the reserve? How have these objectives and guidelines changed in the last five years?
5. How are case reserves established when a claim is first reported? How are these recorded in the system?
6. Are any claims reserved through the use of formulas? If so, describe the formulas themselves, the types of claims or lines of business using the formulas, and any changes to the formulas over time.
7. Have there been any significant changes during the last five years in the length of time required from the reporting to recording of a claim? Please describe the past and present procedures.
8. During the past five years, has the Company established bulk reserves for additional development of reported claims? If so, what formula has been used to set the reserves?
9. Are any special procedures and guidelines applied in reserving large, catastrophic accidents or accidents involving multiple claims? Have there been any changes in these procedures and guidelines over the last five years? If so, please describe.
10. What procedures are followed in recording reopened claims? Are such claims coded to the report date of the original claim or to the date of reopening? Have there been any changes over the last five years?
11. Have there been any changes in the definition and limits for one-shot or fast track claims? How are these claims processed? How have these procedures changed in the last five years?
12. Have there been any noticeable shifts in the reporting or non-reporting and procedures for the recording of small or trivial claims? How have these procedures changed in the last five years?
13. Are claims being closed more quickly or slowly now than in the past years?
14. What has been the Company's philosophy and practice on settling claims vs. rigorous defense? Any changes in this area?

15. Does the company use third party claims administrator? If yes, does the company review their files?
16. Has there been any shift from the employment of company adjusters to independent adjusters? If yes, how has this affected the claims operations?
17. Are claim counts booked on a per case or per claim basis?
18. How does the company monitor the adequacy of case reserves?

C. Actuarial

General Questions

19. Provide copies of the biographies for all credentialed reserving actuaries in the company.
20. Do you compile a reserving procedures manual? If so, please provide. If not, please describe how new staff are trained.
21. Describe the Chief Actuary's role in the establishment, performance, and monitoring of internal controls such as reserving guidelines, pricing philosophy, peer reviews of work performed, etc.
22. How does the company establish actuaries' objectives and monitor their fulfillment? Who performs this function?
23. How are the actuaries' performance evaluated? Is it dependant/independent of the performance of the company as a whole?
24. Describe the overall reporting structure of the Loss Reserving and Pricing actuarial functions.
25. Describe the interaction between the various departments, such as actuarial, claims and underwriting etc.
26. Discuss any recent changes in the key staff, data, or processes within the actuarial area.
27. Describe any significant shift in the composition of business by type of risk. Discuss the reasons behind any such shift.

Ratemaking Questions

28. Briefly describe the procedures for establishing the rates and price levels for the major business segments, including bureau rates and deviations.
29. Outline any price monitoring system in place for the past few years. Has this caused the Company to change the pricing levels or underwriting criteria in the last three years? How was the premium adequacy level determined for the past three years?
30. Have there been any changes in company operations or procedures that have caused the company to depart from these ratemaking procedures? If so, please describe those changes and how they were treated. Describe the impact on the reserve analysis, if any.

31. Is the same data that is currently used for ratemaking purposes also used in evaluating loss reserves? Are the resulting indications of both consistent with each other?

General Reserving Questions

32. Is there a Reserving Committee within the company? If so, how is it organized and who are the members? What are its main functions?
33. Does the appointed actuary make an annual presentation of their actuarial findings to the Board of Directors or Reserving Committee? If so, does this presentation include an explanation of the reserving policy and methodology as well as an analytical review of company reserves? Is the presentation supported by written documentation?
34. Does the company use internal actuaries or outside consultants? If the company uses outside consultants, have they changed firms in the last five years? Discuss the level of internal or external peer reviews of the actuarial analyses performed.
35. How often does the company perform or have consulting actuaries perform a full scale reserve analysis?
36. What controls are in place to ensure reserving guidelines are followed?

Specific Reserving Questions

37. What methodologies are used by the Company to compute loss and loss expense reserves? Have there been any changes in these methodologies in the past few years? If so, please describe these changes.
38. Does the company perform separate analyses for gross and net reserves?
39. Does the company perform separate analyses for losses and LAE? Does the company combine segments? If so, please describe.
40. Does the company establish a confidence interval for reserves? If so, how are the upper and lower bounds determined?
41. If applicable, please describe the methods used to establish reserves for claims such as asbestos, environmental and other toxic torts etc. Have there been any changes over the last five years?
42. If applicable, please describe the methods used to establish reserves for claims arising from business generated through pools, syndicates or associations etc.
43. How are quarterly reserves determined?
44. How are the reserves for "Defense and Cost Containment" and "Adjusting and Other" ("A&O") expenses established? Are the reserves calculated based on a formula? Have these procedures changed in the last five years?
45. When are Defense and Cost Containment expenses usually paid? For example, are such payments made as these expenses are incurred or when the claim is closed? Is a Third Party Administrator ("TPA") involved in paying these expenses?
46. When are Adjusting and Other expenses usually paid? Does the Company allocate A&O in accordance with Regulation 30?

47. Does the Company compile expense data using the Adjusting and Other definition or the ULAE definition? Is there a difference as to how reserves are categorized in the actuarial database versus the financial statements?
48. Does the Company discount reserves? Both loss and LAE reserves? IBNR and known case reserves? How is the discount rate selected?
49. How does the Company's actuarial data reflect paid Salvage and Subrogation? How does the Company's actuarial data reflect anticipated Salvage and Subrogation?
50. Does the Company monitor actual loss emergence and adjust estimated reserves on a regular basis? If yes, please describe.
51. Does the Company reconcile underlying actuarial data to filed annual statements? Is this function performed by accounting or actuarial staff? Is it performed on a line by line basis or in the aggregate? Is it performed on a calendar year, accident year or some other basis? Is it performed for amounts as well as counts? Do the outside auditors also perform a similar type of reconciliation?
52. Does the Company perform premium deficiency reserves ("PDR") calculation? Who is responsible to calculate the PDR? How does the company determine the selection of groupings in the PDR calculation? Is the PDR calculation consistent from year to year?

Questions regarding Regulatory Documents and Ratios

53. During the past five years, has there been a restatement of Schedule P? If so, please describe.
54. Within the past 5 years, has the Appointed Actuary issued any Statements of Actuarial Opinion which were not "Reasonable"? If so, identify the opinion issued and year(s) affected.
55. Within the past 5 years, has the company fallen into any Risk Based Capital categories that indicated capital inadequacies and necessitated further action?
56. Does the Company perform Risk Based Capital trend test to determine the likelihood that it will fall below the Company Action Levels ("CALs") in the subsequent year?
57. Within the past 5 years, has the Company failed 2 out of 3 of the NAIC reserving ratios (i.e. One-Year Reserve Development to Policyholders' Surplus, Two-Year Reserve Development to Policyholders' Surplus, and Estimated Current Reserve Deficiency to Policyholders' Surplus ratios)?

Questions regarding Changes Impacting Reserves

58. How are underwriting changes, including changes in rates, taken into account in reserving assumptions and methodologies?
59. How are changes in the case reserving process (i.e., coding of reserve changes over time), taken into account in reserving assumptions and methodologies?
60. How are changes in the claims handling process, such as changes in claim-setting philosophy, backlogs in claims processing, staffing issues, or any other significant changes, taken into account in reserving assumptions and methodologies?

61. Could any legislative changes impact reserves (i.e. collateral source rule or caps on awards etc.)? Are changes in the legal environment, such as changes in case law, award amounts, and trends in the number of claims being litigated, properly taken into account in reserving assumptions and methodologies

D. Systems and Accounting

62. Has your company entered into any loss portfolio transfer arrangement in the last five years? If yes, describe how the consideration for the transaction was calculated?
63. Has there been a change in the date on which the books are closed for the quarter or year?
64. Have new data processing systems been implemented in recent years? If so, have they had any significant impact on the rate of processing?
65. Is there more than one system in place? How are the databases on each system reconciled to each other? Are there material discrepancies between the actuarial data produced by the various systems?

E. Reinsurance

66. Provide a summary of your current and future reinsurance programs. This summary should include the general purpose of the program, names of the reinsurers, type of reinsurance contracts, lines of business covered, deductibles, attachment points, limits, etc.
67. Have there been any changes in the Company's per-risk, per-occurrence or aggregate retentions which would significantly change the magnitude of average reported outstanding losses in the past five years (i.e. total case outstanding at year end divided by the number of reported outstanding claims by line of business). What rationale led to the changes that have occurred?
68. Is there any unresolved litigation regarding your ceded reinsurance? If so, briefly describe the nature of the litigation and the potential magnitude of the recoveries.
69. How does the company apply ceded reinsurance (credits) to the gross reserve to derive the net reserve?
70. Does the company incorporate a catastrophe reinsurance program ("CAT")? If yes, describe the monitoring system implemented by the company to ensure that the CAT program corresponds to the company's current business profile.
71. Have there been any commutations in the past five years? If so, how are they reflected in the loss development triangles and Schedule P?

Note: While there may be further questions, we wish to thank you and express our appreciation for your time and consideration in making the above requested information available.

