FINANCIAL CONDITION REPORT ON EXAMINATION

OF THE

FIDELITY & GUARANTY LIFE INSURANCE

COMPANY OF NEW YORK

AS OF DECEMBER 31, 2022

EXAMINER: **SAUHUNG YOU**

DATE OF REPORT: **FEBRUARY 18, 2025**

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March 6, 2025

Honorable Adrienne A. Harris
Superintendent of Financial Services
New York, New York 10004

Dear Adrienne A. Harris:

In accordance with instructions contained in Appointment No. 32546, dated June 7, 2023, and annexed hereto, an examination has been made into the condition and affairs of Fidelity & Guaranty Life Insurance Company of New York, hereinafter referred to as "the Company." The Company's home office is located at 685 3rd Avenue, 20th Floor, New York, NY 10017. The Company's administrative office is located at 801 Grand Avenue, Suite 2600, Des Moines, IA 50309.

Wherever "Department" appears in this report, it refers to the New York State Department of Financial Services.

The report indicating the results of this examination is respectfully submitted.

1. EXECUTIVE SUMMARY

The material violation contained in this report is summarized below.

The Company violated Section 1503(a) of the New York Insurance Law by failing to file its amended registration within thirty days with the Department following material change to the information provided in the registration. (See item 3B of this report.)

2. SCOPE OF EXAMINATION

The examination of the Company was a full-scope examination as defined in the National Association of Insurance Commissioners' ("NAIC's") *Financial Condition Examiners Handbook, 2023 Edition* (the "Handbook"). The examination covers the five-year period from January 1, 2018 to December 31, 2022. The examination was conducted observing the guidelines and procedures in the Handbook and, where deemed appropriate by the examiner, transactions occurring subsequent to December 31, 2022 but prior to the date of this report (i.e., the completion date of the examination) were also reviewed.

The examination was conducted on a risk-focused basis in accordance with the provisions of the Handbook published by the NAIC. The Handbook guidance provides for the establishment of an examination plan based on the examiner's assessment of risk in the insurer's operations and utilizing that evaluation in formulating the nature and extent of the examination. The examiner planned and performed the examination to evaluate the current financial condition as well as identify prospective risks that may threaten the future solvency of the insurer. The examiner identified key processes, assessed the risks within those processes and evaluated the internal control systems and procedures used to mitigate those risks. The examination also included assessing the principles used and significant estimates made by management, evaluating the overall financial statement presentation, and determining management's compliance with New York statutes and Department guidelines, Statutory Accounting Principles as adopted by the Department, and annual statement instructions.

The examination was called by the Iowa Insurance Division ("Iowa") in accordance with the NAIC Handbook guidelines, through the NAIC's Financial Examination Electronic Tracking System. The examination was conducted and coordinated with the examination of the Company's parent, Fidelity & Guaranty Life Insurance Company ("F&G Life"). Iowa served as the lead state with participation from the State of New York. Since the lead and participating state are both accredited by the NAIC, both states deemed it appropriate to rely on each other's work.

Information about the Company's organizational structure, business approach and control environment were utilized to develop the examination approach. The Company's risks and management activities were evaluated incorporating the NAIC's nine branded risk categories.

These categories are as follows:

- Pricing/Underwriting
- Reserving
- Operational
- Strategic
- Credit
- Market
- Liquidity
- Legal
- Reputational

The Company was audited annually, for the years 2018 and 2019, by the accounting firm of KPMG, LLP ("KPMG") and for the years 2020 through 2022, by the accounting firm of Ernst & Young, LLP ("EY"). The Company received an unqualified opinion in each year of the examination. Certain audit workpapers of the accounting firm were reviewed and relied upon in conjunction with this examination. The Company's ultimate parent has an internal audit department that assesses the Company's internal control structure and compliance with the Sarbanes-Oxley Act of 2002 ("SOX") and the Model Audit Rule ("MAR"). Where applicable, SOX and MAR workpapers and reports were reviewed, and portions were relied upon for this examination.

The examiner reviewed the prior report on examination which did not contain any violations, recommendations, or comments.

This report on examination is confined to financial statements and comments on those matters which involve departure from laws, regulations, or rules, or which require explanation or description.

3. DESCRIPTION OF COMPANY

A. History

The Company was incorporated as a stock life insurance company under the laws of the State of New York on January 23, 1962, under the name of General Economics Life Insurance Company of New York. The Company was licensed and commenced business on November 26, 1962. Initial resources of $300,000 were provided through the sale of 60,000 shares of common stock (with a par value of $2 each) for $5 per share. The Company changed its name to Thomas Jefferson Life Insurance Company on January 21, 1965.

In August 1969, the Company became a wholly owned subsidiary of F&G Life, which in turn was wholly owned by United States Fidelity and Guaranty Company ("USF&G"), an underwriter of multiple lines of property and casualty insurance.

On October 1, 1981, USF&G became a subsidiary of United States Fidelity and Guaranty Corporation ("USF&G Corporation"), a newly formed holding company.

On January 19, 1998, The St. Paul Companies, Inc. ("St. Paul") and USF&G Corporation entered into an agreement and a plan of merger whereby St. Paul acquired USF&G Corporation through a stock exchange in which each share of USF&G Corporation stock was converted into 0.2821 of a share of St. Paul stock.

On September 28, 2001, F&G Life and its subsidiaries were purchased by Old Mutual U.S. Life Holdings, Inc. ("OMUSLH"), a wholly owned subsidiary of Old Mutual U.S. Holdings, Inc., which in turn is a wholly owned subsidiary of Old Mutual plc of London, England ("OM"). The Company adopted its present name on March 28, 2002.

On January 1, 2007, F&G Life changed its name to OM Financial Life Insurance Company ("OMFLIC"), and the Company changed its name to OM Financial Life Insurance Company of New York.

On August 6, 2010, OM announced that it had entered into an agreement with Harbinger Capital Partners, LLC to sell its U.S. life operations, including the Company and its parent, OMFLIC. The transaction was approved by the Department on April 1, 2011. On April 6, 2011, Harbinger Group Inc. ("HRG") acquired OMUSLH and its subsidiaries from OM through a stock purchase agreement. Both OMFLIC and the Company reverted to its present names on April 11. 2011.

On February 1, 2013, the Company's parent, F&G Life, contributed $17,856,250, in commercial mortgage loans to the Company. All the commercial mortgage loans were ultimately sold later that year to unrelated third parties. The commercial mortgage loans were sold on April 17, 2013; April 25, 2013; and July 27, 2013.

FGL Holdings ("FGLH" formerly known as CF Corporation "CF Corp."), a Cayman exempted company, was originally incorporated in the Cayman Islands on February 26, 2016, as a special purpose acquisition company for effecting a merger, capital stock exchange, asset acquisition, stock purchase, reorganization, and other similar business combination with one or more target businesses. Prior to November 30, 2017, CF Corp. was a shell company with no operations. On November 30, 2017, pursuant to an agreement and plan of merger (the "Merger Agreement") between Fidelity & Guaranty Life ("FGL"); CF Corp; FGL US Holdings ("FGL US"); and FGL Merger Sub Inc. ("Merger Sub"), CF Corp. acquired the outstanding shares of capital stock of FGL. Subject to the terms and conditions of the Merger Agreement, Merger Sub merged with and into FGL, with FGL being the surviving entity, which then became a wholly owned indirect subsidiary of CF Corp. Subsequently, FGL merged with and into FGLH, with FGLH being the surviving entity, which then became a wholly owned direct subsidiary of CF Corp. Subsequently, CF Corp. then changed its name to FGL Holdings. The Department approved the transaction on November 8, 2017.

As a result of the merger transaction, FGL and its former parent, HRG, agreed to make a unilateral election under Section 338(h)(10) of the Internal Revenue Code to treat the merger as an asset acquisition for U.S. tax purposes. The Company and its affiliates filed a separate final short-period return for the period ending November 30, 2017, which reflected the loss from the deemed asset sale. The Company recognized a loss of $105,827,603. The reported loss associated with the asset sale resulted in the Company recording a tax benefit, which contributed to the Company reporting net income in the amount of $41,017,676 and net change in capital and surplus in the amount of $24,399,290 as of December 31, 2017.

On June 1, 2020, Fidelity National Financial, Inc ("FNF") acquired 100% of the outstanding equity of FGL Holdings, the Company's indirect parent, for approximately $2.7 billion. In connection with the acquisition, FNF issued approximately 24 million shares of common stock and paid approximately $1.8 billion in cash to former holders of FGL Holdings ordinary and preferred shares. At closing, all outstanding shares of FGL Holdings common stock, excluding shares

associated with the liability to former owners, were converted into the right to receive the Merger Consideration (as defined in the Merger Agreement). The transaction was approved by a Special Committee of FGL Holdings Directors, a Special Committee of FNF Directors and the FNF Board of Directors. Effective June 2, 2020, a new entity was formed, F&G Cayman Re Ltd. ("F&G Cayman Re"), a Cayman Islands exempted company, a wholly owned subsidiary of FGL Holdings, a Cayman Islands exempted company. On November 25, 2020, FNF's direct, wholly owned subsidiary, FGL Holdings, merged with and into FNF's indirect, wholly owned subsidiary, CF Bermuda Holdings Limited ("CF Bermuda"), a Bermuda exempted company and wholly owned direct subsidiary of FGL Holdings, with CF Bermuda being the surviving company of such merger (the "Merger"). As a result of the Merger, FNF became the direct shareholder of CF Bermuda. On November 26, 2020, FNF contributed all of the issued and outstanding shares of CF Bermuda to FNF's direct, wholly owned subsidiary, F&G Annuities & Life, Inc. ("FGAL") (the "CF Bermuda Contribution"). As a result of the CF Bermuda Contribution, FGAL became the direct shareholder of CF Bermuda. On December 4, 2020, CF Bermuda distributed F&G Cayman Re to CF Bermuda's direct parent, FGAL. Effective December 31, 2020, CF Bermuda contributed all of the issued and outstanding shares it holds in F&G Life Re Ltd ("F&G Life Re") to its affiliate, FGLIC (the "F&G Life Re Contribution"). As a result of the F&G Life Re Contribution, CF Bermuda ceased to be the direct shareholder controller of F&G Life Re, but continued to be an indirect shareholder controller of F&G Life Re, and FGLIC became the direct shareholder controller of F&G Life Re.

Effective December 1, 2022, FGAL completed its partial spin-off transaction from FNF and became a publicly traded company listed on the New York Stock Exchange. FGAL's partial spin-off occurred by way of a dividend paid to FNF shareholders, on a pro rata basis, of approximately 15% of the common stock of FGAL. FNF retains control of FGAL and its subsidiaries through an approximate 85% ownership stake.

B. Holding Company

The Company is a wholly owned subsidiary of FGLIC, an Iowa domiciled life insurance company, which in turn is a wholly owned subsidiary of FGAL, a Delaware domiciled holding company. The ultimate parent of the Company is FNF, a Delaware domiciled public corporation.

Section 1503(a) of the New York Insurance Law states:

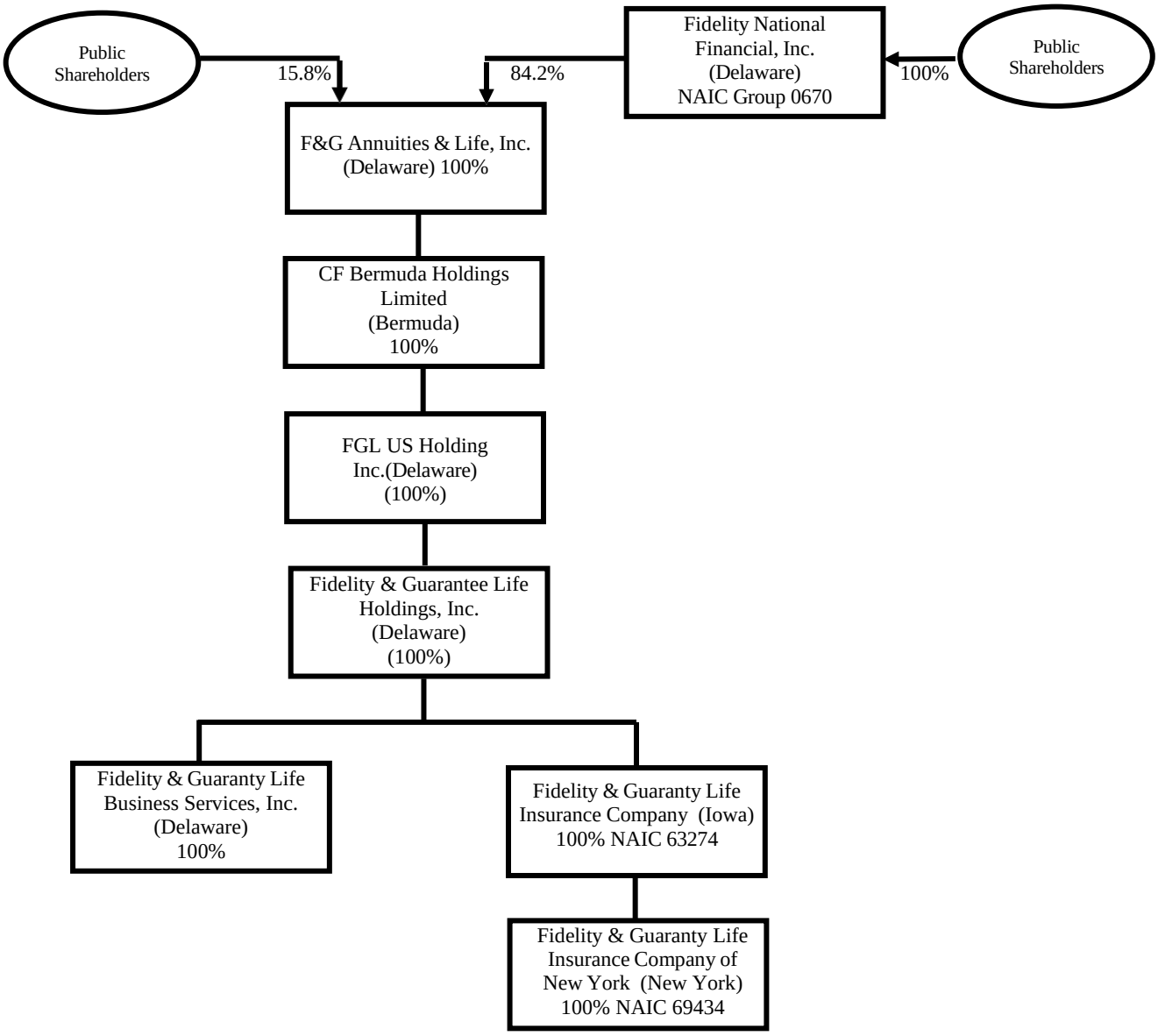
> "Every person who becomes a controlled insurer shall, within thirty days thereafter register with the superintendent and shall amend the registration within thirty days following any change in the identity of its holding company or any other material change to the information provided in the registration. The registration shall be in such form and shall contain such matters as the superintendent prescribes. The superintendent may grant reasonable extensions of the time to register."

The review of the Company's history profile indicated that effective December 1, 2022, FGAL, the parent of the Company, completed its partial spin-off transaction from FNF, the Company's ultimate parent, and became a publicly traded company listed on the New York Stock Exchange. FGAL's partial spin-off occurred by way of a dividend paid to FNF shareholders, on a pro rata basis, of approximately 15% of the common stock of FGAL. FNF retains control of FGAL and its subsidiaries through an approximate 85% ownership stake. The Company filed its amended holding company registration statement with the Department on April 26, 2023, after thirty days of such partial spin-off transaction.

The Company violated Section 1503(a) of the New York Insurance Law by failing to file its amended registration within thirty days with the Department following material change to the information provided in the registration.

C. Organizational Chart

An organization chart reflecting the relationship between the Company and significant entities in its holding company system as of December 31, 2022, follows:



D. Service Agreements

The Company had two service agreements in effect with affiliates during the examination period.

Type of Agreement and Department File Number	Effective Date	Provider of Services	Recipient of Services	Specific Services Covered	Expense* For Each Year of the Examination
Management Services Agreement File No. 29826 Amendment File No. 29826A Amendment File No. 48229	11/01/2001 05/01/2003 03/07/2014	Fidelity & Guaranty Life Business Services, Inc.	The Company	Administrative support services	2018 $(2,031,475) 2019 $(2,437,798) 2020 $(1,557,207) 2021 $(2,144,281) 2022 $(2,257,744)
Investment Management Agreement File No. 47348	08/01/2013	Fidelity & Guaranty Life Business Services, Inc.	The Company	Investment management and advisory services	2018 $(358,382) 2019 $ (74,612) 2020 $ (48,524) 2021 $ (46,739) 2022 $ (48,021)

*Amount of Expense Incurred by the Company

The significant decrease in expenses in the Company's Investment Management Agreement with Fidelity & Guaranty Life Business Services, Inc for the years 2019 through 2022 as compared to 2018, was the result of the Company utilizing a non-affiliated company to perform the majority of its investment management services commencing in 2019.

The Company participates in a federal income tax allocation agreement with its parent and affiliates.

E. Management

The Company's by-laws provide that the board of directors shall be comprised of not less than 7 and not more than 21 directors. Directors are elected for a period of one year at the annual meeting of the stockholders held in May of each year. As of December 31, 2022, the board of directors consisted of seven members.

The seven board members and their principal business affiliation, as of December 31, 2022, were as follows:

Name and Residence	Principal Business Affiliation	Year First Elected
Christopher O. Blunt Edwards, Colorado	President and Chief Executive Officer Fidelity & Guaranty Life Insurance Company of New York	2019
Steven G. Day Jacksonville Beach, Florida	President of National Agency Operations Fidelity National Title Group	2020
Michael J. Nolan Jacksonville Beach, Florida	Chief Executive Officer Fidelity National Financial, Inc.	2020
Anthony J. Park Jacksonville, Florida	Chief Financial Officer Fidelity National Financial, Inc.	2020
Joanna V. Patilis Manhasset, New York	Northeast Regional Manager Fidelity National Financial, Inc.	2020
Raymond R. Quirk Las Vegas, Nevada	Executive Vice Chairman Fidelity National Financial, Inc.	2020
Wendy J.B. Young Mt. Pleasant, South Carolina	Chief Financial Officer Fidelity & Guaranty Life Insurance Company of New York	2022

The examiner's review of the minutes of the meetings of the board of directors and its committees indicated that meetings were well attended, and that each director attended a majority of meetings.

The board of directors of FGAL, an indirect parent of the Company, fulfils the independence requirement provided under Section 1202(b)(3) of the New York Insurance Law.

The following is a listing of the principal officers of the Company as of December 31, 2022:

Name	Title
Christopher O. Blunt	President and Chief Executive Officer
John D. Currier, Jr.	President, Retail Markets
Scott D. Cochran	President, Institutional & New Markets
Wendy J.B. Young	Executive Vice President, Chief Financial Officer
John A. Phelps II	Executive Vice President, Chief Distribution Officer
Mark L. Wiltse	Senior Vice President, Chief Accounting Officer and Treasurer
Wesley H. Siebrass	Vice President, Appointed Actuary
Jodi L. Ahlman	Senior Vice President, General Counsel and Secretary
Tony R. Litterer	Illustration Actuary
David E. Martin	Senior Vice President, Chief Risk Officer
Leena Punjabi	Senior Vice President, Chief Investment Officer
Paul M. Conner	Senior Vice President, Chief Actuary
Matthew E. Christensen	Senior Vice President, Chief Operating Officer

As of December 31, 2022, the designated consumer services officer per Section 216.4(c) of 11 NYCRR 216 (Insurance Regulation 64) is Kenneth Cherrier, Vice President, Chief Compliance Officer.

Effective December 31, 2023, Scott D. Cochran resigned as President, Institutional & New Markets.

Effective March 18, 2024, Elizabeth Marin was appointed as Senior Vice President, Capital Management and Treasurer.

4. TERRITORY AND PLAN OF OPERATIONS

The Company is authorized to write life insurance, annuities, and accident and health insurance as defined in paragraphs 1, 2 and 3 of Section 1113(a) of the New York Insurance Law and is only licensed to transact business in New York. In 2022, 100% of life premiums annuity considerations were received from New York. Policies are written on a non-participating basis.

A. Statutory and Special Deposits

As of December 31, 2022, the Company had $300,000 (par value) of United States Treasury Bonds on deposit with the State of New York, its domiciliary state, for the benefit of all policyholders, claimants, and creditors of the Company.

B. Direct Operations

The Company writes individual life and annuity products through independent agents, managing general agents and specialty brokers. The Company's principal products are fixed indexed, deferred annuities and defined benefit pension group annuities. The Company did not issue any individual life products in New York during the examination period. The amounts reported on the Company's annual statement represent premiums received for legacy policies that were issued before 2013. The Company started to issue defined benefit pension group annuities in July 2021.

C. Reinsurance

As of December 31, 2022, the Company had reinsurance treaties in effect with six companies, of which five were authorized or accredited. The Company's life business is reinsured on a coinsurance and yearly renewable term basis. Reinsurance is provided on an automatic and facultative basis.

The maximum retention limit for individual life contracts is $1,000,000. The total face amount of life insurance ceded as of December 31, 2022, was $142,272,097, which represents 52.6% of the total face amount of life insurance in force. Reserve credit taken for reinsurance ceded to unauthorized companies, totaling $264,453, was supported by funds withheld.

5. FINANCIAL STATEMENTS

The following statements show the assets, liabilities, capital and surplus as of December 31, 2022, as contained in the Company's 2022 filed annual statement, a condensed summary of operations and a reconciliation of the capital and surplus account for each of the years under review. The examiner's review of a sample of transactions did not reveal any differences which materially affected the Company's financial condition as presented in its financial statements contained in the December 31, 2022 filed annual statement.

A. Independent Accountants

The firm of EY was retained by the Company to audit the Company's combined statutory basis statements of financial position of the Company as of December 31 of the years 2020 through 2022 and the firm of KPMG was retained by the Company to conduct the audit for the years 2018 and 2019, and the related statutory-basis statements of operations, capital and surplus, and cash flows for the year then ended.

EY and KMPG concluded that the statutory financial statements presented fairly, in all material respects, the financial position of the Company at the respective audit dates. Balances reported in these audited financial statements were reconciled to the corresponding years' annual statements with no discrepancies noted.

B. Net Admitted Assets

Bonds	$497,399,778
Stocks:	
Preferred stocks	19,118,449
Common stocks	5,227,796
Cash, cash equivalents and short-term investments	5,335,696
Contract loans	821,886
Derivatives	474,887
Other invested assets	33,386,668
Receivable for securities	227,029
Investment income due and accrued	5,976,422
Premiums and considerations:	
Uncollected premiums and agents' balances in the course of collection	(53,134)
Deferred premiums, agents' balances and installments booked but deferred and not yet due	129,079
Reinsurance:	
Amounts recoverable from reinsurers	654,229
Other amounts receivable under reinsurance contracts	5,051
Net deferred tax asset	2,737,381
Receivables from parent, subsidiaries and affiliates	434
Miscellaneous receivables	65,408
Total admitted assets	$571,507,059

C. Liabilities, Capital and Surplus

Aggregate reserve for life policies and contracts	$460,094,948
Liability for deposit-type contracts	17,815,803
Contract claims:	
Life	237,070
Policyholders' dividends and coupons due and unpaid	194
Provision for policyholders' dividends and coupons payable in following calendar year – estimated amounts	
Dividends apportioned for payment	3,149
Dividends not yet apportioned	7,863
Premiums and annuity considerations for life and accident and health contracts received in advance	31,847
Contract liabilities not included elsewhere:	
Other amounts payable on reinsurance	798
Interest maintenance reserve	2,795,574
Commissions to agents due or accrued	5
General expenses due or accrued	220,358
Taxes, licenses and fees due or accrued, excluding federal income taxes	622,425
Current federal and foreign income taxes	590,928
Amounts withheld or retained by company as agent or trustee	18,506
Remittances and items not allocated	99,710
Miscellaneous liabilities:	
Asset valuation reserve	5,074,664
Reinsurance in unauthorized companies	43,903
Funds held under reinsurance treaties with unauthorized reinsurers	540,000
Payable to parent, subsidiaries and affiliates	183,951
Unpresented drafts pending escheatment	520,370
Option collateral liabilities	540,000
Total liabilities	$489,442,066
Common capital stock	$ 440,000
Gross paid in and contributed surplus	54,097,590
Unassigned funds (surplus)	27,527,403
Surplus	$ 81,624,993
Total capital and surplus	$ 82,064,993
Total liabilities, capital and surplus	$571,507,059

D. Condensed Summary of Operations

	2018	2019	2020	2021	2022
Premiums and considerations	$11,523,192	$16,036,758	$15,521,533	$41,326,061	$ 45,369,227
Investment income	27,079,686	24,918,847	22,929,819	28,392,606	28,836,410
Commissions and reserve adjustments on reinsurance ceded	77,789	75,488	75,459	58,053	63,848
Miscellaneous income	87	214	848	25	196
Total income	$38,680,754	$41,031,307	$38,527,659	$69,776,745	$ 74,269,681
Benefit payments	$39,885,126	$38,178,209	$36,168,385	$33,803,315	$ 44,476,111
Increase in reserves	(3,238,583)	(3,287,593)	(1,644,736)	27,257,311	40,208,410
Commissions	470,086	727,777	637,577	658,776	422,230
General expenses and taxes	1,865,649	2,574,540	3,394,397	2,450,232	2,442,081
Increase in loading on deferred and uncollected premiums	4,622	14,377	15,192	(32,391)	(26,277)
Miscellaneous deductions	1,132	24,774	372	144	93
Total deductions	$38,988,032	$38,232,084	$38,571,187	$64,137,387	$ 87,522,648
Net gain (loss)	$ (307,278)	$ 2,799,223	$ (43,528)	$ 5,639,358	$(13,252,967)
Dividends	10,233	11,825	11,997	12,203	9,625
Federal and foreign income taxes incurred	1,106,125	3,637,282	1,913,087	2,154,356	1,156,527
Net gain (loss) from operations before net realized capital gains	$(1,423,636)	$ (849,884)	$(1,968,612)	$ 3,472,799	$(14,419,119)
Net realized capital gains (losses)	(1,226,285)	(3,736)	(4,211)	237,545	(1,058,603)
Net income	$(2,649,921)	$ (853,620)	$(1,972,823)	$ 3,710,344	$(15,477,722)

E. Capital and Surplus Account

	2018	2019	2020	2021	2022
Capital and surplus, December 31, prior year	$88,557,726	$85,090,122	$94,889,626	$93,212,832	$ 99,225,078
Net income	$ (2,649,921)	$ (853,620)	$ (1,972,823)	$ 3,710,344	$(15,477,722)
Change in net unrealized capital gains (losses)	(3,707,233)	2,292,914	179,291	3,472,358	(6,491,201)
Change in net deferred income tax	4,000,480	9,694,381	3,157,502	1,858,749	5,303,024
Change in non-admitted assets and related items	(11,853)	15,604	10,443	(13,262)	(4,903,013)
Change in liability for reinsurance in unauthorized companies	0	0	0	0	(43,903)
Change in reserve valuation basis	(1,869,187)	0	0	0	0
Change in asset valuation reserve	770,109	(1,349,776)	(3,051,206)	(2,280,924)	4,452,730
2020 Reserve adjustment – correction of error	0	0	0	(735,017)	0
Net change in capital and surplus for the year	$ (3,467,605)	$ 9,799,503	$ (1,676,793)	$ 6,012,248	$(17,160,085)
Capital and surplus, December 31, current year	$85,090,122	$94,889,626	$93,212,832	$99,225,080	$ 82,064,995

6. SUBSEQUENT EVENTS

In 2022, the Company maintained two reinsurance contracts to cede life insurance business to Scottish Re (U.S.), Inc. ("Scottish Re"). In its 2022 Annual Statement, the Company reported $529,681 in-force, $11,654 reserve credits, and $345,670 in paid losses associated with the two reinsurance agreements with Scottish Re. All amounts ceded to Scottish Re represent 0.4% of the total amount ceded to reinsurers, and 0.2% of all direct face amount in-force. Scottish Re was placed in liquidation in July 2023. As of December 31, 2023, the Company reported $0 of life insurance ceded to Scottish Re.

7. SUMMARY AND CONCLUSIONS

Following is the violation contained in this report:

Item	Description	Page No(s).
A	The Company violated Section 1503(a) of the New York Insurance Law by failing to file its amended registration within thirty days with the Department following material change to the information provided in the registration.	8

Respectfully submitted,

Sauhung You
Associate Insurance Examiner

STATE OF NEW YORK)
)SS:
COUNTY OF NEW YORK)

Sauhung You, being duly sworn, deposes and says that the foregoing report, subscribed by her, is true to the best of her knowledge and belief.

Sauhung You

Subscribed and sworn to before me
this 10th day of March, 2025

Audrey Hall
Notary Public, State of New York
Reg. No. 01HA0010698
Qualified in Kings County
Commission Expires 07/07/2027

APPOINTMENT NO. 32546

NEW YORK STATE

DEPARTMENT OF FINANCIAL SERVICES

*I, **ADRIENNE A. HARRIS**, Superintendent of Financial Services of the State of New York, pursuant to the provisions of the Financial Services Law and the Insurance Law, do hereby appoint:*

SAUHUNG YOU

as a proper person to examine the affairs of the

FIDELITY & GUARANTY LIFE INSURANCE COMPANY OF NEW YORK

and to make a report to me in writing of the condition of said

COMPANY

with such other information as he shall deem requisite.

In Witness Whereof, I have hereunto subscribed my name and affixed the official Seal of the Department at the City of New York

this 7th day of June, 2023

ADRIENNE A. HARRIS
Superintendent of Financial Services

By: Mark McLeod

MARK MCLEOD
DEPUTY CHIEF - LIFE BUREAU