

**FILED**

**AUG 16 2023**

INSURANCE REGULATION  
Docketed by: le



OFFICE OF INSURANCE REGULATION

**MICHAEL YAWORSKY**  
COMMISSIONER

IN THE MATTER OF:

CASE NO.: 289905-21-CO

SIRIUSPOINT AMERICA INSURANCE COMPANY  
\_\_\_\_\_ /

CONSENT ORDER

THIS CAUSE came on for consideration upon the filing of a request by SIRIUSPOINT AMERICA INSURANCE COMPANY (“SIRIUSPOINT”), which was formerly known as Sirius America Insurance Company (“Sirius”), to use previously approved Sirius forms with the new name without re-filing same for approval pursuant to Section 627.410, Florida Statutes. Following a complete review of the entire record, and upon consideration thereof, and being otherwise fully advised in the premises, the FLORIDA OFFICE OF INSURANCE REGULATION (“OFFICE”), hereby finds as follows:

1. The OFFICE has jurisdiction over the subject matter and the parties herein.
2. SIRIUSPOINT is a foreign property and casualty insurer domiciled in New York and authorized to transact insurance business in Florida.
3. Sirius has applied for and, subject to the present and continuing satisfaction of the requirements, terms, and conditions established herein, has satisfactorily met all of the conditions precedent to change its name to SIRIUSPOINT, effective July 8, 2021, pursuant to the requirements set forth by Section 627.410, Florida Statutes. The name change was approved, and the OFFICE

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issued a new Certificate of Authority reflecting the name change, on October 4, 2021, attached as Exhibit A.

4. In conjunction with the request to use previously approved Sirius forms, SIRIUSPOINT has filed with the OFFICE a “Name Change Endorsement,” which reflects the corporate name change from Sirius to SIRIUSPOINT. The endorsement is attached as Exhibit B.

5. As a material condition to approval of the above request, SIRIUSPOINT, by execution of this Consent Order, certifies to the OFFICE that all policy forms previously utilized by Sirius in Florida comply with applicable provisions of the Florida Insurance Code. SIRIUSPOINT further certifies that the only change required to achieve compliance prospectively is the substitution of the name SIRIUSPOINT in lieu of Sirius and the only change in the forms is the name, address, or logo. If the above certification is not correct, SIRIUSPOINT acknowledges that such misrepresentations may be considered willful and penalties assessed accordingly.

6. Attached as Exhibit C is a list of all policy forms SIRIUSPOINT will modify with the name change.

7. SIRIUSPOINT shall mail to each of its insureds a copy of the name change endorsement. SIRIUSPOINT may continue to sell the old policy forms, with the name change endorsement, for a period of 90 days after the date this Consent Order is executed by the OFFICE. During the 90-day time period allowed by this paragraph, SIRIUSPOINT shall reprint the policy forms contained in Exhibit C containing the new corporate name. After 90 days from the date this Consent Order is executed by the OFFICE, SIRIUSPOINT shall only sell policy forms containing the new company name and is not authorized to sell previously approved policies containing the old information with a name change endorsement affixed.

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8. SIRIUSPOINT shall pay costs in the amount of \$3,000 United States Dollars within 30 days of the date this Consent Order is executed by the OFFICE. SIRIUSPOINT shall send payment for the administrative costs to the payment address on the attached invoice.

9. SIRIUSPOINT shall continue to comply with all statutes and applicable rules of the OFFICE governing form filings and rate filings.

10. SIRIUSPOINT agrees that any deadlines, reporting requirements, other provisions, or requirements set forth in this Consent Order may be altered or terminated by written approval of the OFFICE. Such written approval by the OFFICE is subject to statutory or administrative regulation limitations.

11. SIRIUSPOINT agrees that, upon execution of this Consent Order, failure to adhere to one or more of the terms and conditions contained herein may result, without further proceedings, in the OFFICE suspending, revoking, or taking other administrative action as it deems appropriate upon SIRIUSPOINT's Certificate of Authority in this state in accordance with Sections 120.569(2)(n) and 120.60(6), Florida Statutes.

12. SIRIUSPOINT expressly waives a hearing in this matter, the making of findings of fact and conclusions of law by the OFFICE, and all further and other proceedings herein to which it may be entitled by law or rules of the OFFICE. SIRIUSPOINT hereby knowingly and voluntarily waives all rights of any kind to challenge or to contest this Consent Order in any forum available to it, now or in the future, including the right to any administrative proceeding, state or federal court action, or any appeal.

13. SIRIUSPOINT affirms that all requirements set forth herein are material to the issuance of this Consent Order.

14. Except as set forth in this Consent Order, each party to this section shall bear its own costs and fees.

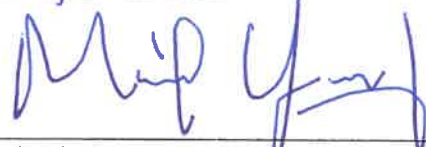
15. The parties agree that this Consent Order shall be deemed to be executed when the OFFICE has executed a copy of this Consent Order bearing the signature of the authorized representative of SIRIUSPOINT, notwithstanding the fact that the copy may have been transmitted to the OFFICE electronically. Further, SIRIUSPOINT agrees that the signature of its authorized representative, as affixed to the Consent Order, shall be under the seal of a Notary Public.

WHEREFORE, the agreement between SIRIUSPOINT AMERICA INSURANCE COMPANY and the FLORIDA OFFICE OF INSURANCE REGULATION, the terms and conditions of which are set forth above, is APPROVED, and the request to use previously approved Sirius forms with the new name without re-filing same for approval pursuant to Section 627.410, Florida Statutes, is APPROVED.

FURTHER, all terms and conditions contained herein are hereby ORDERED.

DONE AND ORDERED this 16th day of August, 2023.



  
Michael Yaworsky, Commissioner  
Office of Insurance Regulation

By execution hereof, SIRIUSPOINT AMERICA INSURANCE COMPANY consents to entry of this Consent Order, agrees without reservation to all of the above terms and conditions and shall be bound by all provisions herein. The undersigned represents that they have the authority to bind SIRIUSPOINT AMERICA INSURANCE COMPANY to the terms and conditions of this Consent Order.

SIRIUSPOINT AMERICA INSURANCE COMPANY

(Corporate Seal)

By: Melissa J. Ralph

Print Name: Melissa J. Ralph

Title: Secretary

Date: July 19, 2023

STATE OF New York

COUNTY OF New York

The foregoing instrument was acknowledged before me by means of  physical presence

or  online notarization, this 19 day of July 2023, by Melissa J. Ralph  
(name of person)

as Secretary for SiriusPoint America Insurance Company  
(type of authority; e.g., officer, trustee, attorney in fact) (company name)

Lynne Abrams  
(Signature of the Notary)

Lynne Abrams  
(Print, Type or Stamp Commissioned Name of Notary)

LYNNE ABRAMS  
NOTARY PUBLIC STATE OF NEW YORK  
Registration No. 01AB6173388  
Qualified in New York County  
Commission Expires August 27, 2023

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