

BEFORE THE INSURANCE COMMISSIONER
FOR THE STATE OF DELAWARE

IN THE MATTER OF:)

AMERICAN GENERAL LIFE)
INSURANCE COMPANY)

NAIC #60488)

340 Seven Springs Way)
Brentwood, TN 37027)

DOCKET NO. 3996-2018

STIPULATION AND CONSENT ORDER

THIS STIPULATION AND CONSENT ORDER is entered into as of

MARCA 6TH, 2018, by and between American General Life Insurance Company ("Respondent") and the State of Delaware Department of Insurance ("the Department"). Respondent and the Department are collectively referred to herein as the "Parties."

WHEREAS, Respondent is a life and annuity insurance company incorporated under Delaware law and authorized to conduct the business of insurance in the State of Delaware; and

WHEREAS, the Department, through its examiners, conducted a target market conduct examination ("Examination") of Respondent's affairs and practices as of December 31, 2016; and

WHEREAS, the Department, through its examiners, prepared and provided to Respondent for review and comment draft versions of the Examination report; and

WHEREAS, Respondent has reviewed and commented on such draft versions of the Examination report; and

WHEREAS, after considering Respondent's comments, the Department, through its examiners, has prepared a final report of the Examination, dated as of July 26, 2018 ("Final Examination Report"); and

WHEREAS, among other findings contained in the Final Examination Report, the Department concluded that the Respondent's practices and procedures did not comply with;

18 *Del. C.* § 320. Conduct of examination; access to records; correction,

18 *Del. Admin. C.* § 1210 -6.1. General Rules and Prohibitions.

18 *Del. Admin. C.* § 1210 -9.1.2 Delivery of Illustration and Record Retention.

18 *Del. Admin. C.* § 1203 – 4.1 Replacement of Life Insurance Policy Summary.

18 *Del. Admin. C.* § 1204 – 5.2.1 Duties of Agents and Brokers.

18 *Del. Admin. C.* § 1204 – 7.1.1, 7.1.2.2, 7.3 and 7.4 Duties of Insurers That Use Agents and Brokers.

18 *Del. Admin. C.* § 1210 – 7.3.1 Replacement of Numeric Summary.

18 *Del. Admin. C.* § 1210 – 9.1.1 and 9.2.1 Delivery of Illustration and Record Retention.

WHEREAS, after communications with the Department, Respondent desires to resolve this matter without recourse to any administrative hearing or court action (such as an appeal).

NOW, THEREFORE, IT IS AGREED, by and between Respondent and the Department as follows:

1. Respondent accepts the Final Examination Report, waives any right to a hearing thereon, and agrees that the Department may file the Final Examination Report without any further modifications.

2. Upon execution of this Stipulation and Consent Order, Respondent shall pay to the Department an administrative penalty for the Notice Violations in the amount of Eighty Five

Thousand Dollars (\$ 85,000.00). Respondent shall make its check for the administrative penalty payable to the "State of Delaware."

3. Respondent waives any right to challenge in an administrative or court proceeding any of the terms and conditions of this Stipulation and Consent Order.

4. This Stipulation and Consent Order is the free and voluntary act of Respondent, and its terms are binding upon Respondent and may be admitted into evidence in any judicial or administrative proceeding against Respondent to enforce such terms. Respondent acknowledges that it has had a full opportunity to seek and receive advice of counsel on all matters related to this Stipulation and Consent Order.

5. This Stipulation and Consent Order contains all of the terms and conditions agreed to by the parties and constitutes the final agreement between Respondent and the Department.

6. No change, amendment, or modification hereto shall be effective or binding unless it is in writing, dated, and signed by the parties.

7. If the Department fails to act on any one or more defaults by Respondent, such failure to act shall not be a waiver of any rights hereunder on the part of the Department to declare Respondent in default and to take such action as may be permitted by this Stipulation and Consent Order or by law.

8. This Stipulation and Consent Order may be signed in duplicate, and both documents shall be considered originals. The person executing this Stipulation and Consent Order on behalf of Respondent shall acknowledge his or her signature before a Notary Public and, by executing this Stipulation and Consent Order, certifies that he or she is duly authorized to execute this Stipulation and Consent Order on behalf of Respondent. Respondent agrees that an uncertified

copy of this Stipulation and Consent Order shall be valid as evidence in any proceeding for purposes of enforcement.

9. This Stipulation and Consent Order shall survive Respondent and be enforceable against its successors, transferors, or assigns.

[Signature Page Follows]

AMERICAN GENERAL LIFE
INSURANCE COMPANY:

[Handwritten Signature]

Print Name: Sabyasachi Ray
Title: COO, AIG Life & Retirement
Date: 2/12/2019

Witness to Respondent's Signature
Name: Elona GJiza
Title: Executive Assistant
Date: 2/12/2019

STATE OF New York)
) SS.
COUNTY OF New York)

The foregoing instrument was acknowledged before me this 12th day of February 2018, by Sabyasachi Ray, who is personally known to me or who has produced _____ as identification, and who certified that he or she is duly authorized to execute this document on behalf of Respondent.

GIVEN under my Hand and Seal of office, the day and year aforesaid.

Martza Rodriguez
NOTARY PUBLIC

Martza Rodriguez
PRINT NAME

November 4, 2021
MY COMMISSION EXPIRES

Martza Rodriguez	1
Notary Public - State of New York	
No.01RO6292705	
Qualified in Kings County	
Certificate Filed In New York County	
Commission Expires November 4, 2021	