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February 14, 2017

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Re: Appeal of Point Insurance Agency, Inc., Docket No. C2017-01

The Commissioner of Insurance has received correspondence dated February 2, 2017, from Joshua A. Lewin, Esq., representing the Point Insurance Agency (“Point”). Point is appealing from a January 31, 2017 decision of Commonwealth Automobile Reinsurers (“CAR”) denying its request for relief with respect to the issuance and renewal of Massachusetts commercial automobile insurance policies by Arbella Protection Insurance Co. Inc. (“Arbella”).

The appeal has been docketed as C2017-01. As the presiding officer assigned to this matter, I hereby issue the following preliminary order.

On or before March 14, 2017, Point is to serve on CAR and to file with the Division, in hardcopy and *in duplicate*, a statement which includes the following information:

1. For the period from April 2016 to date, a chronology of the facts and events underlying its appeal, together with copies of documents relating to those events including, but not limited to, all communications between Point and Arbella, or between Point and CAR, notices of appeal to CAR, communications between Point and any other licensed producer referring to Point and Arbella or CAR, and any other documents including, but not limited to, notes, memoranda, or other written materials relating to the matters at issue in this appeal.
2. A concise statement identifying the specific issue(s) on appeal to the Commissioner including, with respect to each issue, summaries of the facts and citations to the laws and regulations or rules on which the appellant relies to support each issue.

3. Copies of all records referring or relating to any proceedings before the CAR Market Review, the Governing Committee or any other committee, sub-committee or panel at CAR which reviewed any aspect of the appellant's complaint including, but not limited to, transcripts, correspondence, notices, minutes, and documents or exhibits submitted by appellant to CAR in the course of such proceedings.

4. Certification that copies of this statement and the supporting documents have been served contemporaneously on CAR.

CAR shall submit a response to Point's statement by March 28, 2017 and shall provide certification that a copy of the response and any supporting documents have been served contemporaneously on Point.

Please address the original of each statement to the Docket Clerk, Hearings and Appeals Unit, Division of Insurance, 1000 Washington Street, Suite 810, Boston, Massachusetts 02118-6200. The second copy should be sent to the presiding officer at the same address.

A preliminary conference will be held on Wednesday, April 12, 2017 at 2:00 p.m at the Division of Insurance, Hearing Room 1-E, to clarify the issues in this appeal and to address procedural matters, including Point's requests for relief, identification of all parties to this proceeding, jurisdictional issues, prehearing and hearing format, the possibility of obtaining agreement as to facts and documents, scheduling of future proceedings, and any other matters which may aid in the disposition of this appeal.

Sincerely,

Kristina A. Gasson
Presiding Officer