

**STATE OF NORTH DAKOTA**  
**BEFORE THE INSURANCE COMMISSIONER**

|  |   |                          |
|--|---|--------------------------|
| <b>In the Matter of the Form A</b>         | ) | <b>NOTICE AND</b>        |
| <b>Application of John J. Scott, Sr.,</b>  | ) | <b>ORDER OF HEARING</b>  |
| <b>Proposed Acquisition of Westminster</b> | ) | <b>FILE NO CO-24-891</b> |
| <b>American Insurance Company</b>          | ) |                          |

**NOTICE**

In accordance with N.D.C.C. §26.1-10-03(4), you are hereby notified that the North Dakota Insurance Commissioner (“Commissioner”) will hold a public hearing (“Hearing”) regarding the Form A Application (“Form A”) of John J. Scott, Sr.’s (“the Applicant”) planned acquisition of control with Westminster American Insurance Company. The public hearing will be held at **8:30 a.m.** on **Friday, the 7th day of June, 2024.** The hearing will be held in the **Sakakawea room of the North Dakota State Capitol located at 600 E Boulevard Ave in Bismarck, North Dakota.**

**ORDER**

WHEREAS, the applicant, an individual located in Maryland seeks to acquire Westminster American Insurance Company, a property and casualty stock corporation as permitted by North Dakota Century Code ch. 26.1-10; and

WHEREAS, by its Form A Application for planned acquisition of control dated April 30<sup>th</sup> 2024 and filed with the Department on May 8, 2024, Applicants seek the Commissioner’s approval for this acquisition; and

WHEREAS, the proposed acquisition is governed by N.D.C.C. ch. 26.1-10 , which provides that following the hearing the Commissioner shall approve the proposed acquisition unless the Commissioner finds that:

1. After the change of control, the domestic insurance company referenced in subsection 1 would not be able to satisfy the requirements for the issuance of a certificate of authority to write the lines of insurance for which the domestic insurance company is presently licensed;
2. The effect of the acquisition of control would be to substantially lessen competition in insurance in this state or tend to create a monopoly in this state;
3. The financial condition of any acquiring party might jeopardize the financial stability of the insurance company or prejudice the interest of the insurance company's policyholders;
4. The acquiring party's plans or proposals to liquidate the insurance company, to sell the insurance company's assets, to consolidate or merge with any person, or to make any other material change in the insurance company's business or corporate structure or management are unfair and unreasonable to policyholders of the company and are not in the public interest;
5. The competence, experience, and integrity of those persons that would control the operation of the insurance company are such that it would not be in the interest of policyholders of the company and of the public to permit the merger or other acquisition of control; or
6. The acquisition is likely to be hazardous or prejudicial to the insurance buying public

NOW, THEREFORE, IT IS HEREBY ORDERED that a hearing will be held at **8:30 a.m. on Friday, the 7th day of June, 2024**. The hearing will be held in the **Sakakawea room** of the North Dakota Capitol building located at 600 East Boulevard Avenue in Bismarck, North Dakota.

Policyholders and other interested persons may attend the hearing. There will be an opportunity for attendees to offer oral and written statements, present evidence and ask questions in accordance with N.D.C.C. ch. 28-32. Persons showing good cause may be allowed to intervene if initiated with the Department at least five days prior to the date of the hearing.

DATED at Bismarck, North Dakota, this 14<sup>th</sup> day of May, 2024



---

Jon Godfread  
Commissioner  
N.D. Insurance Department  
600 East Boulevard Avenue, Department 401  
Bismarck, ND 58505  
701-328-2440