COMMONWEALTH AUTOMOBILE REINSURERS
101 Arch Street, Suite 400 Boston, Massachusetts 02110
www.commauto.com 617-338-4000
NATALIE A. HUBLEY
PRESIDENT

NOTICE OF MEETING

GOVERNING COMMITTEE

A meeting of the Governing Committee will be held in the Training Room at 101 Arch Street, 2nd Floor Lobby, Boston, on

TUESDAY, SEPTEMBER 15, 2026, AT 10:30 A.M.

MEMBERS OF THE COMMITTEE

Mr. William Hughes – Chair
Arbella Insurance Group

Mr. Kyle Austin	Austin Insurance Agency
Ms. Pamela Bodenstab-Krynicki	P.L. Krynicki Insurance Agency, Inc.
Ms. Sarah Clemens	MAPFRE U.S.A. Corporation
Mr. Kevin Costigan	GEICO
Mr. Thomas DePaulo	Cabot Risk Strategies, LLC
Ms. Jean Houghton	Norfolk and Dedham Group
Ms. Nicole Martorana	Patriot Growth Insurance Services, LLC
Ms. Mary McConnell	Safety Insurance Company
Mr. John Olivieri, Jr.	World Insurance Associates, LLC
Ms. Tricia Sabulis	A.P. Michaud Insurance Agency, Inc.
Mr. Christopher Taylor	The Hanover Insurance Company
Ms. Meredith Woodcock	Liberty Mutual Group

AGENDA

GC
26.01 Transcript of Previous Meeting

The transcript of the Governing Committee meeting of June 16, 2026, should be read and approved.

GC
26.03 CAR Conflict of Interest Policy

The Chair will read a statement regarding CAR's Conflict of Interest Policy.

GC
26.04 President's Report

Commonwealth Automobile Reinsurers' President will report on matters affecting CAR.

GC
26.05 Counsel's Report

Commonwealth Automobile Reinsurers' counsel will report on pending litigation, CAR Rule changes and any other matters relevant to legal issues at CAR.

GC
26.06 Financial Audit Committee

The Governing Committee will hear the report of the Financial Audit Committee meeting of September 8, 2026. The Records of Meeting will be distributed as additional information prior to the meeting.

GC
26.07 Compliance and Operations Committee

The Governing Committee will hear the report of the Compliance and Operations Committee meeting of September 2, 2026. The Records of Meeting will be distributed as additional information prior to the meeting.

GC
26.09 Actuarial Committee

The Governing Committee will hear the report of the Actuarial Committee meeting of September 1, 2026. The Records of Meeting will be distributed as additional information prior to the meeting.

GC
26.12 Commercial Automobile Committee

The Governing Committee will hear the report of the Commercial Automobile Committee meeting of August 27, 2026. The Records of Meeting have been distributed and are on file (Docket #GC26.12, Exhibit #4).

GC
26.13 Loss Reserving Committee

The Governing Committee will hear the report of the Loss Reserving Committee meeting of September 2, 2026. A summary of the meeting will be distributed as additional information prior to the meeting.

GC
26.14 Commercial Program Oversight Committee

The Governing Committee will hear the report of the Commercial Program Oversight Committee meeting of August 24, 2026. The Records of Meeting have been distributed and are on file (Docket #GC26.14, Exhibit #2).

GC
26.15 Market Review Committee

The Governing Committee will hear the report of the Market Review Committee meeting of July 16, 2026. The Records of Meeting have been distributed and are on file (Docket #GC26.15, Exhibit # 1).

GC
26.16 Budget Committee

The Governing Committee will hear the report of the Budget Committee meeting of September 10, 2026. The Records of Meeting will be distributed as additional information prior to the meeting.

Other Business

To transact any other business that may properly come before this Committee.

Executive Session

The Governing Committee may convene in Executive Session in accordance with the provisions of G.L. c. 30A, § 21.

NATALIE HUBLEY
President

Attachments

Boston, Massachusetts
September 4, 2026

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NATALIE A. HUBLEY
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RECORDS OF MEETING

COMMERCIAL AUTOMOBILE COMMITTEE – AUGUST 27, 2026

Members Present

Mr. Thomas DePaulo – Chair	Cabot Risk Strategies, LLC
Mr. Thomas Bird(1)	Acadia Insurance Company
Mr. Michael Brady	Pilgrim Insurance Company
Ms. Annmarie Castonguay	The Hanover Insurance Company
Mr. Andrew Lajzer	Safety Insurance Company
Mr. John Olivieri, Jr.	World Insurance Associates, LLC
Ms. Allison Ratliff	MAPFRE U.S.A. Corporation
Ms. Tricia Sabulis	Michaud Insurance Agency
Mr. David Zawilinski	Arbella Insurance Group

Substituted for:
(1)Ms. Sharon Murphy

Not in Attendance:
Ms. Sheila Doherty, Doherty Insurance Agency, Inc.

26.01 Records of Previous Meeting

The Committee unanimously voted to approve the Records of the Commercial Automobile Committee meeting of May 27, 2026. The Records have been distributed and are on file.

26.07 Primary & Noncontributory and Waiver of Subrogation Endorsements

At the last meeting, the Committee agreed to move forward with the Primary & Noncontributory and Waiver of Subrogation endorsements. Ms. Wendy Browne reviewed the sample endorsement pages and draft of changes to the Commercial Automobile Insurance Manual provided in the Notice of Meeting. She noted that the Committee recommended adoption of the CA 04 44 endorsement that waives the insurer's right to subrogate. This requires a schedule of individuals or organizations for whom the endorsement will apply due to a contractual requirement. Ms. Browne then reviewed the sample endorsement CR 99 12 Primary & Noncontributory – Other Insurance Condition drafted specifically for CAR use. This also requires a schedule of organizations necessitating the endorsement by contract and includes language to integrate it with the other insurance conditions pertaining to TNC activities. Finally, Ms. Browne explained that the proposed Rule 47 of the Commercial Automobile Insurance Manual instructs Servicing Carriers in the use of these endorsements for all ceded commercial classifications.

In response to a question raised by Mr. Mike Brady, Ms. Browne explained that the reference to CR 99 04 is required in the Primary & Noncontributory endorsement to provide the specific exception to ensure that it does not conflict with the Committee's intent that coverage afforded to risks engaged in TNC operations, where applicable, is excess.

After discussion, the Committee voted unanimously to recommend to the Governing Committee adoption of the proposed Primary & Noncontributory and Waiver of Subrogation endorsement forms, as well as the proposed updates to the Commercial Automobile Insurance Manual Common Coverages and Rating Procedures section.

The Committee directed staff to include these changes, if approved, with CAR's planned March 1, 2027 effective date commercial rate filing.

26.10 2026 Annual Evaluation of Market Need for ERP Appointments

Ms. Lynne Rosenburg stated that in accordance with Rule 14 – Exclusive Representative Producer Requirements, an applicant for an ERP appointment to a Servicing Carrier must meet the conditions for addressing market need as determined by criteria established by CAR's Governing Committee. The approved criteria include a provision that an annual assessment be made to determine if a market need exists for appointments. She noted that attached to the Notice of Meeting was the approved criteria and data reports to assist the Committee in evaluating accessibility to the residual market throughout the Commonwealth through producers experienced in servicing all classes of commercial automobile risks. She indicated that the Committee should focus on determining whether a market need exists for the appointment of an ERP without a voluntary commercial automobile contract and developing a recommendation for the annual determination of market need for the Governing Committee's consideration.

Ms. Rosenburg informed the Committee that during the past year, 13 new ERP appointments were made to producers with a voluntary contract in place, and 1 request from producer without voluntary contracts was not allowed. No requests are currently pending. The Committee observed that the current data reflects results similar to the prior year. The Committee concluded that there continues to exist ample access to the residual market through qualified producers throughout the Commonwealth with experience servicing complex commercial risks.

Accordingly, the Committee unanimously voted to recommend to the Governing Committee that a market need does not exist for the appointment of new non-voluntary contracted ERPs at this time.

26.11 Consistency in Tow Truck Classifications

Due to recent questions regarding potential differences among the Servicing Carriers in determining classification and corresponding premium for tow trucks, CAR Staff requested Servicing Carriers provide relevant information on their classification and rating procedures for this class. Additional comments on the topic were included in the Servicing Carrier's submissions as well as prior discussions found in annual reports. Ms. Wendy Browne presented and summarized CAR Staff's findings, which highlighted some differences in the Servicing Carriers' approach to classification and rating of tow trucks.

With discussion open to the Committee, Mr. John Olivieri noted that the secondary classification code seems to be where the inconsistency lies. Citing the additional information provided with the agenda, Mr. Olivieri stated that CAR Staff provided their interpretation of the procedures, with only one of the four Servicing Carriers seemingly in agreement with CAR's guidance.

Mr. Brady expressed disagreement with the interpretation that the trucker secondary class applies to all risks engaged in multiple contracts. He further noted that trucker status applies more to those tow trucks having an active status with FMCSA. He also noted his support for the suggestion to add a secondary class code to enable tracking of these risks. Mr. David Zaliwinski further noted that a trucking operation involves vehicles transporting goods of others, including automobiles, and that this secondary class would not apply if the risk is towing its own vehicles.

Ms. Natalie Hubley brought to the Committee's attention that the guidance described in the attachment to the notice has been a long-standing interpretation by staff of Rules 52 and 55. Based upon the conversation and input from the Committee's discussion to this point, Ms. Hubley recommended the Committee allow CAR Staff to draft language to clarify the classification procedures for the Committee's continued discussion.

With that, the Committee resolved to revisit tow truck classification at the next meeting.

TIMOTHY GALLIGAN
Actuarial and Statistical Services Director

Boston, Massachusetts
September 3, 2026

POLICY NUMBER:

COMMERCIAL AUTO
CA 04 44 10 13

THIS ENDORSEMENT CHANGES THE POLICY. PLEASE READ IT CAREFULLY.

WAIVER OF TRANSFER OF RIGHTS OF RECOVERY AGAINST OTHERS TO US (WAIVER OF SUBROGATION)

This endorsement modifies insurance provided under the following:

AUTO DEALERS COVERAGE FORM
BUSINESS AUTO COVERAGE FORM
MOTOR CARRIER COVERAGE FORM

With respect to coverage provided by this endorsement, the provisions of the Coverage Form apply unless modified by the endorsement.

This endorsement changes the policy effective on the inception date of the policy unless another date is indicated below.

Named Insured:
Endorsement Effective Date:

SCHEDULE

Name(s) Of Person(s) Or Organization(s):
Information required to complete this Schedule, if not shown above, will be shown in the Declarations.

The **Transfer Of Rights Of Recovery Against Others To Us** condition does not apply to the person(s) or organization(s) shown in the Schedule, but only to the extent that subrogation is waived prior to the "accident" or the "loss" under a contract with that person or organization.

THIS ENDORSEMENT CHANGES THE POLICY. PLEASE READ IT CAREFULLY.

PRIMARY AND NONCONTRIBUTORY – OTHER INSURANCE CONDITION

This endorsement modifies insurance provided under the following:

AUTO DEALERS COVERAGE FORM
BUSINESS AUTO COVERAGE FORM
MOTOR CARRIER ENDORSEMENT

With respect to coverage provided by this endorsement, the provisions of the Coverage Form apply unless modified by the endorsement.

This endorsement changes the policy effective on the inception date of the policy unless another date is indicated below in the Endorsement Effective Date.

Named Insured:
Endorsement Effective Date:

SCHEDULE

Name(s) of Person(s) or Organization(s):
Information required to complete this Schedule, if not shown above, will be shown in the Declarations

A. The following is added to the **Other Insurance** Condition in the Business Auto Coverage Form and the **Other Insurance – Primary And Excess Insurance Provisions** in the Motor Carrier Endorsement and supersedes any provision to the contrary, except where the conditions set forth in Section A.1. or A.2. of Endorsement CR 99 04 (titled Public or Livery Passenger Conveyance and On-Demand Delivery Services Other Insurance Conditions) apply:

This Coverage Form's Covered Autos Liability Coverage is primary to and will not seek contribution from any other insurance available to the person(s) or organization(s) shown in the above Schedule provided that:

1. Any such person or organization is a Named Insured under such other insurance; and
2. You have agreed in writing in a contract or agreement that this insurance would be primary and would not seek contribution from any other insurance available to such person or organization.

B. The following is added to the **Other Insurance** Condition in the Auto Dealers Coverage Form and supersedes any provision to the contrary, except where the conditions set forth in Section A.1. or A.2 of Endorsement CR 99.04 (titled Public or Livery Passenger Conveyance and On-Demand Delivery Services Other Insurance Conditions) apply:

This Coverage Form's Covered Autos Liability Coverage and General Liability Coverages are primary to and will not seek contribution from any other insurance available to the person(s) or organization(s) shown in the above Schedule provided that:

1. Any such person or organization is a Named Insured under such other insurance; and
2. You have agreed in writing in a contract or agreement that this insurance would be primary and would not seek contribution from any other insurance available to such person or organization.

property damage premium at policy limits for each covered automobile transporting any substance described in Sections C.2. or C.4. of this Rule.

(4) Where more than one class of pollutants is transported by a covered automobile, apply the charge which develops the highest premium.

b. Hired Automobiles

Charge an additional percentage of the otherwise applicable compulsory bodily injury, optional bodily injury, and property damage premium at policy limits for Hired Automobile Coverage. Such percentage is the highest one determined in accordance with Section D.1.a. of this Rule for any covered automobile. Where hired automobiles will transport more than one class of pollutants, apply the charge which develops the highest premium.

2. Garage Policies

Dealers

Charge an additional 4% of the otherwise applicable compulsory bodily injury, optional bodily injury, and property damage premium at policy limits.

RULE 47. WAIVER OF SUBROGATION/PRIMARY AND NON-CONTRIBUTORY – OTHER INSURANCE CONDITION

Upon request, the Servicing Carrier will attach the Waiver of Subrogation endorsement form CA 04 44 or the Primary and Noncontributory – Other Insurance Condition form CR 99 12, or both, to the policy to identify the person or risks named in the endorsement(s). A written contract or agreement that states the person or organization requires one or both endorsements must exist between the risk and such person or organization. For either the waiver of subrogation and/or the primary and noncontributory coverage to be afforded for any loss, the loss must occur after the signing and execution of the contract or agreement, while the contract or agreement is in effect, while operations are ongoing, and prior to the end of the policy period. Refer to the Common Coverages rate pages in the Rate section.

RULES 48~~7~~-50 RESERVED FOR FUTURE USE.

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RECORDS OF MEETING

COMMERCIAL PROGRAM OVERSIGHT COMMITTEE – AUGUST 24, 2026

Members Present

Mr. John Olivieri, Jr – Chair	World Insurance Associates, LLC
Ms. Kerri Boutin(1)	Risman Insurance Agency, Inc.
Ms. Jean Houghton	Norfolk & Dedham Group
Ms. Nicole Martorana	FBInsure, LLC
Ms. Sharon Murphy	Acadia Insurance Company
Ms. Sarah Pilipaitis(2)	The Hanover Insurance Company.

Substituted for:
(1)Mr. Henry Risman
(2)Mr. Matthew Chesson

Not in Attendance:
N/A

26.01 Records of Previous Meeting

The Committee unanimously voted to approve the Records of the Commercial Program Oversight Committee meeting of May 22, 2026. The Records have been distributed and are on file.

26.04 2025 Servicing Carrier Annual Report Review

Mr. Richard Dalton stated that the 2025 Servicing Carrier Annual Reports and a summary of the Servicing Carrier's responses were distributed to the Committee with the Notice of Meeting. He explained that the Servicing Carrier Annual Reports are a means for Servicing Carriers to report to CAR their efforts in managing the commercial residual market and to provide comments and recommendations regarding trends and patterns within that market. CAR staff reviewed and summarized the Servicing Carrier's responses and recommendations to assist the Committee in its review and discussion of the Annual Reports. In addition, CAR staff provided a list of topics raised by the Servicing Carriers in their responses, organized them into four categories, and provided recommendations for each. These recommendations included referring certain items to the Commercial Automobile Committee for potential addition to that Committee's list of issues to consider, identifying items that Staff will review with the AIB, and outlining longer-term portal enhancements for the Committee's consideration. The Committee agreed with the approach proposed by staff in the summarization of the Servicing Carriers' recommendations and had no additional comments or recommendations.

26.05 Distribution of Ceded Books of Business

Ms. Wendy Browne updated the Committee with respect to the potential future acquisition of Safety Insurance Company by MAPFRE Insurance Group. She stated that the transaction is under review and is not slated for closure until sometime in 2027. As such, CAR will conduct business customarily while monitoring developments and assessing how the consummation of the transaction would impact CAR and the residual market should the transaction close.

Ms. Browne then reviewed the exhibits attached to the meeting agenda identifying the distribution of the commercial ceded books of business among the four Servicing Carriers in accordance with the schedule published in CAR's Request for Proposal (RFP) for the five-year appointment term beginning with policies effective January 1, 2027. She noted that the first exhibit shows the distribution of premium amongst the four servicing carriers through May, 2026; the second exhibit indicates the expected distribution of premium after two significant changes are made due to mergers and acquisitions; and the third exhibit provides the balance of premium after moving one ERP to realign the ceded books of business among the Servicing Carriers. She noted that this plan achieves the goal of minimizing market disruption for the January 1, 2027 appointment term.

Finally, Ms. Browne reviewed the transition procedures which blend previously approved procedures and incorporate Servicing Carrier comments provided in their Annual Reports. Committee discussion ensued with Mr. John Olivieri suggested that carrier-to-carrier communication of information would be beneficial in terms of the documentation requirements, reducing the need for producers to re-submit applications and supporting documentation, and would promote consistency during the reassignment process. After discussion, the Committee agreed that developing a framework of information to be provided and used by all carriers during the transition will help to ensure consistency. Accordingly, staff will contact the Servicing Carriers to solicit feedback relative to the documentation requirements and will compile that information for review by the Committee at its next meeting.

RICHARD DALTON
Residual Market Liaison

Boston, Massachusetts
September 1, 2026

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NATALIE A. HUBLEY
PRESIDENT

RECORDS OF MEETING

MARKET REVIEW COMMITTEE – JULY 16, 2026

Members Present

Ms. Sheila Doherty – Chair	Doherty Insurance Agency, Inc
Ms. Kerrianne Barto	MAPFRE U.S.A. Corporation
Ms. Roberta Fitzpatrick	Arbella Insurance Group
Ms. Jean Houghton	Norfolk & Dedham Group
Mr. Andrew Lajzer	Safety Insurance Company
Mr. Henry Risman	Risman Insurance Agency
Mr. Kenneth Willis	Plymouth Rock Assurance Corporation

Substituted for:
N/A

Not in Attendance:
Ms. Pamela Bodenstab-Krynicki, P.L. Krynicki Insurance Agency
Mr. Mark Winiker, Acrisure East Insurance Services, LLC

24.01 Records of Previous Meeting

The Committee voted with three members in favor and three abstained to approve the Records of the Market Review Committee meeting of April 9, 2024. The Records have been distributed and are on file.

26.04 A One Insurance Agency/Commerce Insurance Company

The A One Insurance Agency is requesting relief of the termination of the agency's commercial automobile Exclusive Representative Producer appointment by The Commerce Insurance Company (Commerce) for violations of CAR Rule 14.B.1.b., d., g., j., m., p., q., and x. Commerce issued a notice of termination on May 12, 2026. Ms. Kerrianne Bartro of MAPFRE U.S.A. Corporation recused herself from Committee discussion and voting on this agenda item.

Ms. Lynne Rosenburg provided the Committee with historical and procedural information to assist the Committee in its consideration of the appeal. She advised that the Committee was convened to determine whether Commerce's termination should be upheld based on any, or all, of the specific grounds stated in the notice of termination. Ms. Rosenburg added that in making such determination, the Committee should consider, pursuant to Rule 20, whether Commerce's termination on each ground is an unfair, unreasonable or improper practice. She further advised that the Committee should deliberate on each alleged violation that was the basis of the termination, determine if Commerce has established that the agency violated that specific Rule, and if so, whether Commerce has established that the violation was a proper basis for termination.

Chair Sheila Doherty addressed the Committee about the importance of the issues before the Committee and noted the potential consequences that could result from the meeting to both the agency and the company. Therefore, the Chair urged committee members to listen attentively and deliberate thoroughly. She advised that to facilitate the committee members' assessment of the specific topics they are asked to determine, a list containing potential motions had been distributed to the members (Docket #MR26.04, Exhibit #6).

Mr. Paul Drennan, representing Commerce, stated that on May 12, 2026, Commerce issued a warning letter to A One Insurance Agency identifying the areas of the agency's alleged non-compliance and inconsistencies with CAR Rules. He noted that many of the issues had been occurring for a number of years and had escalated over time, warranting further oversight. To that end, the company has tracked violations over the last two years for consideration by company management. This added scrutiny led to the warning letter being issued on October 7, 2025, and later, to the termination of the agency by Commerce. Mr. Drennan then addressed the information contained in Commerce's termination letter and the additional information provided therein. He identified several alleged Rule 14 violations by the agency including failure to: forward premium payments to the Servicing Carrier within two business days, forward signed premium finance agreements in accordance with the two business day requirement, timely provide Commerce with financed premium payments sent to the agency, and report all coverages bound and all registrations/titles certified to Commerce within two business days after binding coverage or certifying a registration.

The Committee questioned Mr. Drennan regarding the agency's performance after the warning letter. He noted that all the violations cited in the termination letter occurred after the warning letter. He explained, however, that because he only recently assumed leadership responsibility for the CAR program, he was not in a position to comment at the meeting as to whether or not the agency's performance had improved or whether or not the company had requested copies of premium finance agreements before reaching out to the finance company directly. Mr. Drennan further noted that he was not aware of Commerce's underwriting team receiving communication from the agency addressing the issues contained in the letter and he indicated that any policies that had been cancelled for non-payment due to the actions of the agency would have been reinstated upon receipt of the premium.

Mr. Matthew Corcoran, a broker at A One Insurance Agency Inc., spoke first on behalf of the agency. He stated that the agency operates within a challenging niche of the insurance marketplace by securing coverage primarily for trucking risks and he described how that business segment at the agency has experienced rapid growth. He raised how certain issues associated with company procedures such as changes to the determination of policy effective date and nonacceptance of credit card payments, have contributed to the issues at the agency. Further, he explained how a customer's delay in completing a Docusign request can impact the ability to return documents in a timely manner.

Mr. Corcoran noted that trucking risks generate many questions during the underwriting process and the agency recognizes that there have been issues in this area. He explained that the agency instituted corrective measures to address communication between the agency and the company during the underwriting process. Additionally, the agency acknowledged that issues with premium financed policies had occurred in the past. To address these issues and concerns, the agency has been focused on instituting corrective measures to address within 48 hours issues raised by the company. Also, he explained that many of the premium financing problems arose due to complications with the down payment checks returned for insufficient funds, impacting the agency's ability to remit 100% of policy premium as required by the company. Therefore, the agency no longer accepts check payments. Mr. Corcoran noted that the agency has already implemented some changes, and they intend to continue improving operations.

In response to questions from committee members regarding financed policies, Mr. Arce, principal of A One Insurance Agency Inc., indicated that the agency does not accept ACH payments, as the agency is responsible for the funds if the payment does not clear the bank. The agency utilizes a third-party vendor which holds the down payments for three days until the funds clear. Mr. Henry Risman asked why the funds from the finance company were not remitted to the Servicing Carrier upon receipt. Mr. Arce indicated that the agency was under the impression that 100% of the premium was required by the Servicing Carrier on financed policies and the agency had to wait for the down payment from the risk to clear. Mr. Risman asked if the agency had that in writing, to which Mr. Arce responded that the document could not be located. Mr. Risman then asked if the agency had spoken to Commerce regarding these issues. Mr. Arce indicated they had not. However, Mr. Arce informed the Committee that he has met with the finance company to develop a plan to improve the timeliness of payments. Furthermore, he indicated that he has replaced some employees and has put new procedures into place that will improve the process.

Significant Committee discussion followed the presentations during which the members questioned why the agency did not have premium finance companies remit payment directly to Commerce, and whether the agency had attempted to meet with the company to discuss and propose remedial actions. Mr. Arce responded that he did not recall contacting the company in that regard, but that he had requested that one premium finance company pay the company directly though they have not yet fixed the problem.

Having concluded their discussions, the Committee proceeded to address the alleged violations. The Chair advised that each of the alleged violations should be considered separately by the Committee based on the materials provided and the presentations and information provided by the parties at the meeting. The Chair also indicated that the Committee should consider whether Commerce has established that the agency violated CAR Rules and that if a violation was established, whether the violation constituted a valid basis for termination.

Accordingly, the Committee then considered motions on each of the Rule sections cited in Commerce's termination letter as follows:

Rule 14.B.1.b.

The Committee voted with five in favor, none opposed and one recusal that Commerce has established that A One Insurance Agency Inc. has violated CAR Rule 14.B.1.b. by failing to collect, process and remit premium due a Servicing Carrier in accordance with the provisions of the Rules of Operation. Further, the Committee voted with five in favor, none opposed and one recusal that the violation of Rule 14.B.1.b. provides a valid basis for termination.

Rule 14.B.1.d.

The Committee voted with five in favor, none opposed and one recusal that Commerce has established that A One Insurance Agency Inc. has violated CAR Rule 14.B.1.d. by failing to submit, for all applicants, a new business application for insurance with appropriate certification form(s), completed in their entirety, and a signed premium finance agreement/application, if applicable, within two business days. Further, the Committee voted with five in favor, none opposed and one recusal, the Committee agreed that the violation of Rule 14.B.1.d. provides a valid basis for termination.

Rule 14.B.1.g.

The Committee voted with five in favor, none opposed and one recusal that Commerce has established that A One Insurance Agency Inc. has violated CAR Rule 14.B.1.g. by failing to verify that the applicant has not been in default in the payment of any Motor Vehicle Insurance premiums in the past 24 months. Further, the Committee voted with four in favor, two opposed and one recusal, that the violation of Rule 14.B.1.g. provides a valid basis for termination.

Rule 14.B.1.j.

The Committee voted with five in favor, none opposed and one recusal that Commerce has established that A One Insurance Agency Inc. has violated CAR Rule 14.B.1.j. by failing to forward all premium payments to a Servicing Carrier within two business days of receipt `notwithstanding any written assurances the premium finance company had previously failed to perform its commitment. Further, the Committee voted with five in favor, none opposed and one recusal that the violation of Rule 14.B.1.j. provides a valid basis for termination.

Rule 14.B.1.m.

The Committee voted with five in favor, none opposed and one recusal that Commerce has not established that A One Insurance Agency Inc. has violated CAR Rule 14.B.1.m. by failing to properly order endorsements.

Rule 14.B.1.p.

The Committee voted with three in favor, two opposed and one recusal that Commerce has not established that A One Insurance Agency Inc. has violated CAR Rule 14.B.1.p. by failing to conduct all monetary transactions with the insured and the Servicing Carrier as required by the Rules of Operation and the ERP contract.

Rule 14.B.1.q.

The Committee voted with four in favor, one abstention and one recusal that Commerce has established that A One Insurance Agency Inc. has violated CAR Rule 14.B.1.q. by failing to notify the premium finance company and the insured that premium checks for all financed accounts are to be made payable to the Servicing Carrier. Further, the Committee voted with four in favor, one abstention and one recusal that the violation of Rule 14.B.1.q. provides a valid basis for termination.

Rule 14.B.1.x.

The Committee voted with three in favor, three opposed and one recusal that Commerce has not established that A One Insurance Agency Inc. has violated CAR Rule 14.B.1.x. by failing to comply with all the conditions set forth in its Limited Servicing Carrier Agreement with Commerce.

Finally, Ms. Doherty stated that since the Committee has determined that Commerce had established a number of violations and that each of those violations constituted a valid basis for termination, the termination is upheld. Accordingly, the Committee then considered whether the operational procedures implemented by Commerce in accordance with the notice of termination are appropriate and should remain in place until such time as the agency's appellate rights under Rule 20 have been exhausted. In a vote with six in favor, none opposed and one recusal, the Committee agreed that the operational procedures implemented by Commerce pursuant to the notice of termination should remain in place.

Ms. Rosenburg then advised that a subsequent review by the Governing Committee Review Panel may be requested pursuant to Rule 20 – Review and Appeal upon the submission of a Request for Review form.

RICHARD DALTON
Residual Market Liaison

Boston, Massachusetts
August 13, 2026