

## INSURANCE AND HEALTHCARE LICENSING AND REGULATION

### STATE LICENSING OF INSURERS AND HEALTH MAINTENANCE ORGANIZATIONS

### COMPLIANCE AUDITS AND MARKET CONDUCT STUDIES

### CHANGE OF CONTROL APPLICATIONS

### RATE HEARINGS

### REDOMESTICATION OF INSURERS

### CERTIFICATE OF NEED

### VOLUNTARY RESTRUCTURING OF SOLVENT INSURERS

### PRACTICE MEMBERS

R. KELLY SHERIDAN  
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The Roberts Carroll Feldstein & Peirce insurance regulatory team represents domestic and foreign insurers and health maintenance organizations in all aspects of state regulation of the business of insurance. We have organized and licensed domestic insurers in Rhode Island and have represented numerous insurers with change of control applications, certificates of authority, redomestication and contested rate hearings. We have represented health insurers and health maintenance organizations with compliance and market conduct audits by both the Division of Insurance as well as the Rhode Island Department of Health.

### REPRESENTATIVE TRANSACTIONS, DEALS OR MATTERS

- Organized the first health maintenance organization in Rhode Island.
- Successfully represented a property and casualty insurer in a contested rate hearing.
- Redomesticated a Vermont captive insurer to Rhode Island.
- Serving as Rhode Island counsel for the first commutation plan under Rhode Island's Voluntary Restructuring of Solvent Insurers Act. This unique act permits a solvent insurer in run-off to accelerate the conclusion of its business through a commutation plan which extinguishes its liabilities for past and future claims of its creditors. The process requires the approval of both the Rhode Island Division of Insurance as well as the Rhode Island Superior Court. Recently the Superior Court upheld the constitutionality of the Restructuring Act over the objections of several creditors based upon the Contracts Clause of the U.S. and Rhode Island Constitutions. The Court's Decision can be found at the following link:

[In Re GTE Reinsurance Company, PB 10-3777 \(R.I. Super. Apr. 25, 2011\)](#)