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DOCKET CONTROL

July 2, 2009

**VIA HAND-DELIVERY**

Arizona Corporation Commission  
Utilities Division - Docket Control  
1200 W. Washington Street  
Phoenix, Arizona 85007

Re: **Compliance Filing (Decision No. 70983)**  
In the Matter of the Application of Curatel, LLC for Approval of a Certificate of  
Convenience and Necessity  
Docket No.: T-20579-08-0084

Docket Control:

In compliance with Decision No. 70983, Curatel, LLC notifies the Arizona Corporation Commission ("Commission") through this letter that it has provided the Commission's Business Office with the original of a performance bond in the amount of \$235,000 to cover Arizona customer deposits and prepayments. A copy of the bond is attached.

Sincerely,

Michael T. Hallam

MTH/jw

cc: Commission's Business Office

Arizona Corporation Commission  
**DOCKETED**

JUL -2 2009

DOCKETED BY	
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# PLATTE RIVER INSURANCE COMPANY

BOND NO. [REDACTED]

FINANCIAL GUARANTEE BOND

Docket No. T-20579A-08-0084

## KNOW ALL BY THESE PRESENTS

That we, Curatel, LLC as principal, and Platte River Insurance Company, a Nebraska Corporation with an office at 115 Glastonbury Boulevard, Glastonbury, CT 06033 as Surety, are held and firmly bound unto Arizona Corporation Commission in the sum of Two Hundred Thirty Five Thousand-- (\$ 235,000) for the payment of which sum, well and truly to be made, we bind ourselves, our personal representatives, successors and assigns, jointly, and severally.

## THE CONDITION OF THE ABOVE OBLIGATION IS SUCH:

Whereas the Obligee has approved the Principal's application for a Certificate of Convenience and Necessity granting the Principal the authority to provide resold long distance, resold local exchange, facilities based long-distance, and facilities based local exchange telecommunications services, pursuant to decision no. 70983 on docket no. T-20579A-08-0084.

NOW, THEREFORE: If the Principal shall comply with said Certificate of Convenience and Necessity and refund any advances, deposits, and/or prepayments to its telecommunication customers as required by said Certificate of Convenience and Necessity, then this obligation shall be void, otherwise to remain in full force and effect.

PROVIDED HOWEVER, that this bond is written upon the following expressed conditions:

- (1) That no liability shall accrued under this bond until the Obligee has met all of its obligations and prior to giving the Principal ninety (90) days to cure any default.
- (2) That in no event shall the Surety be liable for more than the total amount of \$ 235,000.00
- (3) Surety herein may, if it so elects, terminate its obligation under this bond by first giving sixty days written notice of its intention to the Obligee; however, the Surety shall nevertheless remain liable for any and all accrued indebtedness of the Principal incurred prior to the termination date.
- (4) The failure of the Principal to provide alternative security, after the Surety has exercised its rights to terminate this bond as herein provided, shall not be actionable or cause for a claim under this bond.

This bond shall become effective June 19, 2009 and shall expire on June 19, 2010.

SIGNED AND SEALED THIS 19th DAY OF June 20 09

WITNESS

WITNESS

Curatel, LLC

PRESIDENT

PLATTE RIVER INSURANCE COMPANY

BY

John D. Weisbrot, ATTORNEY-IN-FACT

**PLATTE RIVER INSURANCE COMPANY  
POWER OF ATTORNEY**

KNOW ALL MEN BY THESE PRESENTS, That the **PLATTE RIVER INSURANCE COMPANY**, a corporation of the State of Nebraska, having its principal offices in the City of Middleton, Wisconsin, does make, constitute and appoint

-----JOHN D. WEISBROT, PATRICIA A. TINSMAN-----

its true and lawful Attorney(s)-in-fact, to make, execute, seal and deliver for and on its behalf, as surety, and as its act and deed, any and all bonds, undertakings and contracts of suretyship, provided that no bond or undertaking or contract of suretyship executed under this authority shall exceed in amount the sum of

----- ALL WRITTEN INSTRUMENTS IN AN AMOUNT: \$5,000,000.00 -----

This Power of Attorney is granted and is signed and sealed by facsimile under and by the authority of the following Resolution adopted by the Board of Directors of **PLATTE RIVER INSURANCE COMPANY** at a meeting duly called and held on the 8th day of January, 2002.

"RESOLVED, that the President, and Vice-President, the Secretary or Treasurer, acting individually or otherwise, be and they hereby are granted the power and authorization to appoint by a Power of Attorney for the purposes only of executing and attesting bonds and undertakings and other writings obligatory in the nature thereof; one or more vice-presidents, assistant secretaries and attorney(s)-in-fact, each appointee to have the powers and duties usual to such offices to the business of the Corporation; the signature of such officers and the seal of the Corporation may be affixed to such power of attorney or to any certificate relating thereto by facsimile, and any such power of attorney or certificate bearing such facsimile signatures or facsimile seal shall be valid and binding upon the Corporation in the future with respect to any bond or undertaking or other writing obligatory in the nature thereof to which it is attached. Any such appointment may be revoked, for cause, or without cause, by any of said officers, at any time."

IN WITNESS WHEREOF, the **PLATTE RIVER INSURANCE COMPANY** has caused these presents to be signed by its officer undersigned and its corporate seal to be hereto affixed duly attested, this 1st day of June, 2006.

Attest:

*Alan S. Ogilvie*  
Alan S. Ogilvie  
Secretary



**PLATTE RIVER INSURANCE COMPANY**

*James J. McIntyre*  
James J. McIntyre  
President

STATE OF WISCONSIN } s.s.  
COUNTY OF DANE

On the 1st day of June, 2006 before me personally came James J. McIntyre, to me known, who being by me duly sworn, did depose and say: that he resides in the County of Dane, State of Wisconsin; that he is President of **PLATTE RIVER INSURANCE COMPANY**, the corporation described in and which executed the above instrument; that he knows the seal of the said corporation; that the seal affixed to said instrument is such corporate seal; that it was so affixed by order of the Board of Directors of said corporation and that he signed his name thereto by like order.



*Kathleen A. Paulson*

Kathleen A. Paulson  
Notary Public, Dane Co., WI  
My Commission Expires 10-15-2006

STATE OF WISCONSIN } s.s.  
COUNTY OF DANE

I, the undersigned, duly elected to the office stated below, now the incumbent in **PLATTE RIVER INSURANCE COMPANY**, a Nebraska Corporation, authorized to make this certificate, **DO HEREBY CERTIFY** that the foregoing attached Power of Attorney remains in full force and has not been revoked; and furthermore, that the Resolution of the Board of Directors, set forth in the Power of Attorney is now in force.

Signed and sealed at the City of Middleton, State of Wisconsin this 19th day of June, 2009



*Alan S. Ogilvie*  
Alan S. Ogilvie  
Secretary

THIS DOCUMENT IS NOT VALID UNLESS PRINTED ON GREEN SHADED BACKGROUND WITH A RED SERIAL NUMBER IN THE UPPER RIGHT HAND CORNER. IF YOU HAVE ANY QUESTIONS CONCERNING THE AUTHENTICITY OF THIS DOCUMENT CALL 800-475-4450.

**PLATTE RIVER INSURANCE COMPANY**  
(formerly Underwriters Insurance Company)  
**BALANCE SHEET**  
12/31/07

	2007
<b>Admitted Assets</b>	
Cash and invested assets:	
Bonds amortized cost	\$78,660,622
Common stocks	17,318,940
Cash, cash equivalents and short-term investments	47,776,735
Other invested assets	1,949,048
Total cash and invested assets	145,705,345
Investment income due and accrued	876,874
Uncollected premiums and agents' balances in course of collection	5,367,198
Deferred premiums, agents' balances and installments booked but deferred and not yet due	2,137,853
Current federal and foreign income tax recoverable and interest thereon	909,982
Net deferred tax asset	1,257,255
Receivables from parent, subsidiaries and affiliates	150,522
Other admitted assets	26,584
Total admitted assets	\$156,431,613
<b>Liabilities and Surplus as Regards Policyholders</b>	
<b>Liabilities:</b>	
Losses and loss adjustment expenses	\$21,386,301
Reinsurance payable on paid losses and loss adjustment expenses	1,481,766
Loss adjustment expenses	3,797,908
Commissions payable, contingent commissions and other similar charges	877,124
Other expenses (excluding taxes, licenses and fees)	627,974
Taxes, licenses and fees (excluding federal and foreign income taxes)	373,007
Unearned Premiums	13,882,394
Ceded reinsurance premiums payable (net of ceding commissions)	4,837,801
Funds held by company under reinsurance treaties	28,708,556
Amounts withheld or retained by company for account of others	39,844,319
Remittances and items not allocated	311,457
Payable to parent, subsidiaries and affiliates	113,851
Other liabilities	9,099
Total liabilities	116,251,557
<b>Surplus as regards policyholders:</b>	
Common capital stock	4,800,000
Gross paid in and contributed surplus	30,739,907
Unassigned funds (surplus)	4,640,149
Total capital and surplus	40,180,056
Total liabilities and capital and surplus	\$156,431,613

I, David Pauly, CEO of Platte River Insurance Company do hereby certify that to the best of my knowledge and belief, the foregoing is a full and true statutory Statement of Admitted Assets and Liabilities, Capital and Surplus of the Operation at December 31, 2007, prepared in conformity with the accounting practices prescribed by the Insurance Department of the State of Nebraska. IN WITNESS WHEREOF, I have set my hand and affixed the seal of the Corporation at Madison, Wisconsin.

*David Pauly*

David Pauly  
CEO