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From: Pete Hess
To: Cydney Garland
CC: Angela Nance
Date: 10/6/2008 1:07 PM
Subject: RE: FW: Fw: Savage Companies - Certificate

Thank you, Cydney. I believe the certificate is adequate.

>>> "Cydney Garland" <CydneyGarland@SavageServices.com> 10/6/2008 12:33 PM >>>
Pete,

Please find attached a copy of the certificate you requested. We had to go to the legal department of Ace to get it approved. I suspect you will be seeing more and more push back on this issue. AIG and additional bailouts created a large enough scare that everyone is tightening their policies and procedures.

Nevertheless, we should now be in compliance.

Respectfully,

Cydney Garland
Claims Administrator
801-944-6665
801-424-7271 (fax)

-----Original Message-----

From: Pete Hess [<mailto:petehess@utah.gov>]
Sent: Monday, October 06, 2008 11:14 AM
To: Cydney Garland
Cc: Daron Haddock
Subject: Re: FW: Fw: Savage Companies - Certificate

Cydney...

I still think time is warranted in working through this issue. I will be off 4-5 weeks recovering from hip replacement surgery. After today, all the decision making will come from Salt Lake. Hopefully, this can be resolved this week. Hope my response addresses your concern.

>>> "Cydney Garland" <CydneyGarland@SavageServices.com> 10/6/2008 11:00 AM >>>
Dear Pete,

I am confused with the amount of time we have been given to resolve this issue. In your email dated October 2, 2008 you stated, "I believe time is warranted in getting this mess straightened out". We are doing the best that we can to move this along and now two business days later, a citation is being drafted? We are sure a resolution can be found but we need adequate time to work through it. We request that you give us that time.

Respectfully

Cydney Garland
Claims Administrator
801-944-6665
801-424-7271 (fax)

-----Original Message-----

From: Blackhawk Engineering, Inc. [<mailto:blackhawk@emerytelcom.net>]
Sent: Monday, October 06, 2008 10:52 AM

To: Cydney Garland
Subject: FW: Fw: Savage Companies - Certificate

-----Original Message-----

From: Pete Hess [<mailto:petehess@utah.gov>]
Sent: Monday, October 06, 2008 10:26 AM
To: Inc. Blackhawk Engineering
Cc: boydrhodes@emerytelcom.net; Angela Nance; Daron Haddock
Subject: Re: Fw: Savage Companies - Certificate

Dan....

I'm sorry, but the new forms do not meet the requirements of the coal rules, specifically R645-301-890.300. Marsh MUST modify the cancellation clause and commit to notifying the Division whenever there is a significant change to the policy which includes termination or failure to renew. This is a State rule which must be met. I would suggest that Savage Industries start searching for a new provider. Or, Marsh can provide another rider which meets the requirements of 890.300.

In speaking with Daron Haddock this morning, our insurance lady, Mrs. Angela Nance, will be contacting the Marsh agency as well as Cydney Garland @ Savage Industries to attempt to work through this.

FYI, I am DRAFTING a notice of violation to Savage for Marsh's failure to meet all the insurance requirements of R645-301-890, and I will forward same to Salt Lake. Since I will be gone, I will not be able to issue the violation, should that need arise.

This just frustrates me to no end, but it appears we are caught in the middle between a big insurance provider and our government. Neither the Division nor I have any "wobble room" authority here. It is what it is.