

THE STATE OF SOUTH CAROLINA
In The Court of Appeals

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JAN 07 2025

APPEAL FROM THE ADMINISTRATIVE LAW OF COURT
Ralph King Anderson, III, Administrative Law Judge

SC Court of Appeals

Case No.: 24-ALJ-09-04270-CC

Atlantic Coast Life Insurance Company
and Southern Atlantic Re, Inc.,

Respondents,

v.

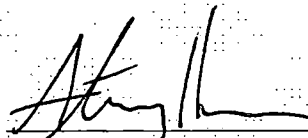
South Carolina Department of Insurance,

Appellant.

NOTICE OF APPEAL

Michael Wise, as the director of South Carolina Department of Insurance, appeals the decision of the Honorable Ralph King Anderson, III dated December 30, 2024 1) staying enforcement of an order to make good an impairment of capital and surplus or deficiency in the amount of admitted assets contrary to the language of S.C. Code Ann. § 38-3-210. Further grounds for this appeal is the lack of subject matter jurisdiction of the Administrative Law Court to hear the underlying Petition. Appellant received a copy of this decision on December 30, 2024.

January 7, 2025



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Attorneys for Appellant

Other Counsel of Record:

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Attorneys for Respondents

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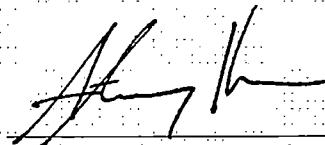
South Carolina Department of Insurance,

Appellant.

PROOF OF SERVICE

I certify that I have served the Notice of Appeal on Atlantic Coast Life Insurance Company and Southern Atlantic Re, Inc. by depositing a copy of it in the United States Mail, postage prepaid, on January 7, 2025, addressed to its attorney of record, Mark S. Barrow, Esquire and Brandon R. Gottschall, Esquire, Sweeny, Wingate & Barrow, P.A. Post Office Box 12129, Columbia, South Carolina 29211

January 7, 2025



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South Carolina Department of Insurance

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HENRY McMASTER
Governor

MICHAEL WISE
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SC Court of Appeals

Then Honorable Jenny Abbott Kitchings
Clerk, South Carolina Court of Appeals
Post Office Box 11629
Columbia, South Carolina 29211

RE: Atlantic Coast Life Insurance Company and Southern Atlantic Re, Inc.
v. South Carolina Department of Insurance, Case No.: 24-ALJ-09-04270-CC

Dear Ms. Kitchings:

Enclosed for filing is a Notice of Appeal in the above case. Also enclosed are the following:

- (1) Proof of Service of the Notice of Appeal on the Respondents.
- (2) A copy of the order which is to be challenged on appeal.

Sincerely,

A handwritten signature in black ink, appearing to read "Anthony Ibarra", is written over a horizontal line.

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