STATE of NEW HAMPSHIRE
INSURANCE DEPARTMENT

PUBLIC HEARING
NOTICE

In Re: Competitive/Noncompetitive Market Determination Regarding Medical Malpractice Insurance for Physicians, Surgeons and Hospitals

Docket No.: Ins 09-062-AP

WHEREAS, pursuant to RSA 412:13 a competitive market is presumed to exist unless the Commissioner, after hearing, determines that a reasonable degree of competition does not exist in the market and the Commissioner issues a ruling to that effect; and

WHEREAS, RSA 412:14 requires the Commissioner to monitor the degree of competition in this State, and in so doing, to utilize existing relevant information, analytical systems and other sources; and

WHEREAS, after notice and hearing the Commissioner by Order dated December 9, 2008, Docket No. Ins 08-056-AP, determined that a competitive market for medical malpractice insurance covering physicians, surgeons and hospitals did not exist in New Hampshire; and

WHEREAS, pursuant to RSA 412:13, that Order shall expire on December 9, 2009; now, therefore, be it

ORDERED, that:

1. Pursuant to the provisions of RSA 400-A:17 and RSA 412:13 a public hearing will be conducted at the offices of the New Hampshire Insurance Department, 21 South Fruit Street, Suite 14, Concord, New Hampshire on **November 30, 2009 at 10:30 a.m.**

2. The purpose of the public hearing is to determine whether the December 8, 2008 Order issued by the Commissioner, should be extended for another year.

3. The Department, through its hearing officer, welcomes all relevant testimony relating to the evidence to be considered, as set forth in RSA 412:14, II., including testimony from all interested parties.

4. The public hearing shall be conducted pursuant to the applicable provisions of RSA 400-A, specifically RSA 400-A:19, and Ins 200.

5. The public hearing will be recorded, however, if participants desire a transcript of the public hearing, they must provide for the services of a shorthand reporter.

NEW HAMPSHIRE INSURANCE DEPARTMENT

Dated: October 16, 2009

Roger A. Sevigny, Commissioner