

COMMONWEALTH OF VIRGINIA
STATE CORPORATION COMMISSION
AT RICHMOND, JULY 19, 2024

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APPLICATION OF

NATIONAL COUNCIL ON COMPENSATION
INSURANCE, INC.

CASE NO. INS-2024-00074

For revisions of advisory loss costs
and assigned risk workers' compensation
insurance rates

ORDER

On July 12, 2024, the Virginia State Corporation Commission ("Commission") entered an Order Docketing Case ("Docketing Order"), establishing certain deadlines and procedures in this matter. On July 15, 2024, the National Council on Compensation Insurance, Inc. ("NCCI") filed a Motion for Protective Order for the Commission's consideration.

Additionally, on July 18, 2024, NCCI filed a Motion for Modification of Order Docketing Case ("Motion to Modify"), asking that several intermediate deadlines set forth in the Docketing Order be altered. The Commission understands that the Bureau of Insurance ("Bureau") and Office of the Attorney General, Division of Consumer Counsel do not generally object to the Motion to Modify.

ACCORDINGLY, as provided in §12.1-31 of the Code of Virginia and Rule 5 VAC 5-20-120 of the Commission's Rules of Practice and Procedure ("Commission's Rules"), the Commission ORDERS that a Hearing Examiner shall be appointed to rule on the Motion for Protective Order, and to oversee any discovery or other pre-hearing matters that may arise during the course of this proceeding, including directing required notice(s).

Additionally, for good cause shown and in consideration of the current procedural posture of this case, the Commission hereby dispenses with the response time frame identified by

Rule 110 of the Commission's Rules and finds that NCCI's Motion to Modify should be granted in part as outlined below. As such, the Commission further ORDERS THAT:

- (1) NCCI's Motion to Modify is hereby GRANTED IN PART.
- (2) Paragraph (5) of the Docketing Order is AMENDED to allow NCCI until July 26, 2024 to file its Application and provide the referenced discovery responses to the Bureau.
- (3) Paragraph (7) of the Docketing Order is AMENDED so that any interested person or entity wishing to participate as a respondent in this proceeding may file such notice to do so on or before August 23, 2024.
- (4) Paragraph (9) of the Docketing Order is AMENDED to allow the Bureau and respondents until September 20, 2024 to file any testimony and exhibits by which the Bureau or the respondent expects to establish its case.
- (5) All other dates, provisions and requirements of the Docketing Order SHALL REMAIN THE SAME and ARE NOT ALTERED by this Order.
- (6) This matter is continued.

A COPY hereof shall be sent electronically by the Clerk of the Commission to: Charles H. Tenser, Counsel for NCCI, ctenser@mac.com, 2120 Galloway Terrace, Midlothian, Virginia 23113; C. Meade Browder, Jr., Senior Assistant Attorney General, mbrowder@oag.state.va.us, and John E. Farmer, Jr., Assistant Attorney General, jfarmer@oag.state.va.us, Office of the Attorney General, Division of Consumer Counsel, 202 N. 9th Street, 8th Floor, Richmond, Virginia 23219; and a copy shall be delivered to the Commission's Office of General Counsel and the Bureau of Insurance in care of Deputy Commissioner Zuhairah Tillinghast.