

[(1)] (2) [Such person has filed] A DOMESTIC INSURER SHALL FILE with the Commissioner a statement containing the following information, and such additional information, as the Commissioner may by rule or regulation prescribe as necessary or appropriate in the public interest or for the protection of policyholders provided, however, that the company to be acquired shall be provided with such information by the Commissioner on the date the attempt to acquire is made public:

(i) The background and identity [including the name and address and principal occupation] of [all persons] EACH PERSON by whom or on whose behalf the purchases or the exchange, merger or other acquisition of control are to be [affected;] EFFECTED, INCLUDING HIS FULL NAME AND ADDRESS; AND:

1. IF THE PERSON IS AN INDIVIDUAL, HIS PRINCIPAL OCCUPATION AND ALL OFFICES AND POSITIONS HELD DURING THE PAST 10 YEARS, AND ANY CONVICTION OF CRIMES OTHER THAN MINOR TRAFFIC VIOLATIONS DURING THE PAST 10 YEARS; OR

2. IF THE PERSON IS NOT AN INDIVIDUAL:

A. A REPORT OF THE NATURE OF ITS BUSINESS OPERATIONS DURING THE PAST 10 YEARS OR FOR SUCH LESSER PERIOD AS SUCH PERSON AND ANY PREDECESSORS THEREOF SHALL HAVE BEEN IN EXISTENCE;

B. AN INFORMATIVE DESCRIPTION OF THE BUSINESS INTENDED TO BE DONE BY SUCH PERSON AND SUCH PERSON'S SUBSIDIARIES;

C. A LIST OF ALL INDIVIDUALS WHO ARE OR WHO HAVE BEEN SELECTED TO BECOME DIRECTORS OR EXECUTIVE OFFICERS OF SUCH PERSON, OR WHO PERFORM OR WILL PERFORM FUNCTIONS APPROPRIATE TO SUCH POSITIONS; AND

D. FOR EACH INDIVIDUAL LISTED UNDER ITEM C. OF THIS SUB-SUBPARAGRAPH, THEIR PRINCIPAL OCCUPATION, OFFICES OR POSITIONS HELD IN THE PAST 10 YEARS, AND ANY CONVICTION OF CRIMES OTHER THAN MINOR TRAFFIC VIOLATIONS DURING THE PAST ~~YEAR~~ TEN YEARS.

(II) 1. FULLY AUDITED FINANCIAL INFORMATION AS TO THE EARNINGS AND FINANCIAL CONDITION OF EACH ACQUIRING PARTY:

A. FOR THE PRECEDING 5 FISCAL YEARS OF EACH SUCH ACQUIRING PARTY; OR

B. FOR ANY PERIOD SHORTER THAN 5 YEARS THAT THE ACQUIRING PARTY AND ANY PREDECESSOR OF THE ACQUIRING PARTY HAS BEEN IN EXISTENCE; AND

2. SIMILAR UNAUDITED INFORMATION AS OF A DATE NOT EARLIER THAN 90 DAYS BEFORE THE FILING OF THE STATEMENT.