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Date: November 5, 2008

AGENDA ITEM 9, November 21, 2008 agenda

TO: MEMBERS OF THE BOARD OF DIRECTORS

- I. SUBJECT: Antitrust Admonition**
- II. PROGRAM: Legal**

Attached please find a copy of the State Compensation Insurance Fund Board of Directors Antitrust Admonition

JEANNE CAIN, Board Chair

BOARD OF DIRECTORS MEETING

AGENDA ITEM 9

ATTACHMENT

ANTITRUST ADMONITION

PRESENTED BY: Jeanne Cain

November 21, 2008

STATE COMPENSATION INSURANCE FUND BOARD OF
DIRECTORS ANTITRUST ADMONITION

Certain information discussed and disseminated at State Fund Board of Directors' Closed Sessions may be confidential and proprietary to State Fund. Board members should not share or discuss information pertaining to the operation of State Fund with representatives from other workers' compensation insurers, even if that information is intended to be, or is already, public. For example, Board members should not discuss rate-making or other financial information with representatives of other insurers, including proposed rates, merit rating plans, premium discounts, surcharges or dividends. Board members also should refrain from discussing broker commission payments or commission plans with other insurers. To do so may create the impression of collusion between insurers, which could result in civil and/or criminal charges being filed against the Board member and State Fund for alleged violations of state and federal antitrust laws.