

BEFORE THE INSURANCE COMMISSIONER
OF THE
COMMONWEALTH OF PENNSYLVANIA

RECEIVED
INSURANCE DEPARTMENT
05 SEP -8 PM 1:50
ADMINISTRATIVE OFFICE

IN RE:

Application of Martin A. Burns : Pursuant to the Violent Crime Control and
Requesting Written Consent to Engage in the : Law Enforcement Act of 1994, 18 U.S.C.
Business of Insurance : §1033
:
: Docket No. CW04-11-001

AMENDMENT TO CONSENT ORDER

AND NOW, this 8th day of September, 2005, the parties hereto agree to amend the above-docketed Consent Order issued on November 5, 2004, as follows.

1. Pursuant to Section 6 of the above Consent Order, Applicant has requested an amendment to include a new position description of Vice President / Chief Information Officer. A copy of this position description is attached hereto as Exhibit 1.

2. Nothing herein shall be construed to, in any way, alter or impair the provisions of the November 5, 2004 Consent Order, which terms are specifically incorporated therein.

BY:

Martin A. Burns

Martin A. Burns, Applicant

Stephen Johnson

Stephen Johnson
Deputy Insurance Commissioner,
Commonwealth of Pennsylvania

EXHIBIT 1

REVISED

***POSITION DESCRIPTION
VICE PRESIDENT
CHIEF INFORMATION OFFICER***

Nature and Scope

The foundation for reporting and financial management is the information technology systems. The information technology team is responsible for developing and maintaining the data processing function to insure compliance throughout the Company.

A review of this position description has excluded the marginal functions that are incidental to the performance of the fundamental position duties. This position description in no way states or implies that these are the only duties to be performed by the individual occupying the position. Incumbents will be required to follow any other job-related instructions and to perform any other job-related duties.

This position description is not a contract of employment and does not guarantee continued employment.

Tuscarora Wayne has determined this position to be exempt and not subject to the overtime regulations under the Federal Labor Standards Act of 1938.

This position reports directly to the President-Chief Executive Officer.

Critical Competencies and Performance

The Vice President-Chief Information Officer is responsible for accomplishing objectives as outlined in the Strategic Plan.

Responsible for information systems strategic and long range planning, control and organization of the company's information systems operations. This includes corporate-wide voice/data communications, systems support/development and capital expenditures. Evaluates and recommends IT projects, equipment capabilities/needs, and other computer related activities to provide high quality service levels, enabling the company to meet its overall information strategy. Continuously reviews current applications and confers with other executives on changing needs. Keeps abreast of new application development tools and technology to make recommendations and changes to information technology methods and equipment.

Minimum Competencies and Performance

This position requires a college degree and commitment to complete American Institute for Chartered Property and Casualty Underwriters (AICPCU) courses relative to area of expertise; willingness to keep apprised of industry developments; proficient interpersonal skills; efficient written and verbal communication skills; ability to operate computer equipment. This position requires a valid driver's license.

The incumbent must have ability to sit for prolonged periods of time.

There are no substantial adverse environmental conditions.