

From: Stoller, Ken [KStoller@aiadc.org]

Sent: Friday, January 09, 2009 4:46 PM

To: Bieniek, Joe

Cc: Simpson, Pamela K.; Young, Pam

Subject: Guideline for Implementation of Medical Professional Liability Closed Claim Reporting

Dear Mr. Bieniek:

I am writing on behalf of the American Insurance Association (AIA) in response to the request for comments on the NAIC's proposed Guideline for Implementation of Medical Professional Liability Closed Claim Reporting.

Following is a list of issues we would like the Casualty Actuarial and Statistical Task Force to consider as it refines the Guideline:

1. Estimates of Damages – The requirement that insuring entities make their “best estimate” of both economic and non-economic damages in the absence of an itemized verdict.
2. Claim Identifier – The requirement that the claim identifier consist solely of numbers.
3. Data Elements -- The potential overlap of the "claim disposition" and "timing of disposition" data elements.
4. Surplus Lines – Practical considerations related to reporting.
5. Confidentiality/Regulatory Data Security – The need to ensure that data is sufficiently protected at all stages.

We look forward to a discussion of these matters on the January 20th call.

Sincerely,

Kenneth A. Stoller
Senior Counsel

cc: Pamela K. Simpson