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## AMENDED FILING EXPLANATION

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Please find enclosed restated pages for the Company's 2011 Annual Statement filing. The restatement resulted from the Company's premium deficiency calculation and resulted in increased net income and surplus to the previously filed 2011 figures. The difference was addressed as part of Ernst & Young's audit of the Company's Audited Notes. In calculating the homeowner loss ratio for the premium deficiency calculation the Company utilized the actual loss ratio which due to the abnormal year of Catastrophe's in Massachusetts during 2011 resulted in a premium deficiency. After discussions with our Auditor we determined that the appropriate loss ratio for the analysis should have removed the effect of the extra ordinary weather related losses when calculating the premium deficiency reserve. The revised calculation resulted in no premium deficiency for the homeowner line for the Company. This change was incorporated in the 2011 Audited Notes filed with your Department on June 1, 2012. As a result of the difference between the 2011 Audited Statements and our 2011 Annual Statement we are amending our 2011 Annual Statement.

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# ANNUAL STATEMENT

For the Year Ended December 31, 2011  
of the Condition and Affairs of the

## American Commerce Insurance Company

NAIC Group Code.....0411, 0411 (Current Period) (Prior Period)	NAIC Company Code..... 19941	Employer's ID Number..... 31-4361173
Organized under the Laws of OHIO	State of Domicile or Port of Entry OHIO	Country of Domicile US
Incorporated/Organized..... September 18, 1946	Commenced Business..... March 19, 1947	
Statutory Home Office	3590 TWIN CREEKS DRIVE..... COLUMBUS .... OH ..... 43218-2579 (Street and Number) (City or Town, State and Zip Code)	
Main Administrative Office	211 MAIN STREET..... WEBSTER .... MA ..... 01570 (Street and Number) (City or Town, State and Zip Code)	508-943-9000 (Area Code) (Telephone Number)
Mail Address	211 MAIN STREET..... WEBSTER .... MA ..... 01570 (Street and Number or P. O. Box) (City or Town, State and Zip Code)	
Primary Location of Books and Records	211 MAIN STREET..... WEBSTER .... MA ..... 01570 (Street and Number) (City or Town, State and Zip Code)	508-943-9000 (Area Code) (Telephone Number)
Internet Web Site Address	www.acilink.com	
Statutory Statement Contact	BRIAN KEITH GERMAIN (Name) bgermain@mapfreusa.com (E-Mail Address)	508-943-9000-14942 (Area Code) (Telephone Number) (Extension) 508-949-4246 (Fax Number)

### OFFICERS

Name	Title	Name	Title
1. JAIME TAMAYO	PRESIDENT & CEO	2. DANIEL PATRICK OLOHAN	SECRETARY, GENERAL COUNSEL, & SVP
3. ROBERT EDWARD MCKENNA	TREASURER, CAO, & SVP	4. RANDALL VAUGHN BECKER	EXECUTIVE VICE PRESIDENT & CFO

### OTHER

### DIRECTORS OR TRUSTEES

RANDALL VAUGHN BECKER	DENNIS JOHN CROSSLEY	GERALD FELS	FREDERICK LAWRENCE GRUEL
JOHN DAVID PORTER	MARK ALLEN SHAW	MARK HARRY SHAW	JAIME TAMAYO
OTTO TILLMAN WRIGHT	DAVID HILL COCHRANE #	KIRK RICHARD NELSON #	

State of..... MASSACHUSETTS  
County of.... WORCESTER

The officers of this reporting entity being duly sworn, each depose and say that they are the described officers of said reporting entity, and that on the reporting period stated above, all of the herein described assets were the absolute property of the said reporting entity, free and clear from any liens or claims thereon, except as herein stated, and that this statement, together with related exhibits, schedules and explanations therein contained, annexed or referred to, is a full and true statement of all the assets and liabilities and of the condition and affairs of the said reporting entity as of the reporting period stated above, and of its income and deductions therefrom for the period ended, and have been completed in accordance with the NAIC *Annual Statement Instructions and Accounting Practices and Procedures* manual except to the extent that: (1) state law may differ; or, (2) that state rules or regulations require differences in reporting not related to accounting practices and procedures, according to the best of their information, knowledge and belief, respectively. Furthermore, the scope of this attestation by the described officers also includes the related corresponding electronic filing with the NAIC, when required, that is an exact copy (except for formatting differences due to electronic filing) of the enclosed statement. The electronic filing may be requested by various regulators in lieu of or in addition to the enclosed statement.

(Signature) JAIME TAMAYO	(Signature) DANIEL PATRICK OLOHAN	(Signature) ROBERT EDWARD MCKENNA
1. (Printed Name) PRESIDENT & CEO	2. (Printed Name) SECRETARY, GENERAL COUNSEL, & SVP	3. (Printed Name) TREASURER, CAO, & SVP
(Title)	(Title)	(Title)

Subscribed and sworn to before me  
This \_\_\_\_\_ day of \_\_\_\_\_ 2012

- a. Is this an original filing?
- b. If no
  - 1. State the amendment number
  - 2. Date filed
  - 3. Number of pages attached

Yes [ ] No [ X ]  
1  
June 15, 2012

Annual Statement for the year 2011 of the **American Commerce Insurance Company**  
**SCHEDULE F - PART 8**

Restatement of Balance Sheet to Identify Net Credit for Reinsurance

	1 As Reported (Net of Ceded)	2 Restatement Adjustments	3 Restated (Gross of Ceded)
<b>ASSETS (Page 2, Col. 3)</b>			
1. Cash and invested assets (Line 12).....	193,791,039		193,791,039
2. Premiums and considerations (Line 15).....	36,555,534		36,555,534
3. Reinsurance recoverable on loss and loss adjustment expense payments (Line 16.1).....	54,874,585	(54,874,535)	50
4. Funds held by or deposited with reinsured companies (Line 16.2).....			0
5. Other assets.....	81,270,387		81,270,387
6. Net amount recoverable from reinsurers.....		311,449,143	311,449,143
7. Protected cell assets (Line 27).....			0
8. Totals (Line 28).....	366,491,545	256,574,608	623,066,153
<b>LIABILITIES (Page 3)</b>			
9. Losses and loss adjustment expenses (Lines 1 through 3).....	90,879,291	151,105,296	241,984,587
10. Taxes, expenses, and other obligations (Lines 4 through 8).....	7,660,468		7,660,468
11. Unearned premiums (Line 9).....	74,468,342	149,160,941	223,629,283
12. Advance premiums (Line 10).....	3,410,625		3,410,625
13. Dividends declared and unpaid (Line 11.1 and 11.2).....	13,616,103		13,616,103
14. Ceded reinsurance premiums payable (net of ceding commissions) (Line 12).....	43,691,629	(43,691,629)	0
15. Funds held by company under reinsurance treaties (Line 13).....			0
16. Amounts withheld or retained by company for account of others (Line 14).....			0
17. Provision for reinsurance (Line 16).....			0
18. Other liabilities.....	3,996,830		3,996,830
19. Total liabilities excluding protected cell business (Line 26).....	237,723,288	256,574,608	494,297,896
20. Protected cell liabilities (Line 27).....			0
21. Surplus as regards policyholders (Line 37).....	128,768,257	XXX	128,768,257
22. Totals (Line 38).....	366,491,545	256,574,608	623,066,153

NOTE: Is the restatement of this exhibit the result of grossing up balances ceded to affiliates under 100 percent reinsurance or pooling arrangements?..Yes [ X ] No [ ]

If yes, give full explanation:

Please refer to Note 26 in the Notes to Financial Statements