## BEFORE THE DIVISION OF INSURANCE DEPARTMENT OF LABOR AND REGULATION STATE OF SOUTH DAKOTA

| IN THE MATTER OF STATE LIFE | ) | CONSENT ORDER |
|-----------------------------|---|---------------|
| INSURANCE COMPANY           | ) |               |

In resolution of the above matter and in lieu of issuance of a Notice of Hearing and a formal hearing, the undersigned parties do hereby agree to the following:

STATE LIFE INSURANCE COMPANY ("STATE LIFE"), whose address of record is One American Square, Indianapolis, IN 46282 is an insurance company holding a certificate of authority to transact business in the State of South Dakota;

State Life is aware that the South Dakota Division of Insurance ("Division") has conducted an investigation of its insurance-related activities in South Dakota;

The Division has alleged the following:

- 1) STATE LIFE reported that three of its appointed insurance producers had appointments that were terminated for cause;
- 2) The Division's investigation of the terminations revealed the terminations were not for cause;
- 3) Due to the above, STATE LIFE supplied the Division with false, misleading, or incomplete information in violation of SDCL § 58-33-66;
- 4) STATE LIFE was issued a Warning Letter for the same violation in August 2014;
- 5) The above-cited violations may be grounds for the revocation or suspension of STATE LIFE's certificate of authority pursuant to SDCL § 58-6-46;

STATE LIFE is aware of and understands the nature of the charges and has been informed that it has the right to notice, hearing, and appeal, and that by agreeing to and signing this Consent Order waives these rights;

In return for STATE LIFE agreeing to the provisions of this Consent Order, the Division agrees not to proceed to hearing and agrees that this Consent Order will constitute an informal disposition of this licensing matter pursuant to SDCL § 1-26-20;

STATE LIFE agrees to a monetary penalty in the amount of \$2,500 pursuant to SDCL § 58-4-28.1, in lieu of contesting this matter formally; and

STATE LIFE further agrees to conduct itself in accordance with the insurance laws and regulations of the State of South Dakota;

STATE LIFE further agrees that this Consent Order may be considered for the purpose of determining the appropriate sanction in any future actions with the Division for any violations of the laws or regulations of the State of South Dakota or for failing to abide by any order of the Director;

Wherefore, good cause appearing from the foregoing, it is hereby ORDERED that STATE LIFE pay a monetary penalty in the amount of \$2,500 payable to "South Dakota Division of Insurance" for deposit in the general fund of the State of South Dakota; and it is further

ORDERED that should STATE LIFE fail to comply with the provisions of this Order, the Division may seek the suspension or revocation STATE LIFE'S Certificate of Authority at hearing pursuant to SDCL § 58-6-46, or seek other remedies available at law; and it is further

ORDERED that STATE LIFE abide by the agreements made by it in this Consent Order; and it is further

ORDERED that the use of this Consent Order for competitive purposes by an insurance agent or thirdparty administrator holding a license in the State of South Dakota, or by any company holding a Certificate of Authority, or by anyone on their behalf, may be deemed unfair competition and be grounds for suspension or revocation of said license or authority; and it is further

ORDERED that the provisions of this Consent Order shall be effective from the date the Director signs this Order.

Dated at Pierre, South Dakota this <u>26</u> day of <u>October</u>, 2015.

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The undersigned, on behalf of STATE LIFE, represents it understands the terms of this Consent Order and the waiver of its due process rights and voluntarily enter into this Consent Order.

Dated this <u>22nd</u> day of <u>October</u>, 2015.

Signature of Authorized Representative

Jam Krogmeier Printed Name Sr Licensing Consultant Title