

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

IN THE MATTER OF)	CONSENT ORDER
WESTERN PROVIDERS, INC.)	

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:

WESTERN PROVIDERS, INC., whose address of record is 677 Cathedral Drive, Rapid City, SD 57701, is an applicant for a managed care contractor license in the State of South Dakota;

WESTERN PROVIDERS, INC., is aware that the South Dakota Division of Insurance (“Division”) has conducted an investigation;

The South Dakota Division of Insurance alleges the following with regard to WESTERN PROVIDERS, INC:

- 1) WESTERN PROVIDERS, INC., has acted as a managed care contractor in South Dakota since 2007 without being registered with the Division in violation of SDCL § 58-17F-19;
- 2) WESTERN PROVIDERS, INC., submitted an application for registration as managed care contractor on November 12, 2014;
- 3) Pursuant to SDCL §§ 58-17F-16 and 58-17F-19, the Director of the Division of Insurance may deny WESTERN PROVIDERS, INC., application for the above cited conduct.

WESTERN PROVIDERS, INC., is aware of and understands the nature of the allegations and has been informed that it has the right to a Notice of Hearing, counsel and appeal and that by agreeing to sign this Consent Order, waives these rights;

In return for WESTERN PROVIDERS, INC., agreeing to and complying with the provisions of this Consent Order, the Division agrees not to proceed with the denial of WESTERN PROVIDERS, INC.’s application and subsequent administrative hearing and agrees that this Consent Order will constitute an informal and complete disposition of this licensing matter and the prior period of non-registration pursuant to SDCL § 1-26-20;

WESTERN PROVIDERS, INC., agrees to pay \$10,000 pursuant to SDCL §§ 58-17F-16, 58-17F-19, and 58-4-28.1, in lieu of an application denial, administrative hearing, and Final Decision;

WESTERN PROVIDERS, INC., further agrees to conduct itself in accordance with the insurance laws and regulations of the State of South Dakota;

WESTERN PROVIDERS, INC., 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;

WESTERN PROVIDERS, INC., waives its right to contest the allegations contained in this Consent Order in any future actions or licensing procedures;

Wherefore, good cause appearing from the foregoing, it is hereby ORDERED that WESTERN PROVIDERS, INC., pay a monetary penalty in the amount of \$10,000 payable to "South Dakota Division of Insurance" for deposit in the general fund of the State of South Dakota; and it is further

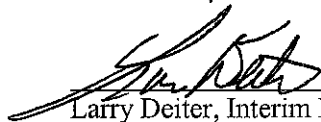
ORDERED that WESTERN PROVIDERS, INC., abide by the agreements made by it in this Consent Order; and it is further

ORDERED that the managed care contractor application of WESTERN PROVIDERS, INC., as amended to date, is approved for licensure as of the effective date of this Consent Order; and it is further

ORDERED that the use of this Consent Order for competitive purposes by an insurance agent or third-party 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 7th day of JANUARY, 2015.



Larry Deiter, Interim Director
South Dakota Division of Insurance

The undersigned, on behalf of WESTERN PROVIDERS, INC., 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 6th day of January, 2015.



Signature of Authorized Representative
Richard B. Staszewski
Printed Name
Chief Executive Officer
Title