

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

---

IN THE MATTER OF FIREMEN'S	)	CONSENT ORDER
INS CO OF WASHINGTON, DC.	)	

---

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:

FIREMEN'S INS CO OF WASHINGTON, DC. ("FIREMEN'S"), whose address of record is 4820 Lake Brook Dr. #300 Glen Allen, VA 23060 is an insurance company holding a certificate of authority to transact business in the State of South Dakota;

FIREMEN'S is aware the South Dakota Division of Insurance ("Division") has conducted an investigation;

The Division has alleged the following:

- 1) FIREMEN'S failed to timely remit payment of the subsequent injury fund assessment in violation of SDCL § 62-4-35;
- 2) FIREMEN'S failed to timely respond to two Division inquiries dated December 23, 2015 and February 9, 2016 in violation of SDCL § 58-33-66(1);
- 3) The above-cited violations may be grounds for the revocation or suspension of FIREMEN'S certificate of authority pursuant to SDCL § 58-6-46.

FIREMEN'S is aware of and understands the nature of the charge 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 FIREMEN'S 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;

FIREMEN'S agrees to a monetary penalty in the amount of \$5,000 pursuant to SDCL § 58-4-28.1, in lieu of contesting this matter formally; and

FIREMEN'S further agrees to conduct itself in accordance with the insurance laws and regulations of the State of South Dakota;

FIREMEN'S 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 FIREMEN'S pay a monetary penalty in the amount of \$5,000 payable to "South Dakota Division of Insurance" for deposit in the general fund of the State of South Dakota; and it is further

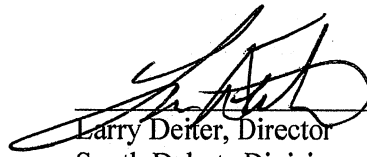
ORDERED that FIREMEN'S abide by the agreements made by it in this Consent Order; and it is further

ORDERED that should FIREMEN'S fail to comply with the provisions of this Order, the Division may seek the suspension or revocation of FIREMEN'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 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 8<sup>th</sup> day of JUNE, 2016.

  
\_\_\_\_\_  
Larry Deiter, Director  
South Dakota Division of Insurance

The undersigned, on behalf of FIREMEN'S, 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 2<sup>nd</sup> day of June, 2016.

  
\_\_\_\_\_  
Signature of Authorized Representative

Ann M. Collins  
\_\_\_\_\_  
Printed Name

Asst. Treasurer  
\_\_\_\_\_  
Title