

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

IN THE MATTER OF
ELIBERTO GRACIA

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)

CONSENT ORDER

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:

ELIBERTO GRACIA, whose address of record is 6855 SW 120th St., Miami, FL 33156, holds a non-resident insurance producer license in the State of South Dakota;

ELIBERTO GRACIA is aware that the South Dakota Division of Insurance ("Division") has conducted an investigation;

The Division alleges the following with regard to ELIBERTO GRACIA:

- 1) ELIBERTO GRACIA failed to timely report an administrative action taken by the State of Missouri on December 26, 2012 in violation of SDCL § 58-30-193;
- 2) ELIBERTO GRACIA failed to timely update his address with the Division in violation of SDCL § 58-30-157;
- 3) Pursuant to SDCL §§ 58-30-157, 58-30-167(2), and 58-30-193, the Director of the Division may revoke or suspend ELIBERTO GRACIA's resident insurance producer license for any one of the above-cited reasons.

ELIBERTO GRACIA is aware of and understands the nature of the allegations and has been informed that he 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 ELIBERTO GRACIA agreeing to and complying with the provisions of this Consent Order, the Division agrees not to proceed to administrative hearing and agrees that this Consent Order will constitute an informal disposition of this licensing matter pursuant to SDCL § 1-26-20;

By the execution of this Consent Order and the payment of a penalty pursuant to this Consent Order, ELIBERTO GRACIA waives his right to contest the allegations contained in this Consent Order in any future actions or licensing procedures with the Division;

ELIBERTO GRACIA agrees to pay \$250 pursuant to SDCL §§ 58-30-167 and 58-4-28.1, in lieu of an administrative hearing and Final Decision;