

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

---

IN THE MATTER OF  
ELLIOT LEMON

)  
)

CONSENT ORDER

---

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

ELLIOT LEMON, whose address of record is 1023 Woodhall Drive, Huntersville, NC 28078, is a nonresident insurance producer licensed in the State of South Dakota;

ELLIOT LEMON is aware that the South Dakota Division of Insurance (“Division”) has conducted an investigation;

The Division alleges the following:

- 1) ELLIOT LEMON failed to respond to Division inquires dated September 24, 2012 and October 24, 2012 in violation of SDCL §§ 58-33-66 and 58-33-68;
- 2) ELLIOT LEMON failed to report an October 19, 2012 Virginia administrative action to the Division within 30 days in violation of SDCL § 58-30-193;
- 3) Pursuant to SDCL §§ 58-30-167(2) and (9), 58-30-193, 58-33-66, and 58-33-68, the Director of the Division may revoke ELLIOT LEMON’s nonresident insurance producer license for any one of the above-cited reasons.

ELLIOT LEMON is aware of and understands the nature of the charges and has been informed that he has the right to counsel, hearing, and appeal and that by agreeing to and signing this Consent Order, waives these rights;

In return for ELLIOT LEMON agreeing to the provisions of this Consent Order, the Division agrees not to proceed to administrative hearing and agrees that this Consent Order will constitute the final disposition pursuant to SDCL § 1-26-20;

ELLIOT LEMON agrees, in lieu of contesting this matter formally, to the voluntary revocation of his nonresident insurance producer’s license and to cease the transaction of insurance business in this state;

ELLIOT LEMON further agrees that this Consent Order may be considered in any future licensing procedures with the South Dakota Division of Insurance and 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;

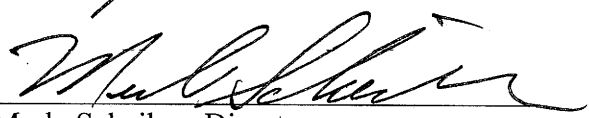
By the execution of this Consent Order, ELLIOT LEMON waives his right to contest the allegations contained in this Consent Order in any future licensing proceedings;

Wherefore, good cause appearing from the foregoing, it is hereby ORDERED that the nonresident insurance producer's license of ELLIOT LEMON is hereby revoked; 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 2<sup>nd</sup> day of January, 2013.

  
Merle Scheiber, Director  
South Dakota Division of Insurance

I have read and understand the terms of this Consent Order and the waiver of my due process rights and voluntarily enter into this Consent Order.

Dated this 24 day of December, 2012.

  
Signature  
Elliot Lemon  
Name (Print)