

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

IN THE MATTER OF NEW HAMPSHIRE)
INSURANCE COMPANY)

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:

NEW HAMPSHIRE INSURANCE COMPANY (“NHIC”), whose address of record is 2704 Commerce Drive, DR #B, Harrisburg, PA 17110, is an insurance company holding a certificate of authority to transact business in the State of South Dakota;

NHIC is aware that the South Dakota Division of Insurance (“Division”), part of the Department of Labor and Regulation (“DLR”), has conducted an investigation of its insurance-related activities in South Dakota;

The Division has alleged the following:

- 1) NHIC failed to timely file a First Report of Injury concerning DLR claim number 1406144 in violation of SDCL § 62-6-3;
- 2) NHIC failed to timely respond to Division inquiries dated December 5, 2012 and January 7, 2013 in violation of SDCL §§ 58-33-66(1) and 58-33-68;
- 3) Any of the above-cited conduct provides grounds for the revocation or suspension of NHIC’s certificate of authority in South Dakota pursuant to SDCL § 58-6-46;

NHIC 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 NHIC 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;

NHIC 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

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

NHIC 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;