

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

MAR 22 2013

Co. Ck. #

601823083

Amount Rec.

250.00

IN THE MATTER OF JOSEPH RINELLA) 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:

JOSEPH RINELLA, whose address of record is Progressive Casualty Insurance, 6300 Wilson Mills Road, Mayfield Village, OH 44143, applied for a nonresident insurance producer license in the State of South Dakota;

JOSEPH RINELLA is aware that the South Dakota Division of Insurance has conducted an investigation;

The South Dakota Division of Insurance alleges the following with regard to JOSEPH RINELLA:

- 1) JOSEPH RINELLA provided incorrect information on his application, a violation of SDCL 58-30-167(1);
- 2) Pursuant to SDCL 58-30-167(1), the Director of the South Dakota Division of Insurance may deny JOSEPH RINELLA 's nonresident insurance producer license application for the above-cited reason.

JOSEPH RINELLA 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 JOSEPH RINELLA 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, JOSEPH RINELLA waives its right to contest the allegations contained in this Consent Order in any future actions or licensing procedures with the Division;

JOSEPH RINELLA agrees to pay Two Hundred Fifty Dollars (\$250) pursuant to SDCL 58-30-167 and SDCL 58-4-28.1, in lieu of a Final Order, and further agrees to conduct himself in accordance with the insurance laws and regulations of the State of South Dakota;

JOSEPH RINELLA waives his right to contest the allegations contained in this Consent Order in any future actions or licensing procedures;

JOSEPH RINELLA 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 JOSEPH RINELLA pay a monetary penalty in the amount of Two Hundred Fifty Dollars (\$250) payable to the South Dakota Division of Insurance for deposit in the general fund of the State of South Dakota and that JOSEPH RINELLA abide by the agreements made by it in this Consent Order; and it is further

ORDERED that JOSEPH RINELLA's non-resident producer application is approved for licensure; 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.

IT IS FURTHER ORDERED that the provisions of this Consent Order shall be effective from the date the Director signs this Order.

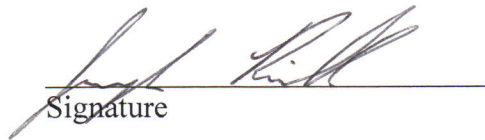
Dated at Pierre, South Dakota this 22nd day of March, 2013.



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 19 day of March, 2013.


Signature

Joseph Rinella
Name (typed or printed)