

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

IN THE MATTER OF BENEFIT
TRANSACT SOLUTIONS, LLC

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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:

BENEFIT TRANSACT SOLUTIONS, LLC ("BENEFIT TRANSACT"), whose address of record is P.O. Box 431547, Houston, TX 77243 is an applicant for a Third-Party Administrator ("TPA") Registration in the State of South Dakota;

BENEFIT TRANSACT is aware that the South Dakota Division of Insurance ("Division") has conducted an investigation of its insurance-related activities in South Dakota;

The Division has alleged the following:

- 1) BENEFIT TRANSACT has been operating in the State of South Dakota as a TPA;
- 2) Despite the above, BENEFIT TRANSACT is not currently licensed as a TPA in South Dakota, in violation of SDCL § 58-29D-21;
- 3) BENEFIT TRANSACT, after being contacted in a related investigation, filed an application for a TPA Registration on July 22, 2013;
- 4) The above-cited conduct may be grounds for the denial of BENEFIT TRANSACT's application, the issuance of an Order to Cease and Desist, or other legal action by the Division pursuant to SDCL § 58-29D-21 and 58-29D-31(4);

BENEFIT TRANSACT 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 BENEFIT TRANSACT 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;

BENEFIT TRANSACT agrees to a monetary penalty in the amount of \$5,000 pursuant to SDCL §§ 58-4-28.1 and 58-29D-33, in lieu of contesting this matter formally; and

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

BENEFIT TRANSACT 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 BENEFIT TRANSACT 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

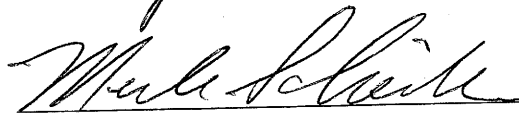
ORDERED that the July 22, 2013 TPA Registration application of BENEFIT TRANSACT, as amended to date, is hereby APPROVED and the TPA Registration issued as of the effective date of this Consent Order; and it is further

ORDERED that should BENEFIT TRANSACT fail to comply with the provisions of this Order, the Division may seek the suspension or revocation of BENEFIT TRANSACT's TPA Registration as issued herein at hearing pursuant to SDCL Ch. 58-29D, 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

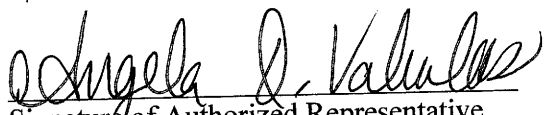
ORDERED that the provisions of this Consent Order shall be effective from the date the Director signs this Order.

Dated at Pierre, South Dakota this 27th day of January, 2014.


Merle Scheiber, Director
South Dakota Division of Insurance

The undersigned, on behalf of BENEFIT TRANSACT, 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 13th day of January, 2014.


Signature of Authorized Representative
ANGELA D. VABULAS
Printed Name
DIRECTOR
Title