

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

IN THE MATTER OF
MARSHALL JOSEPH

)
)

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:

MARSHALL JOSEPH, whose mailing address of record is 17475 Jovanna Dr. STE 1B Homewood, IL 60430, is an individual who is a non-resident insurance producer licensed in the State of South Dakota;

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

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

- 1) MARSHALL JOSEPH was the subject to an administrative action by the State of Alaska in April 2014;
- 2) MARSHALL JOSEPH failed to report the administrative action to the Division within 30 days in violation of SDCL § 58-30-193;
- 3) MARSHALL JOSEPH failed to timely respond to Division inquiries dated August 14, 2015, and September 24, 2015 in violation of SDCL § 58-33-66(1);
- 4) Pursuant to SDCL § 58-30-167(2) the Director of the South Dakota Division of Insurance may revoke or suspend MARSHALL JOSEPH's nonresident insurance producer license for the above-cited reasons.

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

MARSHALL JOSEPH further agrees to pay \$1500 pursuant to SDCL §§ 58-30-167 and 58-4-28.1, in lieu of an administrative hearing and Final Decision;

MARSHALL JOSEPH further agrees to conduct himself in accordance with the insurance laws and regulations of the State of South Dakota;

MARSHALL JOSEPH 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;

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


Wherefore, good cause appearing from the foregoing, it is hereby ORDERED that MARSHALL JOSEPH pay a monetary penalty in the amount of \$1500 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 MARSHALL JOSEPH abide by the agreements made by him in this Consent Order; 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.

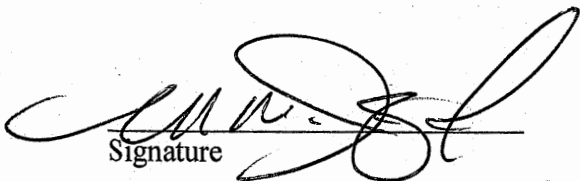
Dated at Pierre, South Dakota this 26th day of April, 2016.



Larry Deiter, 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 22 day of APRIL, 2016.



Signature
M. W. JOSEPH
Name (typed or printed)