

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

IN THE MATTER OF)	CONSENT ORDER
RXADVANCE CORPORATION)	

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:

RXADVANCE CORPORATION, whose address of record is 2 Park Central Dr, Southborough, Massachusetts 01772, is an applicant for licensure as a third party administrator in the State of South Dakota;

RXADVANCE CORPORATION is aware the South Dakota Division of Insurance ("Division") has conducted an investigation;

The South Dakota Division of Insurance alleges the following with regards to RXADVANCE CORPORATION:

- 1) RXADVANCE CORPORATION acted as a third party administrator and pharmacy benefits manager in the State of South Dakota without being licensed with the Division in violation of SDCL §§ 58-29D-21 and 58-29E-2;
- 2) RXADVANCE CORPORATION submitted an application for licensure as a third party administrator on March 28, 2016;
- 3) Pursuant to SDCL § 58-29D-31, the Director of the Division of Insurance may deny RXADVANCE CORPORATION's application for the above cited violation.

RXADVANCE CORPORATION is aware of and understands the nature of the allegations and has been informed that it 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 RXADVANCE CORPORATION agreeing to and complying with the provisions of this Consent Order, the Division agrees not to proceed with the denial of RXADVANCE CORPORATION's application and subsequent administrative hearing and agrees that this Consent Order will constitute an informal and complete disposition of this licensing matter and the prior period of non-licensure pursuant to SDCL § 1-26-20;

RXADVANCE CORPORATION agrees to pay \$12,500 pursuant to SDCL §§ 58-29D-31, 58-29D-33, and 58-4-28.1, in lieu of an application denial, administrative hearing, and Final Decision;

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

RXADVANCE CORPORATION 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;

RXADVANCE CORPORATION waives its 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 RXADVANCE CORPORATION pay a monetary penalty in the amount of \$12,500 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 RXADVANCE CORPORATION abide by the agreements made by it in this Consent Order; and it is further

ORDERED the third party administrator application from RXADVANCE CORPORATION is approved for licensure as of the effective date of 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.

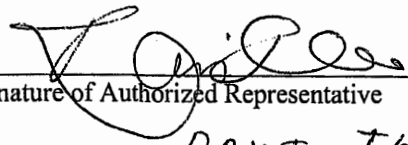
Dated at Pierre, South Dakota this 26th day of May, 2016.



Larry Deiter, Director
South Dakota Division of Insurance

The undersigned, on behalf of RXADVANCE CORPORATION represents it understands the terms of this Consent Order and the waiver of its due process rights and voluntarily enters into this Consent Order.

Dated this 25 day of MAY, 2016.



Signature of Authorized Representative
RAVI IKA

Printed Name
President & CEO

Title