

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

IN THE MATTER OF OLD REPUBLIC
INSURANCE COMPANY

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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:

OLD REPUBLIC INSURANCE COMPANY ("OLD REPUBLIC"), whose address of record is P.O. Box 789, Greensburg, PA 15601, is an insurance company holding a certificate of authority to transact business in the State of South Dakota;

OLD REPUBLIC 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) OLD REPUBLIC failed to timely pay an assessment for a FROI violation regarding claim numbers 1482332, 1375010, and 1407246;
- 2) OLD REPUBLIC failed to respond to the Department and Division inquiries dated May 13, 2016 and June 3, 2016;
- 3) OLD REPUBLIC has been the subject of previous investigations for failing to respond to the Division and timely supply FROI information in violation of SDCL § 62-6-3;
- 4) Any of the above-cited conduct may be grounds for the revocation or suspension of OLD REPUBLIC'S certificate of authority pursuant to SDCL §§ 58-6-46, 58-33-66, 58-33-68 and 62-6-3;

OLD REPUBLIC 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 OLD REPUBLIC 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;

OLD REPUBLIC 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

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

Old Republic 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 OLD REPUBLIC 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 OLD REPUBLIC will pay the above stated monetary penalty within 60 days of the date of signing this Consent Order; and it is further

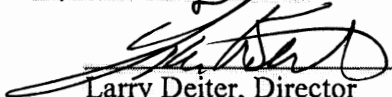
ORDERED that should OLD REPUBLIC fail to comply with the provisions of this Order, the Division may seek the suspension or revocation of OLD REPUBLIC'S Certificate of Authority at hearing pursuant to SDCL § 58-6-46, or seek other remedies available at law; and it is further

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 OLD REPUBLIC abide by the agreement made by it in this Consent Order.

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 16th day of February, 2017.



Larry Deiter, Director
South Dakota Division of Insurance

The undersigned, on behalf of Old Republic, 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 9th day of February, 2017.



Signature of Authorized Representative
Deborah J. Matthews

Printed Name
AVP - Compliance

Title