

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

IN THE MATTER OF
TIMOTHY KNAUF

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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:

TIMOTHY KNAUF, whose address of record is 555 Perryville, Rd., Rockford, IL, 61108 holds a non-resident insurance producer license in the State of South Dakota;

TIMOTHY KNAUF, is aware that the South Dakota Division of Insurance ("Division") has conducted an investigation into his insurance related business in South Dakota;

The South Dakota Division of Insurance alleges the following:

- 1) TIMOTHY KNAUF sold, solicited, or assisted in the sale of a multiple employer welfare arrangement to a South Dakota employer, without conducting a duly diligent investigation to ensure that the health benefit plan in question was not unauthorized health insurance, a violation of SDCL § 58-33-102;
- 2) TIMOTHY KNAUF failed to notify the Division's MEWA contact when he knew or should have known that an unauthorized health insurance product was being offered for sale in South Dakota, a violation of SDCL §§ 58-33-98;
- 3) Many South Dakota Consumers were harmed when the multiple employer welfare arrangement sold by TIMOTHY KNAUF became insolvent and could not pay the claims of the South Dakota consumers;
- 4) Pursuant to SDCL §§ 58-30-167(2) and (8) the Director of the Division may revoke or suspend TIMOTHY KNAUF's non-resident insurance producer license for any one of the above-cited reasons.

TIMOTHY KNAUF 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;

By the execution of this Consent Order and the payment of the monetary penalty pursuant to this Consent Order, TIMOTHY KNAUF neither admits to nor denies the alleged violations of the laws of the State of South Dakota but does waive his rights to contest the allegations contained in this Consent Order;

In return for TIMOTHY KNAUF 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;

TIMOTHY KNAUF agrees to pay \$5,000 pursuant to SDCL §§ 58-30-167 and 58-4-28.1, in lieu of an administrative hearing and Final Decision;

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

TIMOTHY KNAUF 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;

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

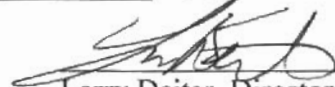
Wherefore, good cause appearing from the foregoing, it is hereby ORDERED that TIMOTHY KNAUF pay a monetary penalty in the amount of \$5,000 payable to "South Dakota Division of Insurance" for deposit in the general fund of the State of South Dakota; and it is further

ORDERED that TIMOTHY KNAUF 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 16th day of April, 2018.



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 6th day of April, 2018.



Timothy Knauf