

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

IN THE MATTER OF  
PREMIER HEALTH SOLUTIONS, LLC

)  
)

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:

PREMIER HEALTH SOLUTIONS, LLC ("PHS"), whose address of record is 2601 Network Blvd., Suite 500, Frisco, TX 75034, is an entity that has an active third-party administrator ("TPA") license and an active business entity license in the State of South Dakota since 2017;

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

The Division alleges the following with regard to PHS concerning its activities in South Dakota:

- 1) PHS engaged in business with unauthorized insurers, in violation of SDCL § 58-29D-31(7);
- 2) PHS engaged in business with disapproved associations, in violation of SDCL §§ 58-18-4.1, 58-18-4.3, 58-29D-31(7), 58-33-102, and ARSD 20:06:42;
- 3) PHS paid commissions to unappointed producers, in violation of SDCL § 58-30-171;
- 4) Any of the above-cited conduct may be grounds for the revocation of PHS's TPA license and/or business entity license pursuant to SDCL §§ 58-18-4.1, 58-18-4.3, 58-29D-31, 58-30-167(2) & (8), 58-30-171, 58-33-66(2), and 58-33-102;

PHS represents that it exercised due diligence but relied on the false representations of others when administering products subject to the allegations above and provided remuneration to South Dakotans to remedy situations caused by the forgoing;

PHS 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 PHS 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, PHS neither admits to nor denies any violation of the laws of the State of South Dakota, but waives its right to contest the allegations contained in this Consent Order in any future actions or licensing procedures with the Division;

PHS further agrees to pay \$20,000 pursuant to SDCL §§ 58-29D-31 and 58-4-28.1, in lieu of an administrative hearing and Final Decision;

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

PHS 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;

PHS waives its right to contest the allegations contained in this Consent Order in any future actions or licensing procedures;

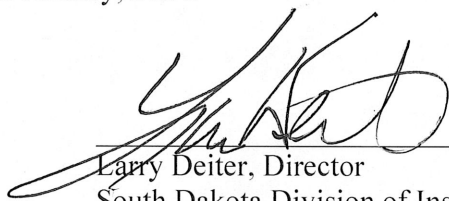
Wherefore, good cause appearing from the foregoing, it is hereby ORDERED that PHS pay a monetary penalty in the amount of \$20,000 payable to "South Dakota Division of Insurance" for deposit in the general fund of the State of South Dakota; and it is further

ORDERED that PHS abide by the agreements made 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

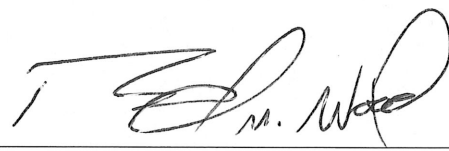
ORDERED that the provisions of this Consent Order shall be effective from the date the Director signs this Order.

Dated at Pierre, South Dakota this 16<sup>th</sup> day of January, 2024.

  
\_\_\_\_\_  
Larry Deiter, Director  
South Dakota Division of Insurance

The undersigned, on behalf of PHS, 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 12 day of January, 2024.

  
\_\_\_\_\_  
Signature of Authorized Representative  
Brandon M. Wood  
\_\_\_\_\_  
Printed Name  
Member/Manager  
\_\_\_\_\_  
Title