

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

IN THE MATTER OF  
JARED MARTINEZ

)  
)

CONSENT ORDER

In resolution of the above matter and in lieu of a formal hearing, the undersigned parties do hereby agree to the following:

JARED MARTINEZ, whose address of record is 25022 Granite Path, San Antonio, Texas 78258-1923 is non-resident insurance producer licensed in the State of South Dakota;

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

The Division alleges the following:

- 1) JARED MARTINEZ failed to respond to Division inquiries dated August 14, 2014, and September 16, 2014, in violation of SDCL §§ 58-33-66(1) and 58-33-68;
- 2) Pursuant to SDCL §§ 58-30-167(2), 58-33-66(1), and 58-33-68, the Director of the Division may revoke JARED MARTINEZ's non-resident insurance producer license for the above-cited conduct.

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

JARED MARTINEZ agrees to pay a monetary penalty of \$250 pursuant to SDCL §§ 58-30-167 and 58-4-28.1, in lieu of an administrative hearing and Final Decision;

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

JARED MARTINEZ 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;

JARED MARTINEZ 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 JARED MARTINEZ pay a monetary penalty in the amount of \$250 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 JARED MARTINEZ abide by the agreements made by him in this Consent Order; and it is further

ORDERED that should JARED MARTINEZ fail to comply with the provisions of this Order, the Division may seek the suspension or revocation of JARED MARTINEZ's nonresident insurance producer license at hearing, 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

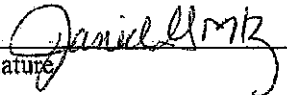
ORDERED that the provisions of this Consent Order shall be effective from the date the Director signs this Order.

Dated at Pierre, South Dakota this 8<sup>th</sup> day of JANUARY, 2014.

  
Lora, ~~Director~~ Lora Scheib, 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 6 day of January, 2014.

  
Signature  
Jared Gutierrez Martinez  
Name (typed or printed)