

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

IN THE MATTER OF
INTERNATIONAL BENEFITS
ADMINISTRATORS, LLC.

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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:

INTERNATIONAL BENEFITS ADMINISTRATORS, LLC., ("IBA") whose mailing address of record is 100 Garden City Plaza, Suite 102, Garden City New York 11530, is an applicant for a business entity license and an applicant for a renewal of its registration as a third party administrator ("TPA") in the State of South Dakota;

IBA is aware the South Dakota Division of Insurance ("Division") has conducted an investigation into their business related activities;

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

- 1) IBA previously held a valid TPA registration in the State of South Dakota which expired on July 1, 2017;
- 2) IBA failed to timely renew its TPA registration and continued acting as a TPA without being registered with the Division, in violation of SDCL §§ 58-29D-21 and 58-29D-30;
- 3) IBA filed an application for a business entity license February 5, 2018;
- 4) IBA failed include copies of all of its prior administrative actions with its business entity application, in violation of SDCL §§ 58-30-167(1) & (2);
- 5) IBA has additionally been the subject of several prior administrative actions from the Division and many more administrative actions nationwide;
- 6) Pursuant to SDCL §§ 58-30-167(1),(2),(8), & (9), 58-29D-21, 58-29D-30, and 58-29D-31, the Director of the Division of Insurance may deny IBA's registration application and business entity application for the above cited conduct.

IBA 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 IBA agreeing to and complying with the provisions of this Consent Order, the Division agrees not to proceed with the denial of IBA's applications and subsequent administrative hearings 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;

IBA agrees to pay \$30,000 pursuant to SDCL §§ 58-4-28.1, 58-30-167, and 58-29D-33, and, in lieu of an application denial, administrative hearing, and Final Decision;

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

IBA 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;

IBA 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 IBA pay a monetary penalty in the amount of \$30,000 payable to "South Dakota Division of Insurance" for deposit in the general fund of the State of South Dakota; and it is further

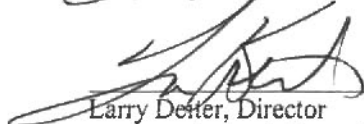
ORDERED that IBA abide by the agreements made by it in this Consent Order; and it is further

ORDERED the business entity application and third party administrator registration application from IBA is approved 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

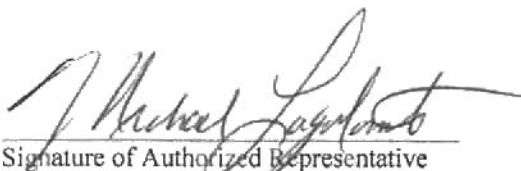
ORDERED that the provisions of this Consent Order shall be effective from the date the Director signs this Order.

Dated at Pierre, South Dakota this 15th day of October, 2018.


Larry Deiter, Director
South Dakota Division of Insurance

The undersigned, on behalf of IBA 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 15th day of August, 2018.


Signature of Authorized Representative
MICHAEL LAGALANTE
Printed Name
PRESIDENT
Title