

STATE OF NORTH DAKOTA
BEFORE THE INSURANCE COMMISSIONER

In the Matter of)	
)	CONSENT ORDER
John Alden Life Insurance Company,)	
FEIN 41-0999752,)	CASE NO. CO-12-340
)	
Respondent.)	

The North Dakota Insurance Commissioner Adam Hamm ("Commissioner") has determined as follows:

1. The Commissioner has authority in this matter pursuant to N.D.C.C. Title 26.1.
2. John Alden Life Insurance Company, FEIN 41-0999752 ("Respondent"), is a stock insurance company incorporated under the laws of Wisconsin and engaged in the business of selling life, accident and health insurance. It has been duly authorized to do business in North Dakota since 1973.
3. According to information received by the Department, Respondent, during the time period of at least May 1, 2010, through November 2, 2010, allowed approximately 341 insurance producers to engage in the business of selling, soliciting, or negotiating policies to North Dakota individuals and corporations without the required appointments. Respondent's conduct of accepting and processing applications received in the course of its business from insurance producers who did not have the proper appointments and paying these agents, either directly or indirectly, commission, brokerage, or other valuable consideration for their services as insurance agents violates N.D.C.C. §§ 26.1-26-04 and 26.1-26-13.1.

4. N.D.C.C. § 26.1-17-23 provides that sales persons for a health service corporation are subject to the laws pertaining to insurance producers in N.D.C.C. Chapter 26.1-26.

5. Respondent may be subjected to an administrative penalty pursuant to N.D.C.C. § 26.1-26-50.

6. Respondent has agreed to an informal disposition of this matter, without a hearing, as provided under N.D.C.C. § 28-32-22.

7. For purposes of resolving this matter, without further administrative proceedings, Respondent and the Commissioner have agreed to enter into the following Order:

NOW, THEREFORE, IT IS HEREBY ORDERED THAT:

1. Respondent is assessed an administrative penalty in the amount of \$4,433 which shall be paid within 15 days of the execution of this Order.

2. Respondent shall immediately appoint all insurance producers that sell, solicit, or negotiate its policies and shall comply with North Dakota law regarding all future appointments.

3. The use of this Consent Order for competitive purposes by an insurance producer or agency holding a license in the State of North 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.

DATED at Bismarck, North Dakota, this 19th day of March, 2012.



Adam Hamm
Insurance Commissioner

CONSENT TO ENTRY OF ORDER

The undersigned, Julia M. Hix, on behalf of John Alden Life Insurance Company, states that he/she has read the foregoing Consent Order, knows and fully understands its contents and effect; and has been advised of the right to be represented by legal counsel, the right to a hearing in this matter, the right to present evidence and arguments to the Commissioner, and the right to appeal from an adverse determination after hearing; and that by the signing of this Consent to Entry of Order he/she waives those rights in their entirety, and consents to entry of this Order by the Insurance Commissioner. It is further expressly understood that this Order constitutes the entire settlement agreement between the parties, there being no other promises or agreements, either expressed or implied.

DATED this 28th day of February, 2012.

John Alden Life Insurance Company

By:

Name

Title

[Signature]
[Signature]

Subscribed and sworn to before me

this 28th day of February, 2012.

Linda M. Haring
Notary Public

County of Mecklenburg

State of North Carolina

My commission expires: 2/10/13.