

JUN 06 2014

FILED

BEFORE THE DEPARTMENT OF INSURANCE
STATE OF NEBRASKA

STATE OF NEBRASKA)	
DEPARTMENT OF INSURANCE,)	
)	CONSENT ORDER
PETITIONER,)	
)	
VS.)	CAUSE NO. C-2081
)	
HEALTHCORP INTERNATIONAL)	
INC.,)	
)	
RESPONDENT.)	

In order to resolve this matter, the Nebraska Department of Insurance (“Department”), by and through its attorney, Krystle Ledvina Garcia, and Healthcorp International Inc. (“Respondent”), mutually stipulate and agree as follows:

JURISDICTION

1. The Department has jurisdiction over the subject matter and Respondent pursuant to Neb. Rev. Stat. §§ 44-101.01, and 44-5801 (Reissue 2010).
2. Respondent is a licensed third-party administrator existing under the laws of the State of Texas. Respondent is licensed to engage in the business of insurance in Nebraska as a third party administrator.

STIPULATIONS OF FACT

1. The Department initiated this administrative proceeding by filing a petition styled State of Nebraska Department of Insurance vs. Healthcorp International Inc., Cause Number C-2081 on May 15, 2014. A copy of the petition was served upon the Respondent by certified mail, return receipt requested.

2. The petition alleges that Respondent violated Neb. Rev. Stat. § 44-5814(1) by not filing its annual report with the Department on or before March 1, 2013 and on or before March 1, 2014.

3. On or about October 9, 2012, United States District Judge Robert N. Scola, Jr., Judge for the Southern District of Florida signed an order which enjoined Respondent from engaging in prohibited conduct and appointed a Receiver over Respondent. Respondent is not currently conducting any insurance business.

4. Respondent was informed of its right to a public hearing. Respondent waives that right and enters into this Consent Order freely and voluntarily. Respondent understands and acknowledges that by waiving the right to a public hearing, Respondent also waives the right to confrontation of witnesses, production of evidence, and judicial review.

5. Respondent admits the allegations stated in Paragraph 2 and Paragraph 3.

CONCLUSIONS OF LAW

Respondent's conduct as alleged above constitutes violations of Neb. Rev. Stat. §§ 44-5814 (1) (Reissue 2010).

CONSENT ORDER

It is therefore ordered by the Director of Insurance and agreed by Respondent that it shall withdraw as a third party administrator licensed to do business in Nebraska and surrender its certificate of authority to the Director on or before thirty (30) days from the date the Director signs this Consent Order. The Nebraska Department of Insurance shall retain jurisdiction of this matter for the purpose of enabling the Respondent or the Department to make application for such further orders as may be necessary.

In witness of their intentions to be bound by this Consent Order, the Department of Insurance for the State of Nebraska and Healthcorp International Inc, hereby sign this Consent Order by and through their authorized representatives.

[Handwritten Signature]

Krystle Ledvina Garcia, #23947
Attorney for Petitioner
941 "O" Street, Suite 400
Lincoln, NE 68508
(402) 471-2201

[Handwritten Signature]

Charlene Koonce
Receiver for Respondent

Date 6/6/14

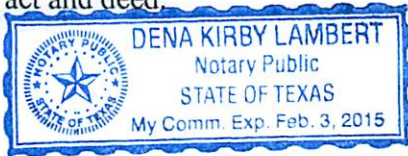
Date 6/2/14

State of Texas)

County of Dallas)

) ss.
)

On this 2nd day of June, 2014, Charlene Koonce personally appeared before me and read this Consent Order, executed the same, and acknowledged the same to be her voluntary act and deed.



[Handwritten Signature]
Notary Public

CERTIFICATE OF ADOPTION

I hereby certify that the foregoing Consent Order is adopted as the Final Order of the Nebraska Department of Insurance in the matter of State of Nebraska Department of Insurance v. Healthcorp International, Inc., Cause No. C-2081.

STATE OF NEBRASKA
DEPARTMENT OF INSURANCE

Bruce Ramage

Bruce Ramage
Director of Insurance

6-6-2014
Date

CERTIFICATE OF SERVICE

I hereby certify that a copy of the foregoing Consent Order was served upon Respondent by mailing a copy to the business address of the Receiver appointed on behalf of Respondent, Charlene Koontz, Scheef & Stone, LLP, 500 North Akard Street, Suite 2700, Dallas, TX 75201, by certified mail, return receipt requested, on this 9th day of June, 2014.

Brandis J. Cousser