

**BEFORE THE INSURANCE COMMISSIONER OF THE  
STATE OF OKLAHOMA**

**FILED**

AUG 12 2011

INSURANCE COMMISSIONER  
OKLAHOMA

STATE OF OKLAHOMA, ex rel. JOHN D. )  
DOAK, Insurance Commissioner, )  
 )  
Petitioner, )  
 )  
v. )  
 )  
HEWITT ASSOCIATES, LLC )  
a non-resident Third Party )  
Administrator, )  
 )  
Respondent. )

Case No. 11-0675-DIS

**CONDITIONAL ADMINISTRATIVE ORDER  
AND NOTICE OF RIGHT TO BE HEARD**

COMES NOW the State of Oklahoma, ex rel. John D. Doak, Insurance Commissioner, by and through his attorney, Julie Meaders, and alleges and states as follows:

**JURISDICTION**

1. John D. Doak is the Insurance Commissioner of the State of Oklahoma and is charged with the duty of administering and enforcing all provisions of the Oklahoma Insurance Code, 36 O.S. §§ 101 et seq.

2. Hewitt Associates LLC was licensed by the State of Oklahoma as a non-resident third-party administrator holding license number 11066. Its license lapsed on February 28, 2011. Its address of record is 1000 Milwaukee Avenue, 5<sup>th</sup> Floor, Glenview, Illinois 60025.

3. The Commissioner may censure, suspend or revoke a third-party administrator's license or assess a civil penalty of not less than \$100.00 or more than \$1,000.00 for each occurrence of failing to file an annual report. 36 O.S. § 1452.

## ALLEGATIONS OF FACT

1. On or before June 1 of each year, all licensed administrators shall file an annual report for the previous calendar year. The report shall have been reviewed by a certified public accountant who shall be independent of the administrator. The report shall be subscribed and sworn to by the president and attested to by the secretary or other proper officers substantiating that the information contained in the report is true and factual concerning each of the plans they administer which are governed pursuant to the Third-party Administrator Act. 36 O.S. § 1452.

2. Hewitt Associates LLC became licensed as a third party administrator in Oklahoma on February 21, 2006.

3. Shelly Ondiak in the Oklahoma Insurance Department's Financial Division could not locate any annual reports for Hewitt Associates for the years 2006, 2007, 2008 and 2009. She sent an inquiry regarding the missing annual reports to Hewitt Associates on December 10, 2010. Amy Sumrall, Licensing Administrator, responded on December 20 that she could not locate any documentation that any third party administrator reports were ever completed and submitted to the Department.

4. No reports have been submitted for the years 2006, 2007, 2008 and 2009. Hewitt's third party administrator license lapsed on February 28, 2011 and it did not file a 2010 annual report.

## ALLEGED VIOLATIONS OF LAW

1. Respondent is in violation of 36 O.S. § 1452 in failing to submit annual reports for the years 2006, 2007, 2008 and 2009.

**ORDER**

**IT IS THEREFORE ORDERED** by the Insurance Commissioner that Hewitt Associates LLC is **FINED** Two Hundred and Fifty Dollars (\$250.00) for each year in which a report was not filed on or before June 1 for a total of **ONE THOUSAND DOLLARS (\$1,000.00)**. **The \$1000.00 fine is to be paid within thirty (30) days** made payable to the Oklahoma Insurance Department.

**IT IS FURTHER ORDERED, ADJUDGED AND DECREED** by the Insurance Commissioner that this Order is a Conditional Order. Unless the Respondent requests a hearing with respect to the Allegations of Fact set forth above within thirty (30) days of the date of mailing of this Order, this Order and the penalties set forth above shall become a Final Order on the thirty-first day following the date of mailing this Order. A request for hearing should be in writing addressed to Julie Meaders, Oklahoma Insurance Department, Legal Division, 3625 NW 56<sup>th</sup> Street, Oklahoma City, Oklahoma 73112. The request for hearing must state the grounds for the request to set aside or modify the Order.

Any such hearing shall be conducted according to the procedures for contested cases under the Insurance Code and 75 O.S. § 250-323. If the Respondent serves a timely request for hearing on the Oklahoma Insurance Department, this Conditional Order shall act as notice of the matters to be reviewed at the hearing, and the Allegations of Fact, Alleged Violations of Law, and penalties imposed in this Conditional Order shall be considered withdrawn, pending final resolution at the hearing.

WITNESS My Hand and Official Seal this 12<sup>th</sup> day of August, 2011



JOHN D. DOAK  
INSURANCE COMMISSIONER  
STATE OF OKLAHOMA

*Julie Meaders*

Julie Meaders  
Assistant General Counsel  
3625 N.W. 56<sup>th</sup> Street  
Oklahoma City, OK 73112  
Telephone: (405) 521-2746  
Facsimile: (405) 522-0125

**CERTIFICATE OF MAILING**

I, Julie Meaders, hereby certify that a true and correct copy of the above and foregoing Conditional Administrative Order and Notice of Right to be Heard was mailed by certified mail with postage prepaid and return receipt requested on this 12<sup>th</sup> day of August, 2011 to:

Hewitt Associates LLC  
1000 Milwaukee Avenue, 5<sup>th</sup> Floor  
Glenview, Illinois 60025

**CERTIFIED MAIL NO: 7008 1830 0003 9411 8139**

and a copy was delivered to:

Shelly Ondiak/Financial Division

*Julie Meaders*  
\_\_\_\_\_  
JULIE MEADERS  
ASSISTANT GENERAL COUNSEL

U.S. Postal Service™  
**CERTIFIED MAIL™ RECEIPT**  
(Domestic Mail Only; No Insurance Coverage Provided)

For delivery information visit our website at [www.usps.com](http://www.usps.com)

**OFFICIAL USE**

7008 1830 0003 9411 8139

Postage	\$	
Certified Fee		
Return Receipt Fee (Endorsement Required)		
Restricted Delivery Fee (Endorsement Required)		
Total Postage	Hewitt Associates LLC	
Sent To	1000 Milwaukee Ave., 5th Floor	
Street, Apt. No., or PO Box No.	Glenview, IL 60025	
City, State, ZIP+4	11-0675-DIS/JAM(mt) Cond. Ord.	

**SENDER: COMPLETE THIS SECTION**

- Complete items 1, 2, and 3. Also complete item 4 if Restricted Delivery is desired.
- Print your name and address on the reverse so that we can return the card to you.
- Attach this card to the back of the mail piece, or on the front if space permits.

1. Article Addressed to:

Hewitt Associates LLC  
 1000 Milwaukee Ave., 5th Floor  
 Glenview, IL 60025

11-0675-DIS/JAM(mt) Cond. Ord

AUG 18 2011

**COMPLETE THIS SECTION ON DELIVERY**

A. Signature *[Handwritten Signature]*

- Agent
- Addressee

B. Received by (Printed Name) *[Handwritten Name]* Or Date of Delivery *[Handwritten Date]*

D. Is delivery address different from item 1?  Yes  
If YES, enter delivery address below:  No

*[Handwritten Address: 1000 Milwaukee Ave]*

3. Service Type

- Certified Mail
- Registered
- Insured Mail
- Express Mail
- Return Receipt for Merchandise
- C.O.D.

4. Restricted Delivery? (Extra Fee)  Yes

2. Article Number (Transfer from service label) **7008 1830 0003 9411 8139**