

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

STATE OF OKLAHOMA, ex rel. JOHN D.)
DOAK, Insurance Commissioner,)
)
Petitioner,)
)
v.)
)
ON CALL INTERNATIONAL LLC,)
a nonresident third-party)
administrator,)
)
Respondent.)

Case No. 18-0013-DIS

FILED

MAR 29 2018

**INSURANCE COMMISSIONER
OKLAHOMA**

**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 undersigned attorney, Sandra LaVenué, 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. On Call International LLC (“Respondent”) maintained a license with the State of Oklahoma as a nonresident third-party administrator holding license number 44200869 until its expiration on September 30, 2017. Its address of record is 11 Manor Parkway, Salem, New Hampshire 03079.

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(A).

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(A).

2. Respondent's Third-Party Administrator Annual Report for 2016 was due on or before June 1, 2017. As of the date of this filing, Respondent has failed to file a 2016 Annual Report.

ALLEGED VIOLATIONS OF LAW

1. Respondent is in violation of 36 O.S. § 1452(A) by failing to timely submit its 2016 annual report on or before June 1, 2017.

ORDER

IT IS THEREFORE ORDERED by the Insurance Commissioner that On Call International LLC is **CENSURED AND FINED FIVE HUNDRED DOLLARS (\$500.00)** by failing to submit its 2016 annual report on or before June 1, 2017. **The \$500.00 fine is to be paid within thirty (30) days** of the mailing of this Conditional Order.

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 (31st) day following the date of mailing this Order. A request for hearing should be in writing addressed to Sandra LaVenue, Oklahoma Insurance Department, Legal Division, 3625 NW 56th Street, Oklahoma City, Oklahoma 73112. The request for hearing must state the grounds for the request to set aside or modify the Order and shall be served on the Oklahoma Insurance Department within the thirty (30) days allotted. The proceedings on such requested hearing will be conducted in accordance with the Oklahoma Insurance Code, 36 O.S. §§ 101 *et seq.* and the Oklahoma Administrative Procedures Act, 75 O.S. §§ 250-323. If Respondent serves a timely request for hearing on the Oklahoma Insurance Department, this Conditional Order shall act as a notice of the matters to be reviewed at the hearing and the Allegations of Fact and 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 21st day of March, 2018.



JOHN D. BOAK
INSURANCE COMMISSIONER
STATE OF OKLAHOMA

Sandra LaVenue OBA# 13372
Senior Counsel
3625 NW 56th Street, Suite 100
Oklahoma City, Oklahoma, 73112
Tel. (405) 521-2746
Fax (405) 522-0125

CERTIFICATE OF MAILING

I, Sandra LaVenue, 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 29th day of March, 2018 to:

On Call International LLC
11 Manor PKWY
Salem, NH 03079

CERTIFIED MAIL NO: *9214 8902 0982 7500 0065 98*

and a copy was delivered to:

Jeanette Pierce



Sandra LaVenue
Senior Counsel




Date Produced: 04/09/2018

OKLAHOMA INSURANCE DEPARTMENT:

The following is the delivery information for Certified Mail™/RRE item number 9214 8902 0982 7500 0065 98. Our records indicate that this item was delivered on 04/03/2018 at 11:49 a.m. in SALEM, NH 03079. The scanned image of the recipient information is provided below.

Signature of Recipient :

Signature	
Printed Name	<u>Karla Naves</u>

Address of Recipient :

Delivery Address	<u>11 Manor Hwy</u>
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Thank you for selecting the Postal Service for your mailing needs. If you require additional assistance, please contact your local post office or Postal Service representative.

Sincerely,
United States Postal Service

The customer reference number shown below is not validated or endorsed by the United States Postal Service. It is solely for customer use.

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