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ADMINISTRATIVE HEARINGS OFFICE

BEFORE THE INSURANCE COMMISSIONER
OF THE
COMMONWEALTH OF PENNSYLVANIA

IN RE: Allen J. Perry 161 Park Place Lancaster, PA 17538 Senior Benefits Group, Inc. 2019 Miller Road East Petersburg, PA 17520	:	ALLEGED VIOLATIONS: Section 604 of the Insurance Department Act of 1921, Act of May 17, 1921, P.L. 789, No. 285, as amended, (40 P.S. § 234) and sections 37.46, 37.47 and 37.48 of the Insurance Department Regulations 31 Pa. Code §§37.46, 37.47, 37.48) Sections 4, 5(a)(1)(v), and 5(a)(2) of the Unfair Insurance Practices Act of July 22, 1974, P.L. 589, No. 205 (40 P.S. §1171.4, 1171.5(a)(1)(v) and 5(a)(2). Docket No. SC04-05-047

SETTLEMENT AGREEMENT

THIS SETTLEMENT AGREEMENT ("Agreement") is made this 3rd day of August, 2004 between the Insurance Department of the Commonwealth of Pennsylvania ("Department") and Allen J. Perry and Senior Benefits Group, Inc. Allen J. Perry is the owner and sole qualifying active officer of Senior Benefits Group, Inc.; both are collectively referred to herein as "Respondents."

BACKGROUND

WHEREAS, on May 25, 2004, the Department filed an Order to Show Cause against Respondents with the Administrative Hearings Office under Docket No. SC04-05-047.

WHEREAS, the Order to Show Cause alleged that Respondents violated the Insurance

3. Respondents hereby agree to permanent revocation of any and all insurance licenses, Certificates of Qualification and broker licenses issued to Respondents.

4. Respondents may not apply for re-licensure in any capacity by the Department.

5. This Settlement Agreement is intended only to resolve the litigation between the Department and Respondents resulting from the Order to Show Cause filed under docket number SC04-05-047 on May 24, 2004. Further, this Settlement Agreement does not constitute and shall not be construed as the Department's written consent to engage in the business of insurance pursuant to 18 U.S.C. §§1033, 1034.

6. For and in consideration of Respondents' release and discharge of the Commonwealth of Pennsylvania and the Department from any action, claim or demand arising out of the activities and conduct identified in or relating to the Order to Show Cause, the Commonwealth of Pennsylvania and the Department hereby release and discharge Respondents from any claims in any court or administrative proceeding which the Commonwealth of Pennsylvania and/or the Department have or may have as a result of the allegations made in the Department's Order to Show Cause filed under docket number SC04-05-047 on May 24, 2004.

7. For and in consideration of the Commonwealth of Pennsylvania's and the Department's release and discharge of Respondents from any action, claim or demand arising out

of the activities and conduct identified in or relating to the Order to Show Cause, Respondents hereby release and discharge the Commonwealth of Pennsylvania and the Department from any claims in any court which Respondent have or may have as a result of the allegations made in the Order to Show Cause filed under docket number SC04-05-047 on May 24, 2004.

8. Captions used herein are for convenience only, and are not a part hereof, and shall not be used in construing this Settlement Agreement.

9. This Settlement Agreement shall be binding upon, and inure to the benefit of, the parties hereto and their respective successors and assigns, and, in addition hereto, shall be binding upon any receiver, liquidator, rehabilitator, conservator, supervisor and any other person or entity, governmental or non-governmental, exercising or seeking to exercise the powers of the persons named above.

10. This Settlement Agreement shall be governed by, and construed in accordance with, the laws of the Commonwealth of Pennsylvania.

11. This Settlement Agreement contains the entire agreement of the parties respecting the subject matter herein and supersedes all previous communications, representations, or agreements, either verbal or written, between the parties.

12. The signatory hereto for Senior Benefits Group, Inc. is duly authorized to bind Respondent Senior Benefits Group, Inc. to the terms of this Settlement Agreement.

Executed this day and year indicated on the first page of this Settlement Agreement.

By: _____
ALLEN J. PERRY
Respondent

By: _____
ALLEN J. PERRY
Owner and Sole Qualifying Active Officer
On behalf of
SENIOR BENEFITS GROUP, INC.
Respondent

By: _____
RANDOLPH L. ROHRBAUGH
Deputy Insurance Commissioner
INSURANCE DEPARTMENT OF THE
COMMONWEALTH OF PENNSYLVANIA