

File No. 61614/SK
E-Case No. 2629

**STATE OF MINNESOTA
DEPARTMENT OF COMMERCE**

In the Matter of
Coventry Health Care Workers Compensation, Inc.
Third Party Administrator License No. 40674192
Pharmacy Benefit Manager License No. 40671701

CONSENT ORDER

TO: Coventry Health Care Workers Compensation, Inc.
15400 Calhoun Drive, Suite 300
Rockville, MD 20855

Commissioner of Commerce Steve Kelley (Commissioner) has determined as follows:

1. The Commissioner has advised Coventry Health Care Workers Compensation, Inc. (Respondent) that he is prepared to commence formal action, pursuant to Minn. Stat. § 45.027 (2018) and other applicable law, based on an allegation that Respondent operated as an unlicensed third party administrator in Minnesota for three years, in violation of Minn. Stat. § 60A.23, subd. 8 (2018).
2. Respondent has since applied for and been issued a third party administrator license, no. 40674192, by the Commissioner.
3. Respondent acknowledges that it has been advised of its rights to a hearing in this matter, to present argument to the Commissioner, and to appeal from any adverse determination after a hearing. Respondent hereby expressly waives those rights. Respondent further acknowledges that it has been represented by legal counsel throughout these proceedings or has waived that right.

4. Respondent has agreed to informal disposition of this matter without a hearing as provided under Minn. Stat. § 14.59 (2018) and Minn. R. 1400.5900 (2019).

5. For purposes of Minn. Stat. § 16D.17 (2018), Respondent expressly waives its right to any notice or opportunity for a hearing on any civil penalty imposed by the Commissioner. Further, Minn. Stat. § 16D.17 (2018) allows the Commissioner to file and enforce the civil penalty imposed by this Order as a judgment against Respondent in district court without further notice or additional proceedings.

6. The civil penalty and/or any resulting judgment arising from this Order will be non-dischargeable in any bankruptcy proceeding. See 11 U.S.C. 523 (a)(7) ("A discharge under section 727, 1141, 1228(a), 1228(b) or 1328(b) of this title does not discharge an individual debtor from any debt... to the extent such debt is for a fine, penalty, or forfeiture payable to and for the benefit of a governmental unit, and is not compensation for actual pecuniary loss, other than a tax penalty...").

7. The following Order is in the public interest.

NOW, THEREFORE, IT IS HEREBY ORDERED, pursuant to Minn. Stat. Ch. 45 (2018) that:

- A. Respondent shall pay a civil penalty in the amount of \$10,000 to the State of Minnesota; and
- B. Respondent shall cease and desist from violating any laws, rules, or orders related to the duties and responsibilities entrusted to the Commissioner under Minnesota Statute Chapter 60A (2018).

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This Order shall be effective upon signature by or on behalf of the Commissioner.

Date: July 28, 2020

STEVE KELLEY
Commissioner



MATTHEW VATTER
Assistant Commissioner of Enforcement
Minnesota Department of Commerce
85 Seventh Place East, Suite 280
St. Paul, MN 55101
(651) 539-1600

CONSENT TO ENTRY OF ORDER

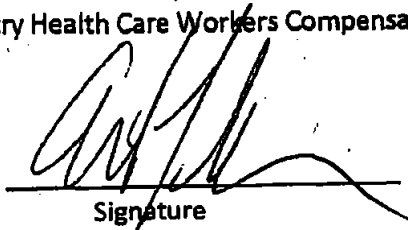
The undersigned, acting on behalf of Coventry Health Care Workers Compensation, Inc., states that s/he has read this Consent Order; that s/he knows and fully understands its contents and effect; that s/he is authorized to execute this Consent Order on behalf of Coventry Health Care Workers Compensation, Inc.; that s/he has been advised of the right to a hearing in this matter, to present argument to the Commissioner, and to appeal from any adverse determination after a hearing and expressly waives those rights. The undersigned further acknowledges that Coventry Health Care Workers Compensation, Inc., has been represented by legal counsel throughout these proceedings, or has been advised of its right to be represented by legal counsel, which right it hereby expressly waives; and that it consents to entry of this Order by the Commissioner. It is further understood that this Consent Order constitutes the entire settlement agreement between the parties, there being no other promises or agreements, either express or implied.

Date: 6/23/20

Coventry Health Care Workers Compensation, Inc.

STATE OF Illinois

By:

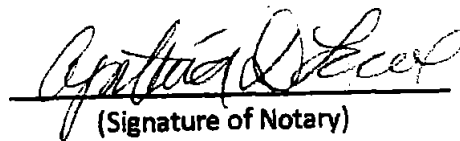

Signature

COUNTY OF Kane

Signed or attested before me on 6/23/20 (Date).

(Notary stamp)




(Signature of Notary)

My Commission expires: 1/13/24