

STATE OF NEW HAMPSHIRE
INSURANCE DEPARTMENT

In Re: The Kilgore Agency and Jeffrey B. Kilgore
Docket No.: INS. No. 17-043-EP

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NH INSURANCE DEPT.
DEC 26 2017

Consent Order

This Consent Order ("Order") is made between the New Hampshire Insurance Department ("NHID") and The Kilgore Agency and Jeffrey B. Kilgore, the terms of which are as follows:

1. The Kilgore Insurance Agency, ("Agency Respondent") is a non-resident licensed insurance company with its principal place of business located at 5 Centennial Drive Peabody, MA 01960. The Agency Respondent has been licensed with the NHID since February 11, 2005.
2. Jeffrey B. Kilgore ("Producer Respondent") is a non-resident New Hampshire insurance producer. The Producer Respondent has been licensed in New Hampshire since February 11, 2005 and is the Designated Responsible Licensed Producer ("DRLP") and partner of the Agency Respondent.
3. Both the Agency Respondent and the Producer Respondent are individually licensed with the NHID.
4. On June 15, 2017 the Agency Respondent and the Producer Respondent executed a joint Consent Agreement and Order with the Commonwealth of Massachusetts, Division of Insurance (MADOI).
5. Neither the Agency Respondent, nor the Producer Respondent has reported this administrative action to the NHID within thirty days as required. Therefore, this is a violation of RSA 402-J:17, I by both the Agency Respondent and Producer Respondent.
6. Previously, on July 31, 2012, the Agency Respondent entered into a Consent Order with the NHID for the exact same conduct in that they failed to report a MADOI administrative action within thirty days as required. This Consent Order was signed by Jeffrey B. Kilgore, Producer Respondent, as partner and DRLP for the agency.
7. The Agency Respondent and the Producer Respondent demonstrated incompetence and/or untrustworthiness in the conduct of business by neglecting to timely report a second administrative action after each Respondent had been made fully aware of the requirements of RSA 402-J:17, I when they entered into the 2012 Consent Order with the NHID. The Respondents' continued conduct of neglecting to timely report administrative actions demonstrates an unacceptable pattern of failure to abide by New Hampshire insurance laws. This is a violation of RSA 402-J:12, I, (h) by each Respondent.

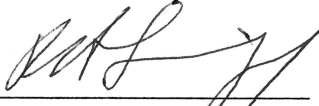
ORDER

8. Therefore, the NHID orders and each Respondent consents to the following:
- a. Each Respondent acknowledges that the conduct described above violated RSA 402-J:17, I and RSA 402-J:12, I, (h).
 - b. Each Respondent acknowledges that the NHID has the authority to impose a penalty pursuant to RSA 402-J:12 and RSA 400-A:15, III.
 - c. Each Respondent agrees to pay an administrative fine in the amount of \$5,000.00, for a total fine of \$10,000. The check must be made payable to "Treasurer, State of New Hampshire," and should be mailed or hand-delivered to the attention of Carolyn Petersen, New Hampshire Insurance Department, 21 South Fruit Street, Suite 14, Concord, New Hampshire 03301.
 - d. In the event that the Respondent fails to meet any of the terms set forth in the preceding paragraphs, the NHID may institute proceedings to revoke the Respondents' nonresident agency license or nonresident producer license, as applicable, for violations of RSA 402-J:17, I under the authority of RSA 402-J:12, V.
 - e. By entering into this Consent Order, the NHID and the Respondents intend to resolve all issues relating to the above mentioned matters. This Consent Order shall be deemed a complete settlement and full and final resolution and is in lieu of any other action that could have been brought by the NHID relating to the matters disclosed herein. Provided however, notwithstanding the foregoing, the NHID may take any and all appropriate actions should the Respondents violate any provision of the State's insurance laws in the future.
 - f. This Consent Order shall be fully enforceable in any Superior Court in the State of New Hampshire, and any action to enforce this Consent Order shall be governed by the laws of the State of New Hampshire.

IT IS SO ORDERED

NEW HAMPSHIRE INSURANCE DEPARTMENT

Date: 12-27-17




Roger A. Sevigny, Commissioner

Date: 12/20/17



Jeffrey B. Kilgore, DRLP for The Kilgore Agency

Date: 12/20/17



Jeffrey B. Kilgore