

STATE OF MICHIGAN
DEPARTMENT OF ENERGY, LABOR & ECONOMIC GROWTH
OFFICE OF FINANCIAL AND INSURANCE REGULATION

Before the Commissioner of Financial and Insurance Regulation

In the matter of:

Office of Financial and Insurance Regulation

Enforcement Case No. 09-7154

Petitioner,

v

Behavioral Health Professionals, Inc.
System I.D. No. 0072099

Respondent

Issued and entered
on 1/19/2010
by Stephen R. Hilker
Chief Deputy Commissioner

CONSENT ORDER AND STIPULATION

A. Findings of fact and conclusions of law

1. Pursuant to Section 36(1) of the Third Party Administrator Act (the "TPAA"), MCL 550.936(1), Respondent was required to file its annual statement (Statement) with the Office of Financial and Insurance Regulation (OFIR) on or before March 1, 2008.
2. Contrary to Section 36(1) of the TPAA, Respondent filed its Statement with OFIR on August 28, 2008.
3. Respondent has violated Section 36(1) of the TPAA, MCL 550.936(1), by failing to promptly file its Statement with OFIR.

B. Order

Based on the findings of fact and conclusions of law above and Respondent's stipulation, the Chief Deputy Commissioner ORDERS that:

1. Respondent shall immediately cease and desist from operating in such a manner as to violate Section 36(1) of the Third Party Administrator Act, MCL 550.936(1).
2. Henceforth, Respondent shall annually file its Statements on or before March 1 of the year following that covered by the Statement.

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3. Respondent shall pay to the state of Michigan, through the Office of Financial and Insurance Regulation, a fine in the amount of \$250. The fine shall be paid within 30 days of the date of entry of this Order.



Stephen R. Hilker
Chief Deputy Commissioner

C. STIPULATION

I, DAVID E. SCHMEHL, acting on behalf of Behavioral Health Professionals, Inc. have read and understand the proposed Consent Order above. I also enter into this Stipulation on behalf Behavioral Health Professionals, Inc. Behavioral Health Professionals, Inc. agrees that the Chief Deputy Commissioner has jurisdiction and authority to issue this Consent Order pursuant to the Third Party Administrator Act, MCL 550.901 *et seq.*, and the Administrative Procedures Act of 1969, MCL 24.201 *et seq.* Behavioral Health Professionals, Inc. voluntarily waives the right to a hearing in this matter if this Consent Order is issued. Behavioral Health Professionals, Inc. understands that this Stipulation and Consent Order will be presented to the Chief Deputy Commissioner for approval and that the Chief Deputy Commissioner may or may not issue this Consent Order. Behavioral Health Professionals, Inc. waives any objection to the Commissioner deciding this case following a hearing in the event the Consent Order is not approved. Henceforth, Behavioral Health Professionals, Inc. agrees to comply with the requirements of the Third Party Administrator Act. Behavioral Health Professionals, Inc. agrees with the findings of fact and conclusions of law as set forth in the above Consent Order. Behavioral Health Professionals, Inc. agrees to the entry of this Order.

Behavioral Health Professionals, Inc.

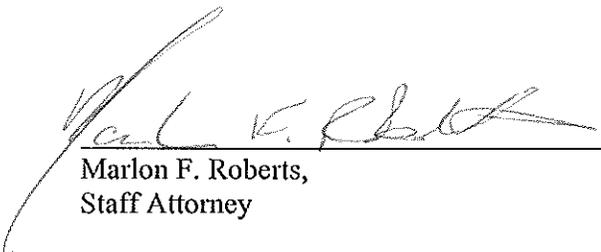
Dated: 1.12.10



By: DAVID E. SCHMEHL
Its: CEO

The Office of Financial and Insurance Regulation staff approves this stipulation and recommends that the Chief Deputy Commissioner issue the above Consent Order.

Dated: 1/19/2010



Marlon F. Roberts,
Staff Attorney