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**BEFORE THE INSURANCE COMMISSIONER
OF THE STATE OF UTAH**

| | | |
|---------------------------------------|---|---------------------------------------|
| COMPLAINANT: | : | NOTICE OF INFORMAL |
| | : | ADJUDICATIVE PROCEEDING |
| UTAH INSURANCE DEPARTMENT | : | AND ORDER |
| | : | |
| RESPONDENT: | : | DOCKET NO. <u>2010-0109</u> PC |
| | : | |
| PHILLIPS-HANSEN LAND TITLE CO. | : | E-CASE NO. <u>2702</u> |
| 32 South Main Street | : | |
| Brigham City, Utah 84302 | : | |
| Attention: Bruce Evans | : | |
| | : | |
| License No.: 2614 | : | |

The Utah Insurance Department has commenced this informal adjudicative proceeding pursuant to the Utah Code Annotated (U.C.A.), Sections 31A-2-201 and 63-46b-3 and Utah Administrative Code (U.A.C.), Rule R590-160. Based upon information contained in agency files or known to the Commissioner, the Commissioner makes the following:

FINDINGS OF FACT

1. Respondent is a licensed title insurance agency in the State of Utah.

2. Respondent failed to file an Annual Report and a Controlled Business Report for the calendar year 2009 with the Commissioner by the thirtieth day of April 2010.

3. Respondent also failed to file its Annual and Controlled Business Reports in year 2006.

CONCLUSION OF LAW

1. In failing to file an Annual Report and a Controlled Business Report with the Commissioner when due, Respondent violated Utah Code Ann. §31A-23a-413 and Utah Admin. Code, Rule R592-11-4, R592-11-5, and R592-11-6.

ORDER

IT IS HEREBY ORDERED:

1. Respondent is assessed an administrative forfeiture in the amount of \$ 2,000.00. Said forfeiture shall be paid no later than ten (10) days after the date this Order becomes final.

2. Respondent shall properly file the documents herein found not to be properly filed, to be received in the offices of the Utah Insurance Department no later than ten (10) days after this Order becomes final.

3. This Order shall become final fifteen (15) days after the date of mailing unless a written request for a hearing is received from the Respondent in the offices of the department prior to that date. A written request for a hearing shall be signed by the person making the request and shall state the basis for the relief requested.

NOTIFICATION

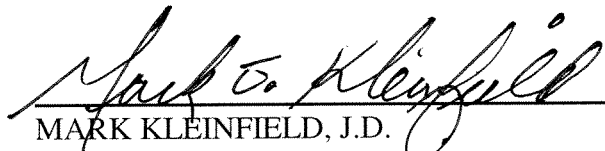
If you request a hearing regarding this matter, the department will be represented by M. Gale Lemmon, Assistant Attorney General, 160 E. 300 S., Fifth Floor, P.O. Box 140874, Salt Lake City, Utah 84114-0874, Telephone Number (801) 366-0375. Failure to request a hearing will be considered a failure to exhaust administrative remedies and will preclude any further administrative or judicial review or appeal of this matter.

You are further notified that a failure to obey an Order of the commissioner may subject you to further penalties, including forfeitures of up to \$5,000.00 per violation and the suspension or revocation of your license of the filing of an action to enforce this Order in District Court which may impose forfeitures of up to \$10,000.00 per day for continued violation.

Questions regarding this Administrative Proceeding should be directed to Tammy Greening at the Utah Insurance Department, Market Conduct Division (801) 538-3786.

DATED THIS 6th day JULY, 2010.

NEAL T. GOOCH
INSURANCE COMMISSIONER



MARK KLEINFELD, J.D.

ADMINISTRATIVE LAW JUDGE
Utah Insurance Department
State Office Building, Room 3110
Salt Lake City, Utah 84114
Telephone (801) 538-3800

CERTIFICATE OF MAILING

I do hereby certify that on this date I mailed, by regular mail, postage prepaid a true and correct copy of the attached:

NOTICE OF INFORMAL
ADJUDICATIVE PROCEEDING
AND ORDER

To the following:

Phillips-Hansen Land Title Co.
Bruce Evans
32 South Main Street
Brigham City, UT 84302

DATED this 7th day of July 2010



Linda Hardy
Utah Department of Insurance
State Office Building, Room 3110
Salt Lake City, UT 84114-6901

**UTAH
Invoice - Original**

Printed Date: July 06, 2010
Invoice Date: July 06, 2010
Balance Due: \$2,000.00
Due Date: July 31, 2010
Invoice ID: 466607
Payor ID: 6315

BRUCE EVANS
PHILLIPSHANSEN LAND TITLE COMPANY
32 SOUTH MAIN STREET
BRIGHAM CITY UT 84302

| Item Description | Amount |
|---|--------------------|
| 7/6/2010 Monetary Penalty Agency E-Case 2702 Docket 2010-1009 PC | \$2,000.00 |
| | <hr/> |
| Original Amount Due | \$2,000.00 |
| | <hr/> |
| Payments Received | Balance Due |

**UTAH
Invoice - Original**

Invoice Date: July 06, 2010
Balance Due: \$2,000.00
Due Date: July 31, 2010
Invoice ID: 466607
Payor ID: 6315
Payor Name: PHILLIPS-HANSEN
LAND TITLE
COMPANY

Make checks payable to: Utah Insurance Department

Send payment to:

Utah Insurance Department
3110 State Office Building
Salt Lake City, UT 84114-6901