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

**COMPLAINANT:**

UTAH INSURANCE DEPARTMENT

**RESPONDENT:**

GLADYS MARY BRECHT  
9333 Nesbitt Road  
Bloomington, MN 55437  
License No. 257832

**MOTION TO DISMISS  
ADMINISTRATIVE ACTION  
AND  
ORDER**

**Docket No. 2008-022-LC**

Enf. Case No. 2139


**MOTION**

Comes now, M. Gale Lemmon, Legal Counsel for Complainant, and hereby moves for dismissal of the above captioned administrative action on the following grounds:

1. Respondent has submitted an Agreement for Surrender of License in Lieu of Administrative Action dated March 31, 2008, which agreement was accepted by the commissioner.

2. This action should, therefore, be dismissed pursuant to that Agreement and in the interests of justice.

DATED this 9<sup>th</sup> day of April, 2008.

  
M. GALE LEMMON  
Assistant Attorney General  
Attorney for Utah Insurance Department

**ORDER**

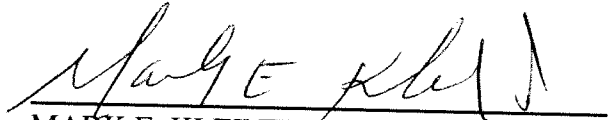
Based upon the motion of counsel, and good cause otherwise appearing, it is

**HEREBY ORDERED:**

1. The Order previously entered in this matter dated March 7, 2008, is hereby vacated and the administrative action is hereby dismissed.

DATED this 10<sup>th</sup> day of April, 2008.

D. KENT MICHIE  
INSURANCE COMMISSIONER



MARK E. KLEINFELD, Esq.  
Administrative Law Judge  
Utah Insurance Department  
State Office Building, Rm 3110  
Salt Lake City, UT 84114  
Telephone (801) 538-3800



Jon M. Huntsman, Jr.  
Governor

Gary R. Herbert  
Lieutenant Governor

# State of Utah

## INSURANCE DEPARTMENT

D. Kent Michie  
Commissioner

### AGREEMENT FOR SURRENDER OF LICENSE IN LIEU OF ADMINISTRATIVE ACTION

The parties to this agreement are The Utah Insurance Commissioner ("Commissioner") and Gladys Mary Brecht ("Licensee").

This agreement is entered into and is effective on the date herein noted below.

WHEREAS, the Utah Insurance Department ("Department") has commenced an investigation of the Licensee for alleged violation(s) of the Utah Insurance Code, Department rules and/or an order of the Commissioner, and

WHEREAS, the alleged violation(s) would have resulted in an administrative action being taken against the Licensee, and

WHEREAS, if proven, the alleged violation(s) would **not** have resulted in the revocation of the license(s) of the Licensee, but would have resulted in other administrative sanctions being imposed, and

WHEREAS, the Licensee desires to surrender its insurance license(s) rather than have an administrative action taken against the Licensee by the Department,

#### IT IS HEREBY AGREED:

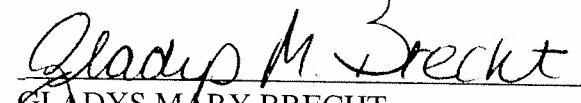
1. The Licensee hereby surrenders its Utah insurance license(s) to the Commissioner who hereby accepts the surrender of the Licensee's license(s) effective as of the date of this agreement.
2. This surrender is in lieu of any administrative action that may have been taken against the Licensee for any violations of the Utah Insurance Code, Department rules, or an order of the Commissioner now known to the department.
3. This agreement, along with the allegations relating thereto, is reportable to the National Association of Insurance Commissioners (NAIC) and any other entity requesting

information on the Licensee by the Department. Further, the Licensee agrees to provide information regarding this agreement to any insurance department in the United States or any of its territories when applying for an insurance license or any renewal thereof or to any insurer inquiring if any insurance department has taken action against the license of the Licensee.

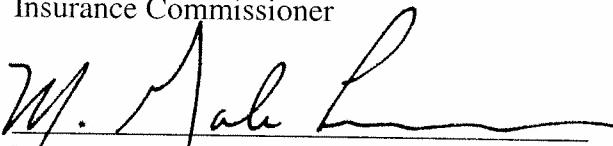
4. The Licensee may not apply for any insurance license in the State of Utah within 5 years of the date of this agreement, unless specific written permission has been received from the Commissioner.

DATED this 31 day of March, 2008.

LICENSEE SIGNATURE

  
GLADYS MARY BRECHT  
Utah Insurance License No. 257832

D. KENT MICHIE  
Insurance Commissioner

  
M. Gale Lemmon, JD, MBA  
Assistant Attorney General

Licenses Surrendered:

Type:

License No.:

Utah Non-resident Producer

257832

CERTIFICATE OF MAILING

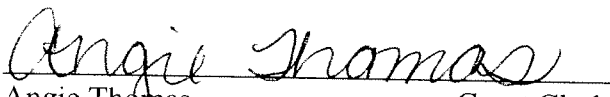
I do hereby certify that on this date I mailed, by regular mail, postage prepaid, a true and correct copy of the attached:

MOTION TO DISMISS  
ADMINISTRATIVE ACTION  
AND  
ORDER

To the following:

Gladys Mary Brecht  
9333 Nesbitt Road  
Bloomington, MN 55437

DATED this 14th day of April 2008.

  
Angie Thomas Court Clerk

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