

M. GALE LEMMON #4363  
Assistant Attorney General  
MARK L. SHURTLEFF #4666  
Attorney General  
Attorneys for Utah Insurance Department  
State Office Building, Room 3110  
Salt Lake City, UT 84114  
Telephone (801) 538-3872

## BEFORE THE INSURANCE COMMISSIONER OF THE STATE OF UTAH

**COMPLAINANT:**

UTAH INSURANCE DEPARTMENT

**RESPONDENT:**

PAUL R WOSNIG  
815 CANTERBURY CASTLE LN  
GREEN BAY, WI 54313-7477

License No. 265973

**NOTICE OF INFORMAL  
ADJUDICATIVE PROCEEDING  
AND ORDER**

**Failure to Respond**

DOCKET No. 2008-130 LC

Enf. Case No. 2276

---

The Utah Insurance Department has commenced this informal adjudicative proceeding pursuant to Utah Code Annotated (U.C.A.) §§ 31A-2-101 and 63G-4-201 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 an agent authorized to do the business of insurance in the State of Utah holding License number 265973.
2. Respondent failed to properly respond to an initial inquiry of the Commissioner dated August 6, 2008.

3. The Respondent failed to respond to telephone messages left on his business phone on August 21, 2008 requesting him to respond to the initial inquiry of the Commissioner.

4. The Respondent was required, by first class letter dated August 21, 2008, certified letter dated September 2, 2008, and first class letter September 9, 2008 to provide a substantive response to the Commissioner's initial inquiry on or before September 19, 2008.

7. As of the date of this Notice of Informal Adjudicative Proceeding and Order, no response has been received and the time for response and any extensions granted has expired.

Having entered his Findings of Fact, the Commissioner now enters his:

### **CONCLUSION OF LAW**

1. In failing to submit a timely response to an inquiry from the Commissioner, the Respondent violated U.C.A. Subsection 31A-2-202(4).

Based upon the foregoing Findings of Fact and Conclusions of Law, the Commissioner now enters the following:

### **ORDER**

#### **IT IS HEREBY ORDERED:**

1. Respondent shall pay an administrative forfeiture in the amount of \$250.00. Said forfeiture shall be paid no later than ten (10) days after the date this Order becomes final.

2. Respondent shall provide a substantive response to the Commissioner's inquiries to be received in the offices of the Utah Insurance Department no later than ten (10) days after the date 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, State Office Building, Room 3110, Salt Lake City, Utah 84114, Telephone Number (801) 538-3800. 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 \$2,500.00 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 \$5,000.00 per day for continued violation.

You are further notified that other jurisdictions in which you may be licensed may require that you report this action to them.

Questions regarding this Adjudicative Proceeding should be directed to Richard Grieser, 801-537-9057.

DATED THIS 24<sup>th</sup> day of September, 2008.

D. KENT MICHIE  
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

**UTAH  
Invoice - Original**

Printed Date: September 24, 2008  
Invoice Date: September 24, 2008  
Balance Due: \$250.00  
Due Date: October 19, 2008  
Invoice ID: 392926  
Payor ID: 1341966

WOSNIG PAUL R  
815 CANTERBURY CASTLE LN  
GREEN BAY WI 54313-7477

<b>Item Description</b>	<b>Amount</b>
9/24/2008 Monetary Penalty Individual E-Case 2276 Docket # 2008-130 LC	\$250.00
<b>Original Amount Due</b>	<u>\$250.00</u>

**UTAH  
Invoice - Original**

Invoice Date: September 24, 2008  
Balance Due: \$250.00  
Due Date: October 19, 2008  
Invoice ID: 392926  
Payor ID: 1341966  
Payor Name: WOSNIG, PAUL R

Make checks payable to: Utah Insurance Department

Send payment to:

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

CERTIFICATE OF MAILING

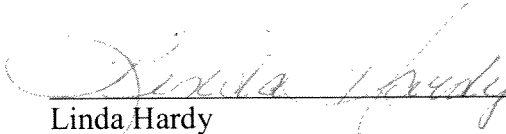
I do hereby certify that on this date I mailed, by regular mail, postage prepaid, a true and correct copy of the attached:

NOTICE OF INFORMAL  
ADJUDICATIVE PROCEEDING  
AND ORDER

To the following:

Paul Wosnig  
815 Canterbury Castle Ln  
Green Bay, WI 54313-7477

DATED this 24<sup>th</sup> day of September, 2008.

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