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

**COMPLAINANT:**

UTAH INSURANCE DEPARTMENT

**RESPONDENT:**

JULIE KAYE HOLDEN  
1207 West 650 South  
Lehi, UT 84043  
License No. 304673

**STIPULATION  
&  
ORDER**

Docket No. 2009-066 LC

Enf. Case No. 2324

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MAY 21 2009  
UTAH STATE  
INSURANCE DEPT

**STIPULATION**

1. Respondent, Julie Kaye Holden, is a licensed resident insurance agent in the State of Utah, holding License No. 304673.
2. Respondent stipulates with the Complainant, Utah Insurance Department, as follows:
  - a. If a hearing were held, witnesses called by the Complainant could offer and introduce evidence that would support the Findings of Fact herein;
  - b. Respondent admits the Findings of Fact and Conclusions made therefrom;
  - c. Respondent stipulates to the summary entry of the Order herein which shall be in lieu of other administrative proceedings by Complainant in this matter; and

d. Respondent and Complainant have negotiated the terms of the Order entered herein and Respondent agrees to its entry and further agrees to be bound by all its terms.

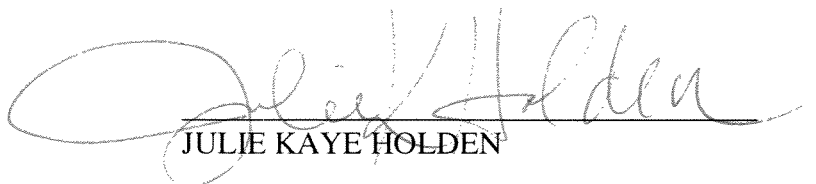
3. Respondent is aware of her right to a hearing at which she may be represented by counsel, present evidence and cross-examine witnesses. Respondent has irrevocably waived her right to such hearing and to any appeal related thereto.

4. Respondent admits the jurisdiction of the State of Utah Insurance Commissioner as to all matters herein.

5. Respondent is acting herein free from any duress or coercion of any kind or nature, having been advised fully as to her rights set forth herein.

6. Respondent acknowledges that the issuance of this Order by the Commissioner is solely for the purpose of disposition of the matter entitled herein.

DATED this 19<sup>th</sup> day of May, 2009.

  
JULIE KAYE HOLDEN

  
UTAH INSURANCE DEPARTMENT  
M. Gale Lemmon, Assistant Attorney General

Based upon the foregoing Stipulation and information in the file, the Presiding Officer makes the following Findings of Fact:

**FINDINGS OF FACT**

1. Respondent submitted an application for a resident insurance agent’s license to the department on November 4, 2008.

2. In her application, Respondent answered “No” to the question “Have you ever been convicted of, or are you currently charged with committing a crime?”

3. At the time of the submission of her application, Respondent knew that she had been convicted of three counts of Fraud – Issuing a Bad Check, all class B misdemeanors.

4. In her application, Respondent also answered “No” to the question “Have you ... ever been involved in an administrative proceeding regarding any professional or occupational license?”

5. At the time of the submission of her application, Respondent knew that her Utah Mortgage Lender Agent’s license had been placed on a two year term of probation in 2005.

6. Respondent, further, has an outstanding civil judgment against her in the amount of \$844.00, which has been outstanding and unpaid since October 1, 2007.

Based upon the foregoing Stipulation and Findings of Fact, the Presiding Officer enters the following Conclusions of Law:

**CONCLUSIONS OF LAW**

1. In submitting false information in her license application, Respondent violated Utah Code Annotated § 31A-2-202(6).

2. In failing to notify the department of a criminal conviction, Respondent violated Utah

Code Annotated § 31A-23a-105(2).

3. In failing to notify the department of an administrative action taken against a license she held, Respondent violated Utah Code Annotated § 31A-23a-105(2).

4. Respondent's actions demonstrate that she does not meet the character requirements to hold an insurance agent's license of being competent and trustworthy under Utah Code Annotated § 31A-23a-107(2).

5. Respondent's insurance agent's license should be revoked pursuant to Utah Code Annotated § 31A-23a-111(5)(b)(i), is unqualified for a license; -111(5)(b)(ii), has violated an insurance statute; -111(5)(b)(iv), fails to pay any final judgment rendered against her in this state within 60 days after the day on which the judgment became final; and -111(5)(b)(ix), provides information in the license application that is incorrect, misleading, incomplete or materially untrue.

Based upon the foregoing Stipulation, Findings of Fact and Conclusions of Law, the Presiding Officer herewith enters the following Order:

### **ORDER**

IT IS HEREBY ORDERED:

1. Respondent's insurance agent's license is revoked forthwith.
2. Respondent shall immediately cease doing any insurance business in the State of Utah.

### **NOTIFICATION**

Respondent is hereby notified that failure to abide by the terms of this Order may subject you to further penalties, including additional forfeitures of up to \$5,000.00 per violation, and the filing of an action to enforce this Order in the District Court, which may impose penalties of up

to \$10,000.00 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.

DATED this 27<sup>th</sup> day of May, 2009.

D. KENT MICHIE  
INSURANCE COMMISSIONER

  
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MARK E. KLEINFELD, Esq.  
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:

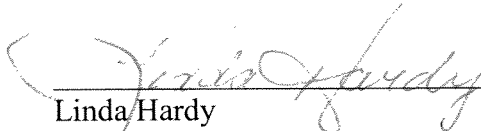
STIPULATION  
&  
ORDER

LICENSE REVOKED

To the following:

Julie Kaye Holden  
1207 West 650 South  
Lehi, Utah 84043

DATED this 27<sup>th</sup> day of May, 2009.

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