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APR 21 2011  
UTAH STATE  
INSURANCE DEPT.

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BEFORE THE INSURANCE COMMISSIONER  
OF THE STATE OF UTAH

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**COMPLAINANT:**

UTAH INSURANCE DEPARTMENT

**RESPONDENT:**

GREGORY V. HAGEN  


License No. 348600

**STIPULATION AND ORDER**

Docket No. 2011-053 LC

Enf. Case No. 2746

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**STIPULATION**

1. Respondent, Gregory V. Hagen is a resident bail bond agent licensed in the State of Utah, holding License No. 348600.
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 his right to a hearing at which he may be represented by counsel, present evidence and cross-examine witnesses. Respondent has irrevocably waived his 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 his rights set forth herein.

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

DATED this 19 day of April, 2011.

  
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GREGORY V. HAGEN

  
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UTAH INSURANCE DEPARTMENT  
M. Gate Lemmon, Assistant Attorney General

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

**FINDINGS OF FACT**

1. This matter arises following a random audit of agents and any outstanding judgments entered against them that had not been satisfied within sixty days of entry.

2. On November 17, 2010, a Department investigator verified that Respondent Gregory V. Hagen had one outstanding state tax lien over sixty days old.

3. The tax lien was entered on 9/20/2010 as case no. 106929601 in the amount of \$1,342.93.

4. On December 21, 2010, the investigator spoke to the Respondent who stated he had requested from the Tax Commission a payment plan as he was unable to pay the judgment in full at that time.

5. On December 23, 2010, Respondent emailed the notice of lien and payment plan to the investigator. Respondent has cooperated fully in the investigation and has agreed to the recommended 24 month probation.

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

**CONCLUSIONS OF LAW**

1. Utah Code Ann. § 31A-23a-111 addresses action the commissioner may take including revocation, suspension, lapsing, limiting or otherwise terminating a license for enumerated

causes and states in part:

**(5) (a) If the commissioner makes a finding under Subsection (5)(b), as part of an adjudicative proceeding under Title 63G, Chapter 4, Administrative Procedures Act, the commissioner may:**

(I) revoke:

(A) a license; or

(B) a line of authority;

(ii) suspend for a specified period of 12 months or less:

(A) a license; or

(B) a line of authority;

(iii) limit in whole or in part:

(A) a license; or

(B) a line of authority; or

(iv) deny a license application.

(b) The commissioner may take an action described in Subsection (5)(a) if the commissioner finds that the licensee:

(I) is unqualified for a license or line of authority under Section **31A-23a-104, 31A-23a-105, or 31A-23a-107;**

(ii) violates:

(A) an insurance statute;

(B) a rule that is valid under Subsection **31A-2-201(3)**; or

© an order that is valid under Subsection **31A-2-201(4)**;

(iii) is insolvent or the subject of receivership, conservatorship, rehabilitation, or other delinquency proceedings in any state;

**(iv) fails to pay a final judgment rendered against the person in this state within 60 days after the day on which the judgment became final;**

(Emphasis added.)

2. Respondent failed to satisfy a judgment within sixty days of its entry and be subject to revocation or suspension of his license under the above statutory provisions.

3. Respondent has accepted responsibility and is on a payment plan to satisfy the subject judgment, therefore probation for a period of 24 months is appropriate.

**ORDER**

**IT IS HEREBY ORDERED:**

1. Respondent is placed on probation for a period of 24 months commencing with the issuance of this Order. The terms of probation are (1) that Respondent reach an agreement with the creditor for payment of the judgment and provide the Department investigator with a copy of the agreement within 30 days; (2) that Respondent pay the judgment in full in accordance with the agreement; and (3) that the Respondent shall have no violations of the Utah Insurance Code, Department Rules or any order of the commissioner.

DATED this \_\_\_\_\_ day of APR 25 2011, 2011.

NEAL T. GOOCH  
Insurance Commissioner



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

**NOTIFICATION**

You are hereby notified that a failure to obey an Order of the Commissioner may subject you to further penalties, including forfeitures of up to \$5,000 per violation and the suspension or revocation of your license and the filing of an action in district court, which may impose penalties of up to \$10,000 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.