

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, Utah 84114
Telephone: (801) 538-3872

BEFORE THE INSURANCE COMMISSIONER
OF THE STATE OF UTAH

COMPLAINANT:

UTAH INSURANCE DEPARTMENT

RESPONDENT:

MANUEL RENE NEGRON
4386 W. Angle Pond Drive
South Jordan, UT 84095
License No. 264918

GENWEALTH ADVISORY GROUP
8821 S. Redwood Rd., Suite D
South Jordan, UT 84088
License No. 324790

STIPULATION AND ORDER

Docket No. 2011-242 LF

Enf. Case No. 2964 (Negron)
2965(GenWealth)

STIPULATION

1. Respondent Manuel Rene Negron (Negron) is a licensed resident insurance producer in the State of Utah, License No. 264918. Respondent GenWealth Advisory Group, Inc. (GenWealth), is a corporation organized under the laws of the State of Utah and is licensed resident insurance agency in the State of Utah, License No. 324790. Respondent Negron is an owner and president of Respondent GenWealth.

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2. Respondents stipulate 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. Respondents admit the Findings of Fact and Conclusions made therefrom;
 - c. Respondents stipulate to the summary entry of the Order herein which shall be in lieu of other administrative proceedings by Complainant in this matter; and
 - d. Respondents and Complainant have negotiated the terms of the Order entered herein and Respondents agree to its entry and further agree to be bound by all its terms.

3. Respondents are aware of their right to a hearing at which they may be represented by counsel, present evidence and cross-examine witnesses. Respondents have irrevocably waived their right to such hearing and to any appeal related thereto.

4. Respondents admit the jurisdiction of the State of Utah Insurance Commissioner as to all matters herein.

5. Respondents are acting herein free from any duress or coercion of any kind or nature, having been advised fully as to their rights set forth herein.

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

DATED this 20th day of OCTOBER, 2011.



GENWEALTH ADVISORY GROUP, INC.
Manuel Rene Negrón, President



MANUEL RENE NEGRÓN



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. On or about June 3, 2011, the New Business Department of Allianz Life Insurance Company of North America (the Insurer) identified a signature discrepancy on Policy # 70899921 for the Policy Delivery Receipt and the Policy Amendment, both of which were signed and dated June 3, 2011. According to the NAIC Fraud Report, on or about June 7, 2011, Respondent Manuel Rene Negron admitted to the Special Investigative Unit of Allianz that he had signed the applicant's name on the original documents in order to have the commissions released on the policy.

2. Allianz terminated the appointment of Respondent Negron on June 16, 2011.

3. Respondent Negron has admitted to the Utah Insurance Department that he did sign the applicant's name on the two documents referred to above in order to place the policy in force and obtain the commission. Respondent stated that later in the day on June 3, 2011, he met with the annuity applicant to get the applicant's signature on the same forms that he (Negron) had signed earlier that day. Negron then submitted the documents signed by the applicant to Allianz.

4. Respondent Negron was paid a commission of \$2,500 by Allianz for policy #70899921.

5. In taking the above actions, Respondent Negron was acting as an agent of Respondent GenWealth.

6. Although a revocation of license is allowed under Utah Code Ann. § 31A-31-302, on August 8, 2011, the Respondent, Respondents' attorney Brad Jacobsen, and an Department

investigator met to discuss an appropriate penalty. All parties agreed to an administrative forfeiture of \$5,000 plus 24 months probation, jointly and severally for Respondents Manuel Rene Negron and GenWealth Advisory Group, Inc.

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

CONCLUSIONS OF LAW

1. By knowingly presenting to the Insurer a written statement or representation knowing that it contained false or misleading information by reason, Respondent Negron violated Utah Code Ann. §§ 31A-23a-402(1)(a)(i) and 31A-31-103(1)(a).

2. Under Utah Code Ann. § 31A-23a-302(6) and (7), a person designated on an agency license is presumed to be acting on behalf of the agency in the conduct of business, and the commissioner may take action against the agency for that action.

3. Utah Code Ann. § 31A-2-308 provides that any person who violates any statute or rule shall forfeit to the State two times the amount of any profit gained from the violation, in addition to any other forfeiture or penalty imposed. Two times the commission earned on policy #70899921 is \$5,000.

4. An administrative forfeiture in the amount of \$5,000 and probation for a term of 24 months, imposed jointly and severally, is appropriate under the circumstances.

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 Manuel Rene Negron and Respondent GenWealth Advisory Group, Inc. are jointly and severally assessed an administrative forfeiture in the amount of \$5,000 to be paid to the Utah Insurance Department within 30 days of issuance of this Order.

2. Respondents Negron and GenWealth are each placed on probation for a term of 24 months beginning from the date of this Order. The terms of probation are that Respondents shall pay the administrative forfeiture in a timely manner and shall have no further violations of the Utah Insurance Code or Rules or any Order of the Commissioner.

DATED this 25th day of October, 2011.

NEAL T. GOOCH
Insurance Commissioner


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

NOTIFICATION

Respondents are hereby notified that failure to abide by the terms of this Order may subject them to further penalties, including additional forfeitures of up to \$5,000.00 per violation

for an agency and of up to \$2,500.00 per violation for an individual licensee, and the suspension or revocation of your licenses, 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.

CERTIFICATE OF MAILING

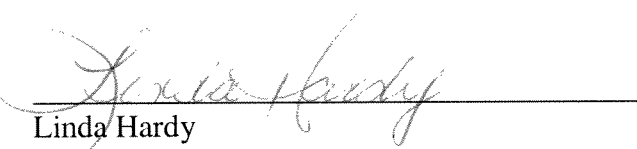
I do hereby certify that on this date I mailed, by regular mail, postage prepaid a true and correct copy of the attached:

STIPULATION & ORDER

To the following:

Manuel Rene Negrón
4386 W Angle Pond Drive
South Jordan, UT 84095
&
Genwealth Advisory Group
8821 S Redwood Rd., Suite D
South Jordan, UT 84088

DATED this 25th day October, 2011



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

**UTAH
Invoice - Original**

Printed Date: October 25, 2011
Invoice Date: October 25, 2011
Balance Due: \$5,000.00
Due Date: November 21, 2011
Invoice ID: 534207
Payor ID: 152084

NEGRON MANUEL RENE
4386 W ANGLE POND DR
SOUTH JORDAN UT 84095

Item Description

Amount

10/25/2011 Monetary Penalty Individual
E-Cases 2964&65 Docket 2011-242 LF

\$5,000.00

Original Amount Due \$5,000.00

Payments Received

Balance Due

**UTAH
Invoice - Original**

Invoice Date: October 25, 2011
Balance Due: \$5,000.00
Due Date: November 21, 2011
Invoice ID: 534207
Payor ID: 152084
Payor Name: NEGRON, MANUEL
RENE

Make checks payable to: Utah Insurance Department

Send payment to:

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