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

COMPLAINANT: UTAH INSURANCE DEPARTMENT RESPONDENT: THOMAS A. WOOD 7251 West Lake Mead, Suite 300 Las Vegas, NV 89128 License No. 107472	STIPULATION AND ORDER Docket No. 2013-137 HL Enf. Case No. 3369
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STIPULATION

1. Respondent, Thomas A. Wood, is an active non-resident producer in the State of Utah holding license number 107472.
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 herein.
 - 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 its right to a hearing at which it may be represented by counsel, present evidence, and cross-examine witnesses. Respondent has irrevocably waived its 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 its rights set forth herein.

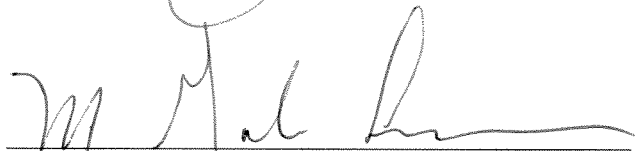
6. Respondent acknowledges that the issuance of this Order by the Commissioner is solely for purpose of disposition of the matter entitled herein.

7. If this agreement is not accepted or the penalty is not imposed as agreed upon by the parties, then this Stipulation will be void or of no effect.

DATED this 04 day of oct, 2013.



THOMAS A. WOOD



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. During the period May 1, 2006 through January 29, 2012, Respondent solicited and sold approximately eight (8) annuity contracts to Utah residents using forms that were not filed in Utah before being delivered or issued for delivery in Utah as required by law.

2. The annuity contracts did not comply with the Utah Standard Non-forfeiture law in that the contracts were either two-tier annuity products or single-tier products with higher surrender charges or charges covering a longer period of time than those allowed by Utah law.

3. Respondent knew the annuities were not available for sale in Utah, so the applications were submitted with false Nevada addresses and each application falsely stated that the forms were signed in Nevada, but delivered in Utah.

4. Allianz Life Insurance Company of North America (“Allianz”) then issued the annuity contracts to Utah residents on Nevada policy forms. The applications identified Nevada as the applicants’ place of residence, however Allianz later received “change of address” forms from several of the annuity owners listing their correct Utah addresses.

5. Respondent has agreed to an administrative forfeiture of \$4,000.00 and probation for a period of 24 months.

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

CONCLUSIONS OF LAW

1. In delivering insurance contracts in the State of Utah that did not meet Utah's Standard Non-forfeiture Law for individual annuities, Respondent violated Utah Code Ann. § 31A-22-409.

2. In using, selling or offering for sale insurance contracts not filed in the State of Utah, Respondent violated Utah Code Ann. § 31A-21-201(1).

3. In providing false or misleading information in applications for insurance contracts, Respondent violated Utah Code Ann. § 31A-23a-402(1)(a)(I).

4. The agreement between the Department and Respondent for an administrative forfeiture in the amount of \$4,000.00 and probation for a period of 24 months is appropriate in this matter.

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, Thomas A. Wood, is assessed an administrative forfeiture in the amount of \$4,000.00 which shall be paid to the department within thirty days of the date of this Order.

2. Respondent's insurance producer's license is placed on probation for a period of 24 months beginning with the date of this Order. The terms of probation are:

a. Respondent timely pay the forfeiture assessed herein;

b. Respondent shall complete a total of four hours of Department approved continuing education directly related to ethics by completing one (1) hour of Utah approved ethics continuing education every six months during the probationary period, providing evidence

of completion to the Department prior to the expiration of each six month period;

c. The total four hours of ethics education shall be separate and apart from the continuing education required to maintain Respondent's Nevada license; and

d. Respondent shall have no further violations of the Utah Insurance Code or Rules or of any Order of the Commissioner.


NOTIFICATION

You are hereby notified that a failure to obey an Order of the Commissioner may subject you to further penalties, including forfeiture of up to \$2,500.00 per violation and the suspension or revocation of your license and the filing of an action in district court, which may impose forfeitures 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 4th day of November, 2013.

TODD E KISER
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