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UTAH STATE  
INSURANCE DEPT.

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

UTAH INSURANCE DEPARTMENT,

Complainant,

vs.

**KENT SQUIRE ROLLINS,**  
5260 Trappers Loop  
Mtn. Green, Utah 84050

Respondent,

License No. 418315.

**STIPULATION  
AND ORDER**

**Docket No.** 2013-138 LF

Enforcement Case No. 3383

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The Utah Insurance Department (“Department”), by and through its attorney, Perri Ann Babalis, Assistant Attorney General, and Kent Squire Rollins (“Respondent”), a licensed insurance agent, hereby stipulate and agree as follows:

**STIPULATION**

1. Respondent, Kent Squire Rollins, is a licensed insurance agent in the State of Utah, holding License No. 418315.

2. Respondent admits the jurisdiction of the Utah Insurance Commissioner over Respondent and over the subject matter of this action.

3. Respondent specifically waives the right to a notice of agency action and its subsequent adjudicative proceeding under Utah Code Ann. § 63G-4-201. Respondent and the Commissioner hereby express their intent that this matter be resolved expeditiously through stipulation as contemplated in Utah Code Ann. § 63G-4-102(4).

4. Respondent affirms that Respondent enters into this stipulation voluntarily and knowingly.

5. Respondent affirms that the only promises, agreements, or understandings the Respondent has obtained from the Commissioner or from an agent or representative of the Commissioner regarding this stipulation are contained herein.

6. Respondent acknowledges that Respondent has been informed of Respondent's right to be represented by legal counsel and that if Respondent has waived this right. Respondent has either sought the advice of an attorney or has voluntarily chosen not to do so.

7. Respondent acknowledges that upon approval by the Respondent and the Commissioner, this stipulation shall be made a part of the attached final order, and shall be the final compromise and settlement of this matter, and is not subject to reconsideration, renegotiation, modification, appeal, or rehearing.

8. Respondent admits that on or about May 9, 2012, Jeffrey A. Wadman signed an annuity application that Respondent prepared from American Equity Investment Life Insurance Company.

9. Respondent admits that Mr. Wadman expressed concern that he would not be able to withdraw him money from the annuity without a penalty. In response to Mr. Wadman's concern, Respondent notified Mr. Wadman, in writing, that there would be no penalties for an early withdrawal from the annuity.

10. Respondent admits that Mr. Wadman still had apparent concerns and contacted

American Equity Investment Life Insurance Company directly concerning his ability to withdraw his money from the annuity without penalty.

11. Respondent admits that American Equity Investment Life Insurance Company could not confirm that there would be no penalty for an early withdrawal from the annuity.

12. Respondent admits that American Equity Investment Life Insurance Company cancelled Mr. Wadman's annuity, returned the premium payment to Mr. Wadman and rescinded Respondent's commission.

13. Respondent admits that he was terminated "for cause" by American Equity Investment Life Insurance Company.

14. Respondent admits that he met with the Department and acknowledged that he had written the annuity, had written the statement to Mr. Wadman that there would be no penalty for an early withdrawal, even though the policy specially provided for a penalty.

15. Respondent admits that the above acts and practices constitute violations of the Utah Insurance Code. Specifically, Respondent admits that Respondent has violated:

- a. Utah Code Ann. § 31A-23a-107, Character requirements;
- b. Utah Code Ann. § 31A-23a-402, Unfair marketing practices; and
- c. Utah Administrative Rule, R590-154.1, Marketing practices rule.

16. As full settlement of all of the issues raised in the stipulation, Respondent agrees as follows:

a. Respondent agreed to pay a forfeiture of \$1,500.00 to the Department within 30 calendar days from the date of the Order;

b. Respondent agrees to be placed on 24 months of probation; and

c. Respondent agrees that the probationary period, Respondent will complete one (1) hour of continuing education every six (6) months during this period. The continuing education shall be directly related to ethics. These four (4) hours of ethics credit shall be separate and apart from the 24 continuing education hours (and 3 ethics hours) that are required to maintain a producer license.

DATED this 28<sup>th</sup> day of October, 2013.

Kent Squire Rollins  
Kent Squire Rollins  
Respondent

DATED this 12<sup>th</sup> day of November, 2013.

JOHN E. SWALLOW  
Attorney General

Perri Ann Babalis  
Perri Ann Babalis  
Assistant Attorney General

Based upon the foregoing Stipulation, the Presiding Office hereby enters the following:

**ORDER**

IT IS HEREBY ORDERED:

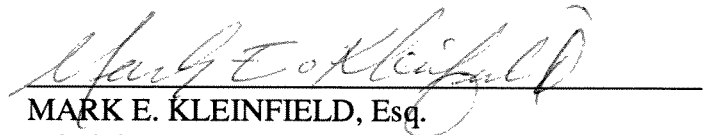
1. Respondent shall pay a forfeiture of \$1,500.00 to the Department within 30 ~~45~~ calendar days from the date of the Order;
2. Respondent shall be placed on 24 months of probation; and
3. Respondent shall, during the probationary period, complete one (1) hour of continuing education every six (6) months during this period. The continuing education shall be directly related to ethics. These four (4) hours of ethics credit shall be separate and apart from the 24 continuing education hours (and 3 ethics hours) that are required to maintain a producer license.

4. 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 \$2,500.00 per violation and the suspension or revocation of your license, 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.

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

DATED this 12<sup>th</sup> day of November, 2013.

TODD E. KISER  
INSURANCE COMMISSIONER



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