



**Insurance Department**

TODD E. KISER  
*Insurance Commissioner*

**State of Utah**  
GARY R. HERBERT  
*Governor*

SPENCER J. COX  
*Lieutenant Governor*

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

**COMPLAINANT:**

UTAH INSURANCE DEPARTMENT

**RESPONDENT:**

JEFF GREEN  
c/o Robert Duginger  
GPI Insurance Company, Inc.  
2010 Main Street Ste 650  
Irvine, California 92614-7294

JEFF GREEN  
c/o Ken Allen, Alta Captive Mgmt  
GPI Insurance Company, Inc.  
6415 S. 3000 E. Ste 230  
Salt Lake City, UT 84121-3544

License No. 165353

**NOTICE OF INFORMAL  
ADJUDICATIVE PROCEEDING  
AND ORDER**

Docket No. 2013-153 CA

Enf. Case No. 3427

The Utah Insurance Department has commenced this informal adjudicative proceeding pursuant to Utah Code Ann. §§ 31A-2-201 and 63G-4-201 and Utah Admin. Code R590-160.

Based upon information contained in agency files or known to the Commissioner, the Commissioner makes the following:

**FINDINGS OF FACT**

1. Respondent is an insurance agent authorized to do the business of insurance in the State of Utah holding License number 165353.

2. Respondent failed to properly file an annual Audit Report for the year ending 12/31/2012.

3. Thereafter, Respondent notified the Utah Insurance Department that the company's auditor, HKG, LLP, refuses to issue or complete the Audit Report due to unpaid billings from the respondent for the previous year's, 2011, audit services.

4. Respondent received an extension to said annual audit on June 12, 2013 for 30 days, requiring the information to be received no later than end of business July 12, 2013.

5. This delay in receiving the annual audit is a repeat offense, having had a similar issue in 2012.

6. As of the date of this Notice of Informal Adjudicative Proceeding and Order, no response has been received and the time for response and any extensions granted has expired.

Having entered his Findings of Fact, the Commissioner now enters his:

#### **CONCLUSIONS OF LAW**

1. In failing to submit a timely response to an inquiry from the Commissioner, the Respondent violated Utah Code Ann. § 31A-2-202(4).

Based upon the foregoing Findings of Fact and Conclusions of Law, the Commissioner now enters the following:

#### **ORDER**

#### **IT IS HEREBY ORDERED:**

1. Respondent is assessed an administrative forfeiture in the amount of \$1500.00. Said forfeiture shall be paid no later than ten (10) days after the date this Order becomes final.

2. Respondent shall provide a substantive response to the Commissioner's inquiries, to be received in the offices of the Utah Insurance Department, no later than ten (10) days after the date this Order becomes final.

3. This Order shall become final fifteen (15) days after the date of mailing unless a written request for a hearing is received from the Respondent in the offices of the Utah Insurance Department prior to that date. A written request for a hearing shall be signed by the person making the request and shall state the basis for the relief requested.

**NOTIFICATION**

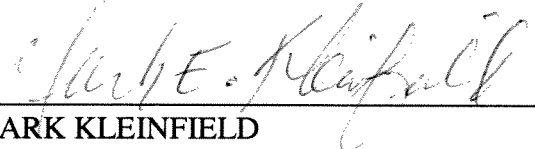
If you request a hearing regarding this matter, the department will be represented by Perri Ann Babalis, Assistant Attorney General, 160 East 300 South, Fifth Floor, P.O. Box 140874, Salt Lake City, Utah 84114-0874, Telephone Number (801) 366-0375. Failure to request a hearing will be considered a failure to exhaust administrative remedies and will preclude any further administrative or judicial review or appeal of this matter.

You are further notified that a failure to obey an Order of the commissioner may subject you to further penalties, including 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 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 17<sup>th</sup> day of December, 2013.

TODD E. KISER  
INSURANCE COMMISSIONER

  
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MARK KLEINFELD  
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:

NOTICE OF INFORMAL  
ADJUDICATIVE PROCEEDING  
AND ORDER

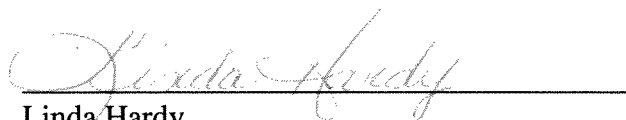
To the following:

JEFF GREEN  
c/o Robert Duginger  
GPI Insurance Company, Inc.  
2010 Main Street Ste 650  
Irvine, California 92614-7294

&

JEFF GREEN  
c/o Ken Allen, Alta Captive Mgmt  
GPI Insurance Company, Inc.  
6415 S. 3000 E. Ste 230  
Salt Lake City, UT 84121-3544

DATED this 17<sup>th</sup> December, 2013



Linda Hardy  
Market Conduct  
Utah Department of Insurance  
801-538-3860  
[lhardy@utah.gov](mailto:lhardy@utah.gov)



**State of Utah**

GARY R. HERBERT  
*Governor*

SPENCER J. COX  
*Lieutenant Governor*

# Insurance Department

## UTAH Invoice - Original

Robert Duginger  
GPI INSURANCE COMPANY INC  
c/o Alta Utah  
179 W WINCHESTER ST  
SALT LAKE CITY UT 84107-7237

Printed Date: December 17, 2013  
Invoice Date: December 17, 2013  
Balance Due: \$1,500.00  
Due Date: January 13, 2014  
Invoice ID: 668310  
Payor ID: 165353

Date	Item Description	Amount
12-17-2013	Monetary Penalty Company	\$1,500.00

### E-Case 3247 Docket 2013-153 CA

No Adjustments

No Payments

**Balance Amount Due** \$1,500.00

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## UTAH Invoice - Original

Make check payable to: Utah Insurance Department  
Send payment to:  
Utah Insurance Department  
3110 State Office Building  
Salt Lake City, UT 84114-6901

Invoice Date: December 17, 2013  
Balance Due: \$1,500.00  
Due Date: January 21, 2014  
Invoice ID: 668310  
Payor ID: 165353

### E-Case 3247 Docket 2013-153 CA

**Detach and Return this Voucher with Payment**  
Payments Will Not Be Processed without Voucher