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

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UTAH INSURANCE DEPARTMENT,

Complainant,

vs.

SCOTT L. STEINMETZ  
1040 E Highway 101  
Hyrum, Utah 84319-1477

Respondent.

**STIPULATION AND ORDER**

Docket No. 2014-117 LC

Enf. Case No. 3560

Mark Kleinfeld, J.D.  
Administrative Law Judge

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**STIPULATION**

The Utah Insurance Department (“Department”), by and through its legal counsel, and Scott L. Steinmetz (“Respondent”), hereby stipulate and agree as follows:

1. Respondent is an active licensed resident individual insurance producer holding license number 111796. Respondent’s business address is 1040 E Highway 101, Hyrum, Utah 84319.
2. The Department has jurisdiction over the parties and subject matter of this administrative action.

3. Respondent acknowledges notice of agency action pursuant to Utah Code § 63G-4-201; acknowledges that this Stipulation and Order is an informal proceeding pursuant to Utah Code § 63G-4-202; and irrevocably waives the right to any hearing, review or appeal concerning this matter.

4. This signed Stipulation and Order, along with the Findings of Fact and Conclusions of Law, shall not be subject to any reconsideration, renegotiation, modification, hearing or agency review or appeal.

5. If an administrative hearing were held, the Department could provide evidence that would support the Findings of Fact presented below; therefore, the Findings of Fact and Conclusions of Law presented below are accepted by the parties.

6. The issuance of the signed and adopted Order proposed below is solely for the purpose of disposing of the specific matter entitled herein.

7. The only promises, agreements and understandings that the parties have regarding this matter are contained in this Stipulation.


8. Respondent enters into this Stipulation voluntarily, knowingly, and free from any coercion of any kind.

9. The persons signing this Stipulation on behalf of the named parties hereby affirm that they are authorized to sign and bind the parties.

DATED this 15<sup>th</sup> day of January, 2015.

  
SCOTT L. STEINMETZ

DATED this 22<sup>nd</sup> day of January, 2015.

  
GARY D. JOSEPHSON  
Assistant Attorney General  
UTAH DEPARTMENT OF INSURANCE

Based upon the foregoing Stipulation and Department file, the Presiding Officer makes the following Findings of Fact:

**FINDINGS OF FACT**

1. On September 18, 2014 the Department received notification from Ohio National Financial Services regarding the termination of Respondent, as an agent, due to the Utah Department of Commerce Securities Division's sanction of Respondent for the unlicensed sale of securities.

2. Upon review of Respondent's records, it was found that Respondent had not reported the administrative action taken against him by the Utah Department of Commerce within thirty days as required by Utah Code Ann. § 31A-23a-105(2)(a) and (b).

3. On November 21, 2014 a market conduct examiner sent Respondent a request for explanation as to why Respondent had not self-reported the administrative action to the Department, and requested a copy of the Department of Commerce Order.

3. On November 24, 2014 Respondent, replied to the market conduct examiner, stating that he was unaware of the requirement to report the action to the Department. He also provided a copy of the Order as requested.

4. The Department recommended an administrative forfeiture of \$500.00. On December 4, 2014, Respondent agreed to the recommended administrative forfeiture.

Based upon the foregoing Stipulation and Findings of Fact, the Administrative Law Judge enters the following Conclusions of Law:

**CONCLUSIONS OF LAW**

1. Utah Code Ann. § 31A-23a-105 (2) (a) and (b) requires a licensed individual insurance producer to report to the Department an administrative action taken against the licensee by another regulatory agency in Utah within 30 days of the final disposition of the administrative action. The report to the Department must also include a copy of the complaint or other relevant legal document connected to the action.

2. By failing to report the Department of Commerce's administrative action against him within the 30 day period, Respondent violated the above statute.

3. The proposed administrative forfeiture of \$500.00 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:

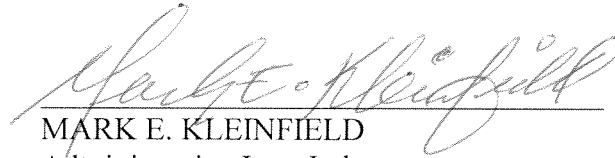
**ORDER**

**IT IS HEREBY ORDERED:**

1. Respondent Scott L. Steinmetz is hereby assessed an administrative forfeiture in the amount of \$500.00.
2. The administrative forfeiture shall be paid to the Department within thirty days of the date this Order is signed by the Commissioner.

DATED this 22 day of January, 2015.

TODD E. KISER  
Insurance Commissioner



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

**NOTIFICATION TO RESPONDENT**

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 forfeitures 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.