

Utah Insurance Department
State Office Building, Rm 3110
Salt Lake City, UT 84114
Telephone (801)538-3800
Jen Christian
Telephone 801.538.3172

**BEFORE THE INSURANCE COMMISSIONER
STATE OF UTAH**

COMPLAINANT:	:	NOTICE OF INFORMAL
	:	AGENCY ACTION
UTAH INSURANCE DEPARTMENT,	:	AND ORDER
	:	
VS.	:	
	:	
RESPONDENT:	:	Docket No. 3653
	:	
Gregory Thomas Smith	:	Enf. Case No. 2015-095 LC
3284 Beersheba Hwy	:	Judge Mark Kleinfeld
McMinnville, TN 37204	:	Administrative Law Judge
License Number 464619	:	
	:	

The Utah Insurance Department has commenced this informal adjudicative proceeding pursuant to Utah Code Ann. § 31A-2-201, 31A-3-103 and 63G-4-201 and Utah Admin. Code R590-102. Based upon information contained in agency files or known to the Department, the Department asserts the following facts:

FACTS

1. Respondent is a licensed insurance producer authorized to do the business of insurance in the State of Utah holding License Number 464619.
2. On or about February 6, 2015, Respondent's Non-Resident Producer license in the State of New York was revoked for failure to report another state's administrative action.

Respondent has violated 31A-23a-105(2) by failing to report an administrative action in another state within 30 days.

3. On May 30, 2015, the Department's Producer Licensing Division attempted to contact

Respondent at:

- a. The business email address, gsmith@benefitcommunications.com; and
- b. The mailing address, 6578 Slaughter Road, Primm Springs, TN 38476.

The email sent to Respondent's business email address was returned undeliverable. Respondent failed to respond to any of these inquiries.

4. On July 16, 2015, the Department's Market Conduct Division attempted to contact

Respondent at:

- a. The business email address, gsmith@benefitcommunications.com;
- b. The personal email address;
- c. The mailing address, 6578 Slaughter Road, Primm Springs, TN 38476; and
- d. The business address, 2977 Sidco Dr. Nashville, TN 37204.

The email sent to Respondent's business email address was returned undeliverable.

5. On July 27, 2015, the letter mailed to Respondent's mailing address, was returned with a

forwarding address: 3284 Beersheba Hwy, McMinnville, TN 37110. The Department sent another request for explanation to this address. Respondent has violated 31A-23a-412(1)(c) by failing to notify the commissioner of an address change within 30 days.

6. As of today, August 11, 2015, Respondent has failed to respond to any of the

Department's inquiries. Respondent has violated 31A-2-202(4) by failing to respond to multiple inquiries of the commissioner.

Based upon the foregoing facts, the Commissioner now enters the following Order:

ORDER

IT IS HEREBY ORDERED:

1. Respondent is assessed an administrative forfeiture in the amount of \$500.00. 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 regarding the lack of payment of fees.

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 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.

DATED THIS 11 day of August, 2015.

TODD E. KISER
INSURANCE COMMISSIONER



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

NOTIFICATION

If you request a hearing regarding this matter, please contact the Examiner, Jen Christian, at 801-538-3172. 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.