

Utah Insurance Department
State Office Building, Rm 3110
Salt Lake City, UT 84114
Brent Oscarson, Health Analyst
Telephone: (801) 538-3195
Email: boscarson@utah.gov

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

UTAH INSURANCE DEPARTMENT	:	NOTICE OF INFORMAL
COMPLAINANT,	:	AGENCY ACTION
	:	AND ORDER
	:	
RESPONDENT,	:	
State Farm Mutual Automobile Insurance Company:	:	Docket No. 2016-073 HL
Attn: Mollie Trease	:	
One State Plaza, Star, D-2	:	Enf. Case No. 3787
Bloomington, IL 61710	:	Judge Gregory Soderberg
	:	Administrative Law Judge
Utah Company Id. No. 716	:	
	:	
	:	

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 insurer domiciled in the State of ILLINOIS and authorized to do the business of insurance in the State of Utah, Utah Company Identification No. 716.
2. Respondent failed to timely file the annual Actuarial Certification Report electronically via SERFF on or before April 1, 2016, as required by Utah Code Ann. § 31A-30-106, Utah Admin. Code Rule R590-167, and Bulletin 2007-3.

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

CONCLUSION OF LAW

1. In failing timely file its annual Actuarial Certification Report, Respondent violated Utah Code Ann. § 31A-30-106, and Utah Admin. Code Rule R590-167.

2. Pursuant to Utah Code Ann. § 31A-2-308, the commissioner may impose a forfeiture of up to \$5,000 for each violation of the Utah Insurance Code or Rules.

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 \$750.00. Said forfeiture shall be paid no later than ten (10) days after the date this Order becomes final.

2. 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.

NOTIFICATION


If you request a hearing regarding this matter, please contact Brent Oscarson, Health Analyst. 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 17th day of June, 2016.

TODD E. KISER
INSURANCE COMMISSIONER



Gregory Soderberg
Administrative Law Judge
Utah Insurance Department
State Office Building, Room 3110
Salt Lake City, UT 84114
Telephone: (801) 538-3800