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INSURANCE DEPT.

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BEFORE THE INSURANCE COMMISSIONER
OF THE STATE OF UTAH

UTAH INSURANCE DEPARTMENT, Complainant, v. GEICO CASUALTY COMPANY 930 NORTH FINANCE CENTER DR TUCSON AZ 85710-1342 License #41491 Respondent.	**STIPULATION AND ORDER** Docket No. 2017-066 PC Enf. Case No. 3917 Lisa Watts Baskin, J.D. Administrative Law Judge

STIPULATION

The Utah Insurance Department ("Department"), by and through its legal counsel, and Geico Casualty Company ("Respondent"), through its authorized representative hereby stipulate and agree as follows:

1. Respondent is currently a property and casualty Insurer, licensed in the State of Utah under license number 41491. Respondent's address is 930 North Finance Center Drive, Tucson, AZ 85710-1342.

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; 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 below, shall not be subject to any reconsideration, renegotiation, modification, hearing or agency review or appeal.

5. 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 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 person signing this Stipulation on behalf of the named parties hereby affirms that they are authorized to sign and bind the parties.

DATED this 30th day of August, 2017.

HANK NAYDEN, Vice President
Legislative Counsel, General Counsel for
GEICO CASUALTY COMPANY.

DATED this 5th day of September, 2017.

GARY D. JOSEPHSON
Assistant Attorney General
UTAH DEPARTMENT OF INSURANCE

Based upon the foregoing Stipulation and Department file, the Administrative Law Judge makes the following findings of facts:

FINDINGS OF FACT

1. Based on a complaint and a subsequent investigation, the Department found that on January 4, 2017 Respondent sent a letter to a claimant stating that coverage for any vehicle storage charges would end the next day, on January 5, 2017.

Based upon the foregoing Stipulation and Findings of Fact, the Presiding Officer enters the following Conclusions of Law:

CONCLUSIONS OF LAW

1. Utah Admin. Code R590-190-11(12) requires an insurer to provide reasonable written notice to a claimant prior to termination of payment for auto storage charges. Respondent violated this Utah Insurance law when it sent a letter to the claimant on January 4, 2017, stating that coverage for storage charges would end the next day, on January 5, 2017.

Based upon the foregoing Stipulation and Findings of Fact and Conclusions of Law, Presiding Officer herewith enters the following Order:

ORDER

IT IS HEREBY ORDERED:

Respondent is hereby ordered to pay an Administrative Forfeiture in the amount of $3,000.00 to the Department within 30 days of the signing of this Order.

DATED this 6th day of September, 2017.

TODD E. KISER
Insurance Commissioner

Lisa Watts Baskin

Lisa Watts Baskin, J.D.
Administrative Law Judge
Utah Insurance Department

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.

CERTIFICATE OF MAILING

I do hereby certify that on this date I electronically transmitted a true and correct copy of the attached STIPULATION AND ORDER to the following:

GEICO CASUALTY COMPANY
OFFICE OF LEGISLATIVE COUNSEL
ONE GEICO PLAZA 5T
WASHINGTON, DC 20076
Email: DNielsen@geico.com

September 6, 2017
Date

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