
STATE OF UTAH
DEPARTMENT OF INSURANCE

UTAH INSURANCE DEPARTMENT,

Complainant,

vs.

TYRON WEBBER,
Insurance License Applicant,

Respondent.

AMENDED ORDER

Docket No. 2018-008 BB

Lisa Watts Baskin
Administrative Law Judge

The Utah Insurance Department (“Department”), by and through counsel, Perri Ann Babalis, filed a Motion for Summary Judgment, on June 14, 2018. The response from Mr. Tyron Webber (“Respondent”) was not received timely by June 28, 2018, pursuant to Utah Rules of Civil Procedure 7(d). Neither party requested a hearing. On July 3, 2018, the Department filed an Amended Request to Submit for Decision.

FINDINGS OF FACT

1. Respondent Webber has an outstanding arrearage in a court-ordered support obligation.
2. Since February 2, 2011, Respondent’s arrearages have ranged from \$5,000 to \$82,178. *Third Court District Court Docket*, Case No. 1169900571.
3. On February 7, 2018, Respondent had an arrearage in the amount of \$17,438.04. *Id.*
4. The Commissioner has authority to revoke a license or deny a license application pursuant to Utah Code § 31A-23a-111(5)(a)(i) and (iv), if the applicant or licensee “fails to comply with

an administrative order imposing a child support obligation[.]” Utah Code § 31A-23a-111(5)(b)(xxi).

5. In each of Respondent’s four applications for renewal of his Resident Limited Line Producer license, i.e., bail bond producer, Respondent denied that he had any “child support obligation in arrearage, which has not been previously reported to this state” with his written reply of “No.” Ex. B, C, D, E: dated respectively October 28, 2011; October 21, 2013; September 1, 2015; and November 4, 2017.
6. In the same renewal applications, Respondent responded that there were zero “(0)” months in which he was in arrearage. *Id.*
7. Pursuant to Utah Code §§ 31A-23a-111(5)(b)(ix) and 31A-35-103, the Commissioner has authority to revoke Respondent’s bail bond producer license for providing incorrect, misleading, incomplete, or materially untrue “information in the license application.”
8. Pursuant to Utah Code §§ 31A-35-102 and 103, these statutory provisions apply to bail bond producer licenses.

CONCLUSIONS OF LAW

1. The material facts are undisputed that Respondent has failed to pay a court-ordered child support obligation or obligations and has misrepresented the existence of such arrearages in his license renewal applications.
2. Respondent’s bail bond license should be revoked pursuant to Utah Code §§ 31A-23a-111 (5)(a)(i) and (iv), 31A-23a-111(5)(b)(xxi), 31A-23a-111(5)(b)(ix) and 31A-35-103.


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

ORDER

IT IS HEREBY ORDERED:

1. The Department's Motion for Summary Judgment is granted.
2. Respondent's Bail Bond Producer's License is hereby revoked.

DATED this 26th day of July, 2018.



Lisa Watts Baskin
Administrative Law Judge

AGENCY REVIEW

To appeal this Order, a party must file a petition for agency review within 30 days from the date of this Order. Petitions for agency review shall be filed in accordance with Utah Code Ann. § 63G-4-301 and filed with the commissioner in writing or electronically at uidadmincases@utah.gov. Failure to file a petition for agency review is a failure to exhaust administrative remedies and will result in the order becoming final.