

HELEN A. FROHLICH #8814  
Assistant Attorney General  
SEAN D. REYES #7969  
Attorney General  
Attorneys for Utah Ins. Dept.  
PO Box 140874  
Salt Lake City, UT 84114  
Telephone: 801-366-0375  
Email: hfrohlich@agutah.gov

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

<p><b>UTAH INSURANCE DEPARTMENT,</b></p> <p style="text-align: right;">Complainant,</p> <p>v.</p> <p><b>INSURANCE TPA.COM, INC.,</b></p> <p style="text-align: right;">Respondent.</p>	<p style="text-align: center;"><b>STIPULATION AND ORDER</b></p> <p><b>Docket No. 2018-030 PC</b> <b>Enf. Case No. 3982</b></p> <p>Lisa Watts Baskin, J.D. Administrative Law Judge</p>
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**STIPULATION**

The Utah Insurance Department (“Department”), by and through its legal counsel, and Insurance TPA.Com, Inc. (“TPA”) (“Respondent”), by and through its president, D. Shawn Kennedy, hereby stipulate and agree as follows:

1. The Department has jurisdiction over the parties and subject matter of this administrative action.
2. Respondent acknowledges notice of agency action pursuant to Utah Code Section 63G-4-201; acknowledges that this Stipulation and Order is an informal proceeding pursuant to Utah Code Section 63G-4-202; and irrevocably waives the right to any hearing, review or appeal concerning this matter.

3. Respondent is aware of its right to be represented by legal counsel in this matter, and has sought the advice of legal counsel or waives it right to do so.

4. This signed Stipulation and the signed Order, along with any Findings of Fact and Conclusions of Law, 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 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 28<sup>th</sup> day of March, 2018

/s/ D. Shawn Kennedy

D. Shawn Kennedy, President  
INSURANCE TPA.COM, INC.

Dated this 28<sup>th</sup> day of March, 2018

/s/ Helen A. Frohlich

Helen A. Frohlich, Assistant Attorney General  
UTAH INSURANCE DEPARTMENT

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

**FINDINGS OF FACT**

1. Respondent, Insurance TPA.Com, Inc., is a non-resident third party producer holding license number 257517.
2. Respondent's mailing address is 14 N. Parker Dr. Suite 300, Janesville, Wisconsin 53545.
3. On November 8, 2017, an administrative action was entered against Respondent in the State of Louisiana revoking Respondent's non-resident TPA license because Respondent had failed to timely file required forms with Louisiana.
4. Respondent did not notify the Utah Insurance Department of the Louisiana administrative action within 30 days as required.
5. On December 13, 2017, an agent with the Department's Producer Licensing Division contacted Respondent via email regarding the Louisiana action. Respondent did not respond until March 6, 2018, when it provided an explanation and a copy of the administrative order.
6. The Department and Respondent have agreed to an administrative penalty of \$1,500.00.

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 Section 31A-23a-105 (2) and Utah Administrative Code R590-244-4 require all individual and agencies licensed by the Department to report an administrative action taken against the licensee in other jurisdictions within thirty days.

2. Respondent violated the above provisions when it failed to timely report the administrative action taken against it in Louisiana.

3. An administrative forfeiture in the amount of \$1,500.00 is appropriate under the circumstances.

**ORDER**

Respondent, Insurance TPA.Com, Inc., is hereby assessed an administrative forfeiture in the amount of \$1,500.00 which shall be paid to the Department within thirty (30) days of the date this Order is fully signed.

DATED this 29<sup>th</sup> day of March, 2018.

TODD E. KISER  
Insurance Commissioner

  
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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.