
BEFORE THE UTAH INSURANCE COMMISSIONER

UTAH INSURANCE DEPARTMENT,

Complainant,

v.

ERICA JO SANDBERG,

Respondent.

**NOTICE OF AGENCY ACTION AND
ORDER**

Docket No. 2018-4037

Lisa Watts Baskin, JD
Presiding Officer

NOTICE OF AGENCY ACTION

The Utah Insurance Department (“the Department”) has commenced this informal adjudicative proceeding pursuant to Utah Code §§ 31A-2-201 and 63G-4-201 through 63G-4-203 and to Utah Admin. Code R590-160.

This agency action is based on the facts and law set forth in the attached Declaration and is designated as an informal adjudicative proceeding pursuant to Utah Code § 63G-4-202(1) and Utah Admin. Code R590-160-4 and R590-160-7.

ORDER

Based on the facts and the law set forth in the attached Declaration, and good cause appearing, the Utah Insurance Commissioner orders as follows:

1. Respondents Resident Limited Line Producer License No. 501919 is hereby revoked.
2. Pursuant to Utah Code § 63G-4-203(1)(i) and Utah Admin. Code R590-160-7(1), this informal adjudicative proceeding shall be deemed closed, and this Order shall become final and take full effect, 15 days after this Notice of Agency Action and Order is emailed to Respondent unless a request for a hearing on this matter is received from Respondent prior to that date.

3. A written request for a hearing shall be sent by email to uidadmincases@utah.gov or by U.S. mail to the Office of the Administrative Law Judge, Utah Insurance Department, 3110 State Office Building, Salt Lake City, UT 84114. The request for hearing shall be signed by the person making the request and shall state the basis for the relief requested.

4. If you fail to request a hearing, you will be bound by this Order. Failure to request a hearing will be deemed a failure to exhaust administrative remedies and will preclude any further administrative or judicial review or appeal of this matter.

DATED this 31st day of October, 2018.

TODD E. KISER
Utah Insurance Commissioner



LISA WATTS BASKIN
Presiding Officer
Utah Insurance Department
3110 State Office Building
Salt Lake City, UT 84114
(801) 538-3800
uidadmincases@utah.gov

NOTICE REGARDING ENFORCEMENT OF THE ORDER

Failure to obey the Order may subject you to further penalties that include forfeitures of up to \$2,500 per violation, license suspension or revocation, further enforcement action before the Utah District Court where forfeitures of up to \$10,000 may be imposed. If you are licensed in other jurisdictions, you may be required to report this proceeding to those jurisdictions.

DECLARATION

Under criminal penalty of Utah law, I, Cathy Burton, declare the following:

1. I am currently employed as a Market Conduct Examiner with the Utah Insurance Department (“the Department”) where my responsibilities include investigating and enforcing Utah insurance laws.

2. I submit this Declaration as the basis for issuing the Notice of Agency Action and Order against Erica Jo Sandberg to which this Declaration is attached.

3. Respondent's mailing address is [REDACTED]

4. Respondent currently holds an individual limited line producer license with a bail bond qualification issued by the Department, Producer License No. 501919.

5. Based on my personal knowledge and based on the facts appearing in the Department’s records and files, the following facts are true:

a. The Order in Utah Insurance Department v. Erica Jo Sandberg, docket No. 2018-4037 was issued on September 12, 2018, requiring the Respondent to forfeit to the state the amount of \$3,150.00 no later than 30 days from the date of the Order. The Order also stated that the Order would be vacated if the Respondent paid Tanya Gerace \$3,150.00 and provides proof of payment to the Department by the 30-day deadline.

b. Respondent contacted the Department via email on October 5, 2018, stating she would have the funds and requested information on how to make payment.

c. The Department replied to the Respondent via email on October 5, 2018, providing Respondent the manner in which payment may be made to Tanya Gerace and proof of payment to the Department.

d. Respondent replied via email on October 5, 2018, indicating she anticipated having the funds as early as October 9, 2018.

e. Respondent failed to forfeit \$3,150.00 to the state, or provide proof of payment of \$3,150.00 to Tanya Gerace by October 12, 2018, within 30 days after the date of the signed Order.

6. The above-declared facts demonstrate Respondent violated Utah Code §§ 31A-2-201(4)(a)(ii) and 31A-23a-111(5)(b)(ii)(C) by failing to obey an order of the Commissioner to forfeit to the state the amount of \$3,150.00, or pay Tanya Gerace \$3,150.00 and provide proof of payment to the Department by October 12, 2018.

7. Based on the facts and law set forth above, Respondent's resident individual limited line producer license should be revoked.

DATED this 26 day of October, 2018.



Cathy Burton, Market Conduct Examiner
Utah Insurance Department