

3. One of Respondent's limited line producers with a bail qualification allowed his license to lapse on November 30, 2018. He reinstated his license on December 4, 2018, however, Respondent failed to associate him to their agency until January 4, 2019.

4. During the time this producer was not associated to Respondent, he wrote fifteen bonds on behalf of Respondent.

5. In July 2017, in Docket No. 2017-69BB, Respondent agreed to pay an administrative forfeiture of \$500.00 for allowing a producer who was not associated to write bonds. In November 2018, in Docket No. 2018-4051, Respondent agreed to pay an administrative forfeiture of \$1000.00 for allowing a producer who was not associated to write bonds.

6. The Department and Respondent have agreed to an administrative forfeiture of \$4,980.00.

CONCLUSIONS OF LAW

1. The Utah Insurance Commissioner ("Commissioner") has jurisdiction over the parties and this adjudicative proceeding pursuant to Utah Code §§ 31A-1-105 and 31A-2-201.

2. The Commissioner has legal authority to impose penalties on the Department's licensees who violate the Utah Insurance Code. Utah Code § 31A-2-308.

3. Respondent's conduct violates Utah Code § 31A-23a-302(1), § 31A-35-402(2) and Utah Admin R590-186-6(1). A bail bond producer may not issue a bail bond without holding a current appointment from a bail bond agency.

4. As penalties for the violations in this case, Respondent should be ordered to pay a forfeiture of \$4,980.00.

ORDER

Based on the foregoing Findings of Fact and Conclusions of Law, it is hereby Ordered that:

1. Respondent shall pay a forfeiture of \$4,980.00 for the violations described in the Conclusions of Law.
2. Respondent is ordered not to commit the violations described in the Conclusions of Law in the future.

DATED this 22nd day of February, 2019.

TODD E. KISER
Utah Insurance Commissioner



Lisa Watts Baskin
Presiding Officer
Utah Insurance Department

NOTICE 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 SERVICE

The undersigned certifies that on this date a true and correct copy of the foregoing Findings of Fact, Conclusions of Law and Order was emailed to:

Melody Jenkins
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Helen A. Frohlich
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DATED this 22nd day of February, 2019.



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