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BEFORE THE UTAH INSURANCE COMMISSIONER

UTAH INSURANCE DEPARTMENT, Complainant, vs. JACOB COOPER, Respondent.	NOTICE OF AGENCY ACTION AND ORDER Docket No. 2019-4112 Lisa Watts Baskin Presiding Officer
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NOTICE OF AGENCY ACTION

The Utah Insurance Department (“the Department”) commences this agency action against Respondent Jacob Cooper (“Respondent”) pursuant to Utah Code §§ 31A-2-201 and 63G-4-201 through 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 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. Respondent's Individual Resident Producer License No. 582696 is revoked.

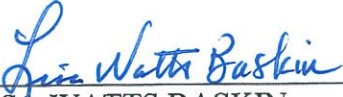
2. Pursuant to Utah Code § 63G-4-203(1)(i) and Utah Admin. Code R590-160-7(1), this informal adjudicative proceeding shall be deemed closed, and this Order shall become final and take full effect, 15 days after this Notice of Agency Action and Order is mailed to Respondent unless a request for a hearing on this matter is received from Respondent prior to that date.

3. A request for a hearing shall be sent by email to uidadmincases@utah.gov or by U.S. mail to 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 27th day of March, 2019.

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
Email: 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, Bill Stimpson, declare the following:

1. I am currently employed as a Market Conduct Examiner with the Utah Insurance Department (“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 Jacob Cooper to which this Declaration is attached.

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

a. Respondent is an Individual Resident Producer authorized to do insurance business in the State of Utah. Respondent’s License No. is 582696.

b. On December 21, 2018, in the Superior Court of California, County of San Diego, Case No. SCD271154, People vs. Jacob Cooper, Respondent was convicted of three felony counts of false statement in connection with sale of a security and one felony count of elder theft.

c. Based on these convictions, Respondent was sentenced to 5 years in prison on February 8, 2019.

d. The Respondent is currently incarcerated and serving this sentence.

4. The above declared facts demonstrate that the following Utah insurance law(s) were not complied with:

- a. Utah Code § 31A-23a-111(5)(b)(xiv) prohibits a licensee from holding a license if the licensee is convicted of a felony. Respondent was convicted of four felonies on December 21, 2018.
- b. Utah Code § 31A-23a-111(5)(b)(i) provides that the commissioner may revoke a license if the licensee is unqualified for a license or line of authority under Section 31A-23a-107. Respondent violated Utah Code § 31A-23a-107(2)(a) by being convicted of three felony counts of false statement in connection with sale of a security and one felony count of elder theft.
- c. Utah Code § 31A-23a-105(2)(b)(ii) requires licensees to report a criminal prosecution taken in any jurisdiction within 30 days of the initial appearance before a court. Respondent did not report this criminal prosecution to the Department.

5. Based on the facts and law set forth above, Utah Code § 31A-23a-111(5)(b)(xiv), and other similar enforcement cases, Jacob Cooper's Individual Resident Producer License should be revoked.

DATED this 27 day of March, 2019.



Bill Stimpson
Utah Insurance Department

CERTIFICATE OF SERVICE


The undersigned hereby certifies that on this date a true and correct copy of the foregoing Notice of Agency Action and Order, with the Declaration attached to it, was emailed and mailed to:

Jacob Cooper, booking #19708634
East Mesa Reentry Facility
466 Alta Rd., Ste. 5200
San Diego, CA 92158

and

Bill Stimpson
Utah Insurance Department
wstimpson@utah.gov

DATED this 27th day of March, 2019.



Jeanine Couser
Utah Insurance Department
3110 State Office Building
Salt Lake City, UT 84114
801-538-3800