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BEFORE THE UTAH INSURANCE COMMISSIONER

UTAH INSURANCE DEPARTMENT, Complainant, vs. REBECCA BURROUGHS ADAMS, Respondent.	NOTICE OF AGENCY ACTION AND ORDER Docket No. 2019-4137 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 Rebecca Burroughs Adams (“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 Non Resident Producer License No. 503847 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 10th day of July, 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 Rebecca Burroughs Adams 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 Non Resident Producer authorized to do insurance business in the State of Utah. Respondent’s License No. is 503847.

b. In February 2018, the Department opened an investigation regarding Respondent because she failed to report administrative action taken against her in Louisiana and Washington in 2017.

c. Respondent did not respond to the Department regarding the investigation. The Department flagged her license and closed the case.

d. On March 28, 2019, Respondent applied to renew her license in Utah. Respondent failed to disclose the administrative actions taken against her in Louisiana and Washington on her application.

e. On May 23, 2019, I sent an information request to Respondent by email and spoke with Respondent who indicated she would respond to my email.

f. On June 13, 2019, I left Respondent a voicemail. She did not return my call.

g. On June 13, 2019, I emailed a second request to the Respondent and received an incomplete response the same day.

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

a. Utah Code § 31A-2-202(4) requires licensees to reply promptly in writing to a reasonable written inquiry from the Commissioner. Respondent violated this by failing to respond to the Department's 2018 investigation and 2019 information requests regarding her license renewal.

b. Utah Code § 31A-23a-105(2) requires licensees to report administrative actions taken in other states to the commissioner within 30 days of the final disposition of the action. Respondent failed to report administrative actions taken against her in Louisiana and Washington.

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

DATED this 8th day of July 2019.


Bill Stimpson
Utah Insurance Department