

4. During the audit, the Department determined that Respondent had not filed its escrow rates as required by statute.

5. Respondent acknowledged that it had not filed its escrow rates between June 15, 2015 and August 30, 2019.

6. Respondent completed 531 closings on Utah properties while its escrow rates were not filed.

7. The Department and Respondent have agreed to an administrative forfeiture of \$5,000.00.

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. Utah Code § 31A-19a-209(2)(a)(i) requires a title agency to file a schedule of escrow charges that the title insurance agency proposes to use in Utah. Respondent violated this by failing to file its escrow rates.

4. As penalties for the violations in this case, Respondent should be ordered to pay a forfeiture of \$5,000.00.

ORDER

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

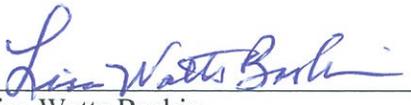
1. Respondent shall pay a forfeiture of \$5,000.00 for the violations described in the

Conclusions of Law.

2. Respondent is ordered not to commit the violations described in the Conclusions of Law in the future.

DATED this 27th day of September, 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.

CONCURRENCE WITH IMPOSITION OF PENALTY

By a vote of 4 to 0, taken in an open meeting on this date, the Title and Escrow

Commission

concurs

does not concur

with the penalty imposed by the Commissioner.

DATED this 21st day of October, 2019.



NANCY FRANSEN, Chair
Title and Escrow Commission