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BEFORE THE UTAH INSURANCE COMMISSIONER

UTAH INSURANCE DEPARTMENT, Complainant, vs. ROBERT LEWIS STEWART, Respondent.	NOTICE OF AGENCY ACTION AND ORDER Docket No. 2022-4397 Donald H. Hansen Administrative Law Judge/Presiding Officer
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NOTICE OF AGENCY ACTION

The Utah Insurance Department (the “Department”) commences this agency action as an informal adjudicative proceeding against Respondent Robert Lewis Stewart (“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 laws 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 laws set forth in the attached Declaration, and good cause appearing, the Utah Insurance Commissioner orders as follows:

1. Respondent's non-resident producer individual insurance license number 679880 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 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 request for a hearing shall be in writing and sent by email to uidadmincases@utah.gov or by U.S. mail to Office of the Administrative Law Judge, Utah Insurance Department, 4315 S. 2700 W., Taylorsville, UT 84129. The request for hearing 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 is a failure to exhaust administrative remedies and precludes any further administrative or judicial review or appeal of this matter.

DATED this 31st day of May, 2022.

JONATHAN T. PIKE
Utah Insurance Commissioner

/s/ Donald H. Hansen
DONALD H. HANSEN
Administrative Law Judge/Presiding Officer
Utah Insurance Department
4315 S. 2700 W., Suite 2300
Taylorsville, UT 84129
Telephone: 801-957-9321
Email: uidadmincases@utah.gov

NOTICE REGARDING ENFORCEMENT OF THE ORDER

Failure to obey the Order may subject you to further penalties that include a forfeiture of up to \$2,500 per violation, with each day of the violation constituting a separate violation. Other penalties for failing to obey this Order include license suspension, probation, refusal to renew, or revocation. Failure to obey this Order may also result in an action taken against you in a court of competent jurisdiction where forfeitures of up to \$10,000 for each day the failure to comply continues until judgement is rendered. 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, Connie Nowland, declare the following:

1. I am currently employed as a Market Conduct Examiner by 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 Robert Lewis Stewart (“Respondent”) to which this Declaration is attached.

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

a. Respondent holds Utah non-resident producer individual insurance license number 679880.

b. On or about January 24, 2022, Respondent’s Wisconsin insurance license was revoked.

c. On or about January 21, 2022, Respondent’s Virginia insurance license was revoked.

d. On or about August 20, 2021, Respondent’s Washington insurance license was revoked.

e. On or about July 8, 2021, Respondent’s North Carolina insurance license was revoked.

f. On or about January 7, 2021, Respondent’s California insurance license was revoked.

g. On or about September 18, 2020, Respondent’s Louisiana insurance license was suspended.

h. Respondent did not report his Wisconsin revocation to the Department within 30 days.

i. The Respondent failed to respond to three written requests from the Department regarding his Wisconsin revocation dated March 9, 2022, March 29, 2022, and April 29, 2022.

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

a. Respondent violated Utah Code § 31A-23a-111(5)(b)(xvii) by having his insurance licenses revoked in Wisconsin, Virginia, Washington, North Carolina, and California, and suspended in Louisiana.

b. Respondent violated Utah Code § 31A-23a-105(2)(b) and (c) by failing to report an administrative action in Wisconsin to the Department within 30 days of the final disposition.

c. Respondent violated Utah Code § 31A-2-202(4)(a) by failing to respond to three written requests from the Department regarding his failure to disclose his revocation in Wisconsin.

5. Based on Utah Code § 31A-2-308 and consistent with prior administrative actions taken by the Department, Respondent's non-resident producer individual insurance license number 679880 should be revoked.

Signed on this 26th day of May 2022, at Salt Lake City, Utah.

/s/ Connie Nowland
Connie Nowland
Market Conduct Examiner
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 to:

Robert Lewis Stewart
[REDACTED]

and

Connie Nowland
Utah Insurance Department
[REDACTED]

DATED this 31st day of May, 2022.

/s/ Jeanine Couser
Jeanine Couser
Utah Insurance Department
4315 S. 2700 W., Suite 2300
Taylorsville, UT 84129
801-957-9321