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BEFORE THE UTAH INSURANCE COMMISSIONER

<p>UTAH INSURANCE DEPARTMENT, Complainant, vs. PARISA MASGHAT, Respondent.</p>	<p>NOTICE OF AGENCY ACTION AND ORDER</p> <p>Docket No. 2023-4495</p> <p>Donald H. Hansen Administrative Law Judge/Presiding Officer</p>
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NOTICE OF AGENCY ACTION

The Utah Insurance Department (“the Department”) commences this agency action as an informal adjudicative proceeding against Parisa Masghat (“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 non-resident producer individual insurance license number 910755 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 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., Suite 2300, Taylorsville, UT 84129.

4. The request for hearing shall be signed by the person making the request and shall state the basis for the relief requested.

5. 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 5th day of April 2023.

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 this 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 may include license suspension, probation, refusal to renew, or revocation. Failure to obey this Order may also result in an action being 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 judgment is rendered. If you are licensed in other jurisdictions, you may be required to report this proceeding in 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 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 Informal Adjudicative Proceeding and Order against Parisa Masghat (“Respondent”) 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. The Respondent is a Utah non-resident producer individual insurance licensee, domiciled in Florida. Respondent’s Utah license number is 910755.

b. The Department received notice that on October 18, 2022, an administrative action had been taken against the Respondent in Michigan revoking Respondent’s license based on administrative findings that the Respondent had misrepresented the terms and conditions of a limited benefit policy the complainant had purchased from Respondent, as well as Respondent’s failure to comply with an interim order issued by the Michigan Department of Insurance and Financial Services, dated July 25, 2022, Respondent’s failure to pay a \$1,000.00 fine, and Respondent’s failure to respond to the administrative action.

c. Respondent failed to report the October 18, 2022, administrative action to the Department as required pursuant to Utah Code § 31A-23a-105(2).

d. On November 18, 2022, Royalyn Andrus (Andrus), a licensing specialist with the Department’s Financial Regulation and Licensing Division, sent to the Respondent’s email

address of record, [REDACTED], a notice advising Respondent that Respondent must formally report the Michigan administrative action to the Department, and provide a signed statement detailing the Michigan administrative action. The email was returned as undeliverable.

e. On November 18, 2022, Andrus sent to the Respondent's business and residential addresses of record, a copy of the notice advising the Respondent that Respondent must formally report the Michigan administrative action to the Department and provide a signed statement detailing the Michigan administrative action. The letter sent to Respondent's business address of record was returned as undeliverable.

f. On December 2, 2022, and again on December 5, 2022, Andrus left two (2) messages on Respondent's home phone number of record requesting that Respondent contact the Department. Respondent failed to return the Department's calls.

g. On February 9, 2023, the Department, through Connie Nowland (Nowland), sent the Respondent a request for information to Respondent's email address of record, [REDACTED], and to Respondent's physical address of record by USPS Certified Mail, requesting information into the revocation action taken against the Respondent in Michigan. Respondent failed to respond to the Department's request for information.

h. On March 2, 2023, the Department, through Nowland, sent the Respondent a second request for information to Respondent's email address of record, [REDACTED], and to Respondent's physical address of record by USPS Certified Mail, requesting information into the revocation action taken against the Respondent in Michigan.

i. To date, Respondent has failed to report the Michigan administrative action to the Department and has failed to respond to any of the Department's requests for information.

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

a. Utah Code § 31A-23a-105(2)(b)(i) by failing to report to the commissioner an administrative action taken against the person, including a denial of a new or renewal application in another jurisdiction, within 30 days of the final disposition of the administrative action;

b. Utah Code § 31A-23a-111(5)(b)(xvii) by having had an insurance license or other professional or occupational license, or an equivalent to an insurance license or registration or other professional or occupational license or registration suspended or revoked;

c. Utah Code § 31A-23a-111(7)(a) by failing to immediately report to the commissioner a revocation, suspension, or limitation of the person's license in another state;

d. Utah Code § 31A-23a-412 and Admin. Code R590-258-3, by failing to register and maintain with the commissioner an address, telephone number, and valid email addresses at which the commissioner may contact the Respondent;

e. Utah Code § 31A-23a-111(5)(b)(ii)(A) by violating an insurance statute as outlined above; and

f. Utah Code § 31A-23a-111(5)(b)(ii)(B) by violating an insurance rule that is valid under Subsection 31A-2-201(3) as outlined above.

5. Based on Utah Code § 31A-2-308 and other similar enforcement cases, the Respondent's insurance license should be revoked.

DATED this 4th day of April 2023, at Salt Lake City, Salt Lake County, Utah.

/s/ Connie S. Nowland
Connie S. Nowland, 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 sent to:

Parisa Masghat

[REDACTED]
[REDACTED]

and

Connie S. Nowland
Utah Insurance Department

[REDACTED]

DATED this 5th day of April 2023.

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