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BEFORE THE UTAH INSURANCE COMMISSIONER

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UTAH INSURANCE DEPARTMENT,  Complainant,  vs.  BLAINE HAMLETT,  Respondent.	<b>NOTICE OF AGENCY ACTION AND ORDER</b>  Docket No. 2023-4535  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 Blaine Hamlett (“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 926049 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](mailto: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 26<sup>th</sup> day of July 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](mailto: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, Karen Maybury, 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 Blaine Hamlett (“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 Maryland; Utah license number is 926049.

b. In July 2022, the Department was informed that the Respondent had been terminated for cause by Equitable Financial Life Insurance Company (“Equitable”) because Respondent had failed to disclose criminal felony and misdemeanor charges pending against him. (*See* Complaint # 2100009203, incident # 21-0000920 from the Commonwealth of Pennsylvania, dated April 28, 2022).

c. On September 29, 2022, in response to a request for information from the Department, the Respondent falsely indicated that the criminal case had not yet been adjudicated and that he would inform the Department promptly of any outcome.

d. The Department received no further communications from the Respondent, and Respondent failed to acknowledge subsequent request for updates by the Department.

e. Documents retrieved from the Pennsylvania courts web portal demonstrate that the

criminal case was adjudicated on September 22, 2022, when the Respondent entered into an Accelerated Rehabilitative disposition program. Respondent was ordered to pay court fees and criminal restitution in the amount of \$1,386.22.

f. On March 16, 2023, due to the seriousness of Respondent's crime, as well as Respondent's failure to respond, Maryland, Respondent's home state, revoked Respondent's resident producer license and a forfeiture of \$1,000 was imposed.

g. On April 12, 2023, Respondent's non-resident producer license was revoked by the state of Connecticut based on Respondent's failure to report another state's action.

h. Respondent failed to report his criminal conviction to the Department as required by Utah Code § 31A-23a-105(2)(b)(ii).

i. Respondent failed to report any of the agency actions and subsequent revocations to the Department as required by Utah Code §31A-23a-111(7)(a).

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

a. Respondent violated Utah Code § 31A-2-202(4)(a), by failing to reply promptly in writing or in other designated form to a reasonable written inquiry from the commissioner.

b. Respondent violated Utah Code § 31A-2-202(6), by failing to provide information submitted to the commissioner that is accurate and complete;

c. Respondent violated 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;

d. Respondent violated Utah Code § 31A-23a-105(5)(a)(ii) by committing an act that is grounds for denial, suspension, or revocation as set forth in Section 31A-23a-111;

e. Respondent violated Utah Code § 31A-23a-107(2)(a)(ii) by failing to meet the trustworthy character requirement;

f. Respondent violated Utah Code § 31A-23a-111(5)(b)(i), by being unqualified for a license under Utah Code § 31A-23a-104, 105, or 107;

g. Respondent violated Utah Code § 31A-23a-111(5)(b)(ii), by violating an insurance statute, or a rule that is valid under Subsection 31A-2-201(3) as outlined herein;

h. Respondent violated Utah Code § 31A-23a-111(5)(b)(x), by violating an insurance law, valid rule, or valid order of another regulatory agency in any jurisdiction.

i. Respondent violated 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 denied, suspended, revoked, or surrendered to resolve an administrative action; and

j. Respondent violated Utah Code § 31A-23a-111(7)(a) by failing to immediately report to the commissioner a revocation, suspension, or limitation of the Respondent's license in another state, the District of Columbia, or a territory of the United States;

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

DATED this 17th day of July 2023, at Salt Lake City, Salt Lake County, Utah.

/s/ Karen Maybury  
Karen Maybury, 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:

Blaine Hamlett  
[REDACTED]  
[REDACTED]  
[REDACTED]

and

Karen Maybury  
Utah Insurance Department  
4315 S. 2700 W., Suite 2300  
Taylorsville, UT 84129  
[REDACTED].

DATED this 26<sup>th</sup> day of July 2023.

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