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**BEFORE THE UTAH INSURANCE COMMISSIONER**

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UTAH INSURANCE DEPARTMENT,  Complainant,  vs.  MICHAEL PRESTON STEVENSON,  Respondent.	NOTICE OF AGENCY ACTION AND ORDER   Docket No. 2023-4567  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 Michael Preston Stevenson (“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 application for a Utah resident limited line producer individual insurance license is denied.
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., Taylorsville, UT 84129.
4. The request for hearing 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 is a failure to exhaust administrative remedies and precludes any further administrative or judicial review or appeal of this matter.

DATED this 20<sup>th</sup> day of November 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 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, Randy Overstreet, declare the following:

1. I am currently employed as Manager of Producer Licensing in the Financial Regulation & Licensing Division 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 Michael Preston Stevenson (“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. Respondent applied for a Utah resident limited line producer individual insurance license on October 31, 2023.

b. Respondent answered “yes” to the question that asked whether he had ever been convicted of a felony and “yes” to the question that asked whether he had a child support obligation in arrearage. Respondent indicated he was 3 months in arrearage and currently subject to a repayment agreement.

c. On or about September 10, 2008, a paperless child support lien was filed and a monetary judgment entered against Respondent in the amount of \$1,938.00 in favor of Child Support Services, Office of Recovery Services. On or about July 6, 2023, a modified judgment was entered against respondent in the amount of \$2,141.07. As of November 1, 2023, the modified judgment amount was \$3,134.12. Based on the court documents that I reviewed, this child support lien remains outstanding. *See Child Support Services Office of Recovery Services vs. Michael P. Stevenson*, case no. 086704607, Second District Court - Farmington, Davis County, State of Utah.

d. On or about May 4, 2011, a paperless child support lien was filed and a monetary judgment entered against Respondent in the amount of \$1,188.07 in favor of Child Support Services, Office of Recovery Services. On or about July 6, 2023, a modified judgment was entered against respondent in the amount of \$2,141.07. As of November 1, 2023, the modified judgment amount was \$3,134.12. Based on the court documents that I reviewed, this child support lien remains outstanding. *See Child Support Services Office of Recovery Services vs. Michael P. Stevenson*, case no. 116100435, Second District Court - Farmington, Davis County, State of Utah.

e. On or about January 9, 2023, Respondent pled guilty to child abuse – inflict serious physical injury recklessly, a third degree felony, and entered into a 24 month plea in abeyance agreement. *See State of Utah vs. Michael Preston Stevenson*, case no. 221700800, Second District Court - Farmington, Davis County, State of Utah.

f. On February 7, 2023, a monetary judgment was entered against Respondent in the amount of \$4,443.86 in favor of Orchard Pines Owners Association. Based upon the court documents that I reviewed, this judgement remains outstanding. *See Orchard Pines Owners Association vs. Michael Preston Stevenson*, case no. 229703635, Second District Court - Farmington, Davis County, State of Utah.

4. The above declared facts demonstrate that the following Utah insurance laws were not complied with:

- a. Utah Code § 31A-23a-111(5)(b)(xiv)(A), convicted of a felony;
- b. Utah Code § 31A-23a-105(5)(a)(ii), committing an act that is grounds for denial, suspension, or revocation as set forth in § 31A-23a-111;

- c. Utah Code § 31A-23a-111(5)(b)(i), unqualified for a license under Utah Code § 31A-23a-104, -105, or -107;
- d. Utah Code § 31A-23a-111(5)(b)(xxi), failing to comply with an administrative or court order imposing a child support obligation;
- e. Utah Code § 31A-23a-111(5)(b)(iv), failing to pay a final judgment rendered against Respondent within 60 days after the day on which the judgment became final;
- f. Utah Code § 31A-23a-111(5)(b)(ii)(A), violating an insurance statute; and
- g. Utah Admin. Code R590-281-4(4)(1)(b), applying for a license while having a criminal proceeding pending.

5. Based on the facts and law set forth above, Respondent's application for a resident limited line producer individual insurance license should be denied.

Signed on this 20<sup>th</sup> day of November 2023, in Salt Lake City, Salt Lake County, State of Utah.

/s/ Randy Overstreet

Randy Overstreet, Manager, Producer Licensing  
Financial Regulation & Licensing Division  
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:

Michael Preston Stevenson  
[REDACTED]  
[REDACTED]  
[REDACTED]

Randy Overstreet  
[REDACTED]

Utah Insurance Department  
4315 S. 2700 W., Suite 2300  
Taylorsville, UT 84129

and

Helen Frohlich  
[hfrohlich@agutah.gov](mailto:hfrohlich@agutah.gov)  
160 E. 300 S., 5th Floor  
P.O. Box 140874  
Salt Lake City, UT 84114-0874

DATED this 20<sup>th</sup> day of November 2023.

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