

1 E. Due to these violations having been found during the subsequent audit after the
2 Stipulated Agreement and Order D 16-04 entered into between the division and Marsh was
3 signed, the previously suspended civil penalty of \$10,000 in that Stipulated Agreement and
4 Order is now subject to reinstatement.

5 II. TERMS OF AGREEMENT

6 1. The division agrees that the next audit performed on Marsh related hereto will
7 exclude any quarter ending before January 1, 2020.

8 2. For the TA 19-02 audit violations, Marsh agrees to pay a civil penalty under AS
9 21.34.230 in the amount of \$40,000 with \$20,000 suspended. The unsuspended penalty of
10 \$20,000 is payable within three months of the date that Marsh is notified that the director has
11 signed the order approving this agreement.

12 3. For the reinstated penalty under Stipulated Agreement and Order D 16-04, Marsh
13 agrees to pay \$10,000 within three months of the date Marsh is notified that the director has
14 signed the order approving this agreement.

15 4. In the event Marsh is found to have violated the Alaska insurance laws during the
16 next audit resulting in failed findings, the suspended portion of the penalty referenced in
17 paragraph 2 will be reinstated. Marsh also will be subject to any and all sanctions authorized by
18 the insurance laws including imposing additional penalties.

19 5. By signing this agreement, Marsh understands and agrees that any failure to
20 comply with the terms of this agreement may be grounds to revoke, suspend, or non-renew
21 Alaska surplus lines broker license number 82353.

22 6. Marsh understands that this agreement is not binding on the parties unless and
23 until the director signs the order approving the agreement.

DATED: 8/6/19

DIVISION OF INSURANCE

By: Rebecca Nesheim
Rebecca Nesheim
Tax Auditor

DATED: 8/9/2019

Marsh & McLennan Agency LLC

By: Jamie Esquivel
Jamie Esquivel
Compliance Officer

Approved as to form and content:

DATED: 8/6/19

KEVIN G. CLARKSON
ATTORNEY GENERAL

By: Daniel Wilkerson
Daniel Wilkerson
Assistant Attorney General

ORDER

IT IS ORDERED that this Stipulated Agreement and Order is adopted in full resolution of the issues in this case, and shall constitute the final order in this matter.

DATED this 8th day of August, 2019.

Lori Wing-Heier
Lori Wing-Heier
Director