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STATE OF ALASKA

DEPARTMENT OF COMMERCE, COMMUNITY, AND ECONOMIC DEVELOPMENT

DIVISION OF INSURANCE

In the Matter of:)
ESIS, INC.,)
Licensee.)

Case No. D 07-14

STIPULATED AGREEMENT AND ORDER

The Division of Insurance (division) and ESIS, INC. (ESIS), the licensee in this case, stipulate and agree to the following:

I. **BACKGROUND**

Beginning in or about November 2004, the division received a series of applications for independent adjuster licenses from individuals who indicated that each was affiliated with ESIS. Each applicant was advised of the need for ESIS to be licensed in this state before their licenses could be issued. ESIS submitted an application for licensure to the division in July 2005. Through a series of communications, the division explained to ESIS what was necessary for the firm to be properly licensed, and a new application for ESIS was submitted in July 2006. Once the application was complete, the division issued licenses to ESIS and Patricia L. Mackay Bryant, as compliance officer for the firm, effective March 16, 2007.

B. Before the ESIS licenses could be issued, the division required notarized statements regarding whether any Alaska business had been transacted. The statements indicated that business had been transacted on behalf of ESIS before March 16, 2007.

II. TERMS OF AGREEMENT

- 1. ESIS agrees to pay a civil penalty under AS 21.27.440(a) in the amount of \$107,049, which equals the amount of compensation the firm earned before its license was issued, with \$87,049 suspended. The unsuspended penalty is payable within six months of the date that ESIS is notified that the director has signed the order approving this agreement.
- 2. In the event ESIS or its compliance officer violates the insurance code or applicable regulations during the next two years, the suspended portion of the penalty referenced in paragraph 1 will be reinstated. ESIS also will be subject to any and all sanctions authorized by the insurance code including imposition of additional fines or penalties.
- 3. By signing this agreement, ESIS understands and agrees that any failure to comply with the terms of this agreement may be grounds to revoke, further suspend, or non-renew Alaska insurance license number 60943.
- 4. ESIS understands that this agreement is not binding on the parties unless and until the director signs the order approving the agreement.

DATED: 4/9/8

DIVISION OF INSURANCE

Linda Brunette

Program Coordinator

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1	DATED: <u>4-4-08</u> ESIS, INC.
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3	By: ////////////////////////////////////
4	Patricia L. Mackay Bryant
5	Compliance Officer
6	Approved as to form and content:
7	
8	DATED: 4/15/08 TALIS J. COLBERG ATTORNEY GENERAL
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10	P
11	By: Daniel Wilkerson
12	Assistant Attorney General
13	
14	<u>ORDER</u>
15	IT IS ORDERED that this Stipulated Agreement and Order is adopted in full
16	resolution of the issues in this case, and shall constitute the final order in this matter.
17	DATED this 15 day of Copie, 2008.
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19	Renda & Hall
20	Linda S. Hall Director
21	Director
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