

1 STATE OF ALASKA  
2 DEPARTMENT OF COMMERCE AND ECONOMIC DEVELOPMENT  
3 DIVISION OF INSURANCE  
4

5 CEASE AND DESIST ORDER D94-10  
6

7  
8 TO: Alexander & Alexander of Texas  
9 6655 First Park Ten, Ste. 100  
10 San Antonio, TX 78213  
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12  
13 It has been determined by the Division of Insurance that you have engaged in  
14 transacting a business of insurance in Alaska, or relative to a subject resident,  
15 located or to be performed in Alaska. The transaction of a business of  
16 insurance in Alaska is defined in AS 21.90.900(39), which states:  
17

18 "Transact" with respect to insurance includes

- 19 (A) solicitation and inducement;  
20 (B) preliminary negotiations;  
21 (C) effectuation of contract of insurance;  
22 (D) transaction of matters subsequent to effectuation of the contract of  
23 insurance and arising out of it.  
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1 In order to transact insurance in Alaska, a person must hold the appropriate  
2 license. This is required by AS 21.27.010(a) which states:

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5 A person may not act as or represent to be an insurance producer,  
6 managing general agent, reinsurance intermediary broker, reinsurance  
7 intermediary manager, surplus lines broker, or independent adjuster in  
8 this state or relative to a subject resident, located or to be performed in  
9 this state unless licensed under this chapter. A person may not act as or  
10 represent to be a managing general agent, reinsurance intermediary  
11 broker, or reinsurance intermediary manager representing an insurer  
12 domiciled in this state regarding a risk located outside this state unless  
13 licensed by this state.  
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16 AS 21.27.440(a) states:

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19 In addition to any other penalty provided by law, a person that the director  
20 determines under AS 21.06.170 - 21.06.240 has violated the provisions of  
21 this chapter is subject to

22  
23 (1) a civil penalty equal to the compensation promised, paid, or to be  
24 paid, directly or indirectly, to a licensee in regard to each violation;  
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1 (2) either a civil penalty of not more than \$10,000 for each violation or  
2 a civil penalty of not more than \$25,000 for each violation if the director  
3 determines that the person willfully violated the provisions of this chapter;  
4 and  
5

6  
7 (3) denial, nonrenewal, suspension or revocation of a license.  
8

9 Since you do not hold the appropriate license and have been transacting the  
10 business of insurance in this state, you are hereby ordered to cease and desist  
11 from further violation of Alaska Law. Continued transaction of insurance in  
12 Alaska will be considered a gross and willful violation and will be subject to  
13 appropriate administrative action, as well as possible criminal remedies.  
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16 AS 21.90.020 states:  
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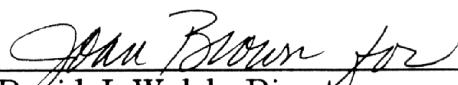
18 A person determined by the director, following an appropriate hearing as  
19 provided in AS 21.06.170 - AS 21.06.230, to have violated a provision of  
20 this title or a regulation adopted under it, for which violation a greater  
21 penalty is not provided in this title, is subject to a civil penalty of not more  
22 than \$2,500.  
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24  
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STATE OF ALASKA  
DEPARTMENT OF COMMERCE AND ECONOMIC DEVELOPMENT  
DIVISION OF INSURANCE  
P.O. BOX 110805  
JUNEAU, ALASKA 99811-0805

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This order is effective immediately.

Dated at Juneau, Alaska this 17<sup>th</sup> day of March, 1994.

  
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David J. Walsh, Director  
Division of Insurance