

STATE OF ALASKA  
DEPARTMENT OF COMMERCE, COMMUNITY AND ECONOMIC DEVELOPMENT  
DIVISION OF INSURANCE  
550 WEST SEVENTH AVENUE, SUITE 1560  
ANCHORAGE, ALASKA 99501-3567  
PHONE: (907) 269-7900  
FAX: (907) 269-7910  
TDD: (907) 465-5437

1  
2  
3  
4  
5  
6  
7  
8  
9  
10  
11  
12  
13  
14  
15  
16  
17  
18  
19  
20  
21  
22  
23  
24  
25  
26

STATE OF ALASKA

DEPARTMENT OF COMMERCE, COMMUNITY, AND ECONOMIC DEVELOPMENT

DIVISION OF INSURANCE

In the Matter of: )  
 )  
AMWINS INSURANCE BROKERAGE OF CA, LLC, )  
 )  
 Licensee. )  
\_\_\_\_\_ )

Case No. D 12-14

STIPULATED AGREEMENT AND ORDER

The Division of Insurance (division) and AmWINS Insurance Brokerage of CA, LLC (AmWINS), the licensee in this case, stipulate and agree to the following:

I. BACKGROUND

- A. AmWINS holds surplus lines broker and firm insurance producer license #20343.
- B. Under AS 21.06.130, on March 12, 2012 through March 16, 2012, the division performed a limited and targeted premium tax audit of AmWINS covering the period of January 1, 2010 through December 31, 2011. The audit was completed and a report and order approving the report were issued July 6, 2012 under number TA 12-03. Both were sent to AmWINS on July 11, 2012.
- C. Under two findings in the audit report, 60 violations of AS 21.34 were identified that are within the control of AmWINS to correct in order to comply with Alaska insurance laws.
- D. The violations of AS 21.34 subject AmWINS to civil penalties under AS 21.34.230.

STATE OF ALASKA  
DEPARTMENT OF COMMERCE, COMMUNITY AND ECONOMIC DEVELOPMENT  
DIVISION OF INSURANCE  
550 WEST SEVENTH AVENUE, SUITE 1560  
ANCHORAGE, ALASKA 99501-3567  
PHONE: (907) 269-7900  
FAX: (907) 269-7910  
TDD: (907) 465-5437

1 II. TERMS OF AGREEMENT

2 1. The division agrees that any future audit performed on AmWINS related  
3 hereto will cover calendar years starting with 2013 or later but not any year before 2013.

4 2. AmWINS agrees to pay a civil penalty under AS 21.34.230 in the  
5 amount of \$20,000, with \$10,000 suspended. The unsuspended penalty is payable within three  
6 months from the time that AmWINS is notified that the director has signed the order approving  
7 this agreement.  
8

9 3. In the event AmWINS violates the Alaska insurance laws during the next  
10 two calendar years (2013 and 2014), regardless of when the violation is discovered, the  
11 suspended portion of the penalty referenced in paragraph 2 will be reinstated. AmWINS also  
12 will be subject to any and all sanctions authorized by the insurance laws including imposition of  
13 additional penalties.

14 4. By signing this agreement, AmWINS understands and agrees that any  
15 failure to comply with the terms of this agreement may be grounds to revoke, suspend, or non-  
16 renew Alaska surplus lines broker and firm insurance producer license #20343.

17 5. AmWINS understands that this agreement is not binding on the parties  
18 unless and until the director signs the order approving the agreement.  
19

20  
21 DATED: 8/28/12

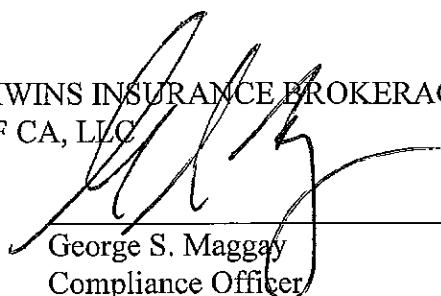
DIVISION OF INSURANCE

22  
23 By: Rebecca Nesheim  
24 Rebecca Nesheim  
25 Tax Auditor  
26

1  
2  
3  
4  
5  
6  
7  
8  
9  
10  
11  
12  
13  
14  
15  
16  
17  
18  
19  
20  
21  
22  
23  
24  
25  
26

DATED: 8/20/12

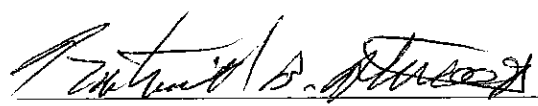
AMWINS INSURANCE BROKERAGE  
OF CA, LLC

By:   
George S. Maggay  
Compliance Officer

Approved as to form and content:

DATED: 8/31/12

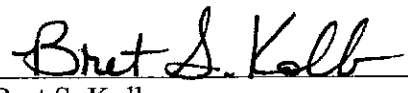
MICHAEL C. GERAGHTY  
ATTORNEY GENERAL

By:   
Nathaniel B. Atwood  
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 31<sup>st</sup> day of August, 2012.

  
Bret S. Kolb  
Director