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OCT 08 2025

**Department of Insurance
State of Idaho**

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Attorneys for Idaho Department of Insurance

Before the Director of the Department of Insurance

State of Idaho

Idaho Department of Insurance,

Complainant,

vs.

Troy Gene Ferguson, an individual
holding Idaho Resident Producer
License No. 5324918,

Respondent.

Docket No. 18-4442-24

Stipulation and Final Order

Come now the staff of the Idaho Department of Insurance (“Department”) and Troy Gene Ferguson (“Ferguson”) and do hereby agree and stipulate as follows:

Findings of Fact

1. Ferguson is a licensed insurance producer in the state of Idaho, holding Resident Producer License No. 5324918, which license is due to expire on June 30, 2027. Ferguson is subject to the provisions of title 41, Idaho Code, and to the rules of

the Idaho Department of Insurance promulgated thereunder.

2. The Director of the Department (“Director”) has jurisdiction over Ferguson and the subject matter herein pursuant to provisions of Idaho’s Producer Licensing Act, Idaho Code §§ 41-1001 *et seq.*, as well as the Idaho Insurance Code, Idaho Code §§ 41-101 *et seq.*

3. On November 14, 2024, the Department filed a Verified Complaint and Notice of Right to Hearing, Docket Number 18-4442-24 (hereinafter “Verified Complaint”), seeking revocation of Ferguson’s producer license and imposition of administrative penalties.

4. Among the allegations in the Verified Complaint were that Ferguson violated Idaho Code § 41-1016(1)(e), (1)(g), 1(h), and 1(j).

Conclusions of Law

5. Idaho Code § 41-1016(1) provides that the Director of the Department may impose an administrative penalty of up to \$1,000, and suspend, revoke, or refuse to issue an insurance license for certain enumerated violations.

6. Idaho Code § 41-1016(1)(e) gives cause for the imposition of a penalty and action against a producer for “[m]isrepresenting the terms of an actual or proposed insurance contract or application for insurance or misrepresenting any fact material to any insurance transaction or proposed transaction.”

7. Idaho Code § 41-117 makes clear that each instance of violation may be treated as a separate offense.

8. The parties agree that this matter may be brought to a close by a negotiated and stipulated settlement and entry of this Stipulation and Final Order.

Agreement

9. Based upon the foregoing, Ferguson and the Department stipulate and agree as follows:

- a. Ferguson admits to five violations of Idaho Code § 41-1016(1)(e).
- b. As sanction for the violations referenced above, Ferguson and the Department agree to the penalties set forth below and agree that the Director may enter the Final Order attached hereto, which provides as follows:
 - i. That the Stipulation be adopted in full and incorporated into the Final Order;
 - ii. That Ferguson's Idaho Resident Producer License No. 5324918 shall be revoked immediately upon the issuance of the Final Order;
 - iii. That Ferguson shall not apply for a license under Title 41, Idaho Code before the expiration of four years after the revocation of Ferguson's Idaho Resident Producer License No. 5324918;
 - iv. That Ferguson shall pay an administrative penalty of five thousand dollars (\$5,000).
- c. Ferguson further expressly agrees that, in the event he submits to the Department an application for any Idaho license provided for and authorized under title 41, Idaho Code, the Department may consider the facts and allegations in the Verified Complaint in this action as true

for the limited purpose of evaluating Ferguson's character and fitness for licensure, and that Ferguson must petition and show good cause why the prior revocation should not be deemed a bar to the issuance of a new license.

- d. Ferguson further expressly acknowledges that he is prohibited from transacting insurance while unlicensed. "Transacting insurance," as defined by Idaho Code § 41-112, includes solicitation and inducement, preliminary negotiations, effectuation of a contract of insurance, transaction of matters subsequent to effectuation of a contract of insurance and arising out of it, and mailing or otherwise delivering any written solicitation to any person in this state by an insurer or any person acting on behalf of the insurer for fee or compensation.

10. By entering into this Stipulation, Ferguson knowingly and voluntarily waives any rights he would otherwise have to notice and a hearing at which she may be represented by counsel, present evidence, and examine witnesses. The parties hereto further waive their right of reconsideration, appeal, and other rights as set forth in title 67, chapter 52, Idaho Code, including the right to submit this matter for review by a court of competent jurisdiction.

11. The parties agree that the terms of this Stipulation and Final Order are appropriate and proper under the circumstances referenced herein.

12. Ferguson acknowledges that he has read this Stipulation and Final Order and understands its contents; that he has been given the opportunity to discuss this Stipulation and Final Order with independent legal counsel of his choosing; and

that he has entered into this Stipulation knowingly, voluntarily, and with full knowledge of any rights she may be waiving thereby.

13. Ferguson acknowledges that this is an administrative action that may be required to be reported on license applications and license renewal forms and disclosed to other agencies through which Ferguson holds a license.

14. This Stipulation is subject to approval by the Director or the Director's designee, and shall become effective and binding upon the Department and Ferguson upon such approval. Should the Director decline to approve this Stipulation and Final Order, the Department and Ferguson shall retain all of their rights, claims and/or defenses, and any factual and/or legal admissions made by Ferguson herein shall be withdrawn.

15. This Stipulation constitutes the full and final resolution of all matters addressed herein, and the Department agrees that, subject to the Director's approval described above, the Department shall seek no further civil or administrative sanctions for the violations alleged in the Verified Complaint, subject to the agreement set forth in Paragraph 9 above.

16. Ferguson agrees that, upon execution of this Stipulation and Final Order, no subsequent action or assertion shall be maintained or pursued in any manner asserting the invalidity of this Stipulation and Final Order and its provisions.

17. This Stipulation and Final Order embodies the entire agreement between the Department and Ferguson, and there are no agreements, understandings, representations, or warranties that are not expressly set forth

herein.

18. Upon the Director's entry of the Final Order approving this stipulation, this Stipulation and Final Order shall be a public record under the Idaho Public Records Act.

Agreed this 2nd day of October, 2025.

Signed by:
By: Troy Ferguson
Troy Gene Ferguson

Approved as to Form:

By: [Signature]
John E. Cutler
Parsons Behle & Latimer
Attorney for Respondent

Agreed this 2nd day of October, 2025.

State of Idaho
Department of Insurance

By: _____


Randall M. Pipal
Bureau Chief, Consumer Services

Approved as to Form:

State of Idaho
Office of the Attorney General

By: _____


Michael Witry
Deputy Attorney General
Attorneys for the Department of Insurance

Final Order

The parties hereto, namely the Idaho Department of Insurance and Troy Gene Ferguson (“Ferguson”) having entered into the foregoing Stipulation, and the form of the order having been approved, the Director, having reviewed the same, does hereby find that there is a factual basis for entry of a Final Order herein and does hereby conclude that Ferguson did violate title 41, Idaho Code, as stated in the Stipulation.

Now, therefore, based on the foregoing and in consideration of the premises,

It is hereby ordered that the foregoing Stipulation is approved and is incorporated herein as if set forth in full and made a part hereof;

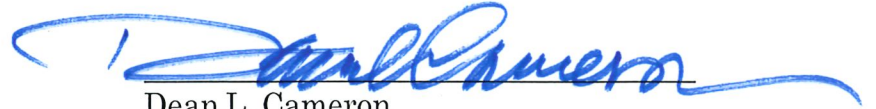
It is further ordered that Idaho Resident Insurance Producer License No. 5324918 issued to Ferguson is hereby *revoked* effective immediately;

It is further ordered that Ferguson shall not re-apply for a license with the Department before the expiration of four years after the date of the Final Order;

It is further ordered that Ferguson is assessed an administrative penalty of five thousand dollars (\$5,000).

STW
Dated this 2nd day of October, 2025.

State of Idaho
Department of Insurance



Dean L. Cameron
Director


Notice Regarding Reportable Proceedings

The foregoing is considered a reportable administrative proceeding. As such, it is a public record and is public information that may be disclosed to other states and reported to companies for which you are actively appointed. This information will be reported to the National Association of Insurance Commissioners (NAIC) and will appear in the online searchable database of the Idaho Department of Insurance. You should be aware that this proceeding must be disclosed on any insurance license application and must be reported to any and all states in which you hold an insurance license.

Certificate of Service

I hereby certify that on this 8th day of October 2025, I caused a true and correct copy of the Stipulation and Final Order to be served upon the following parties by the method(s) indicated below:

John E. Cutler Parsons Behle & Latimer	<input type="checkbox"/> First Class Mail <input type="checkbox"/> Certified Mail <input type="checkbox"/> Hand Delivery <input type="checkbox"/> Facsimile <input checked="" type="checkbox"/> Email: jcutler@parsonsbehle.com
Matt Steen Deputy Attorney General Idaho Department of Insurance 700 W. State St., 3 rd Floor PO Box 83720 Boise, ID 83720-0043	<input type="checkbox"/> First Class Mail <input type="checkbox"/> Certified Mail <input type="checkbox"/> Hand Delivery <input type="checkbox"/> Facsimile <input checked="" type="checkbox"/> Email: matt.steen@doi.idaho.gov



Jan Noriyuki
Paralegal