

LAWRENCE G. WASDEN
Attorney General

JOHN C. KEENAN
Deputy Attorney General
State of Idaho
Department of Insurance
700 W. State Street, 3rd Floor
P.O. Box 83720
Boise, Idaho 83720-0043
Telephone: (208) 334-4283
Facsimile: (208) 334-4298
john.keenan@doi.idaho.gov
I.S.B. No. 3873

FILED AM
JUN 18 2015
Department of Insurance
State of Idaho

Attorneys for the Department of Insurance

**BEFORE THE DIRECTOR OF THE DEPARTMENT OF INSURANCE
OF THE STATE OF IDAHO**

IDAHO DEPARTMENT OF INSURANCE,

Complainant,

vs.

GARY MICHAEL MILLER, an individual
holding Idaho Resident Insurance Producer
License No. 34408 and Idaho Resident Bail
Agent License No. 337253,

Respondent.

Docket No. 18-3039-15

**STIPULATION and
FINAL ORDER**

The parties herein, the Idaho Department of Insurance and Gary Michael Miller,
do hereby agree and stipulate as follows:

1. The Director of the Idaho Department of Insurance has jurisdiction over this
matter pursuant to title 41, Idaho Code.

2. On April 16, 2015, the Idaho Department of Insurance (hereinafter “Department”) did file and serve a *Verified Complaint and Notification of Rights* (hereinafter “Verified Complaint”) on the Respondent, Gary Michael Miller (hereinafter “Miller”).

3. Upon receipt of the Verified Complaint, Miller contacted the Attorney General’s Office regarding possible settlement of the matter. Miller expressed his clear intent to defend and to request a hearing.

4. The Verified Complaint alleged that Miller permitted an employee of his agency to complete a bail transaction in Miller’s name. The Verified Complaint also alleged that said employee submitted the bail bond to the District Court.

5. The Verified Complaint alleged that such actions were in violation of sections 41-1004 and 41-1045, Idaho Code.

6. The parties hereto believe that this matter may be brought to a close by a negotiated and stipulated settlement.

7. In consideration of the foregoing, the parties stipulate and agree as follows:

- a. That Miller admits to having violated section 41-1045, Idaho Code;
- b. That an administrative penalty of \$1,000.00 shall be imposed against Miller;
and,
- c. That an appropriate Final Order may be entered herein by the Director of the Idaho Department of Insurance.

8. Before executing this Stipulation, Miller has had the opportunity to review this Stipulation with an attorney and to seek appropriate advice and counsel relating thereto.

9. The parties agree that the terms of this Stipulation are appropriate and proper under the circumstances referenced herein and that they have entered into this Stipulation knowingly, voluntarily, and with full knowledge of any rights they may be waiving thereby.

10. The parties hereto waive their right to notice and hearing at which they may be represented by counsel, present evidence, and examine witnesses. The parties hereto also waive their right to seek reconsideration or to submit this matter for review by a court of competent jurisdiction.

11. The parties hereto have reviewed the proposed Final Order and agree as to its form and that said Final Order may be submitted to the Director of the Idaho Department of Insurance for his review and signature.

IT IS SO AGREED.

DATED this 8th day of June, 2015.


GARY MICHAEL MILLER
Respondent

DATED this 18 day of June, 2015.

IDAHO DEPARTMENT OF INSURANCE


ELAINE MELLON
Bureau Chief
Consumer Services

FINAL ORDER

The parties hereto, namely the Idaho Department of Insurance and GARY MICHAEL MILLER, having entered into the foregoing STIPULATION on file herein, the form of the Order having been approved, and the Acting Director, having reviewed the same and having found that there is a factual basis for the matter as alleged herein, does hereby enter his Final Order as follows:

IT IS HEREBY ORDERED that the STIPULATION on file herein is approved and adopted as an Order of the Acting Director, and is incorporated herein as if set forth in full and made a part hereof;

IT IS FURTHER ORDERED that **GARY MICHAEL MILLER**'s admission of the violation of section 41-1045, Idaho Code, as set forth in the STIPULATION is accepted; and,

IT IS FURTHER ORDERED that an administrative penalty in the amount of ONE THOUSAND DOLLARS (\$1,000.00) is imposed against **GARY MICHAEL MILLER** and is due and payable immediately.

IT IS SO ORDERED.

DATED this 18 day of June, 2015.

STATE OF IDAHO
DEPARTMENT OF INSURANCE



DEAN L. CAMERON
Director

NOTIFICATION REGARDING REPORTABLE PROCEEDINGS

This 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 of which you are actively appointed. This information will be reported to the National Association of Insurance Commissioners (NAIC) and will appear in the Idaho Department of Insurance's online searchable database. Be aware that this proceeding must be disclosed on any 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 18th day of June, 2015, I caused a true and correct copy of the foregoing fully executed STIPULATION and FINAL ORDER to be served upon the following by the designated means:

Gary Michael Miller
Kayser Insurance Agency
P.O. Box 1538
Bonners Ferry, ID 83805-1538

- first class mail
- certified mail
- hand delivery
- via facsimile

John C. Keenan
Deputy Attorney General
Idaho Department of Insurance
700 W. State Street, 3rd Floor
P.O. Box 83720
Boise, ID 83720-0043

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Pamela Murray