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Idaho Attorney General

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Attorneys for Idaho Department of Insurance

FILED

MAY 16 2022

Department of Insurance
State of Idaho

FILED

JUL 27 2022

Corrected Order
Department of Insurance
State of Idaho

BEFORE THE DIRECTOR OF THE DEPARTMENT OF INSURANCE

STATE OF IDAHO

IDAHO DEPARTMENT OF INSURANCE,

Complainant,

vs.

AARON REID ANDREW, holding Idaho Non-Resident Producer No. 298239; MARCUS KENT MAXFIELD, with inactive Idaho Non-Resident Producer License No. 464329; and JEREMY ALMA WATSON, with inactive Idaho Non-Resident Producer License No. 602329,

Respondents.

Docket No. 18-4077-22

(Corrected)
ORDER OF DEFAULT REVOKING
IDAHO NONRESIDENT PRODUCER
LICENSE OF JEREMY ALMA
WATSON

The Director of the Idaho Department of Insurance (“Director”) having reviewed the record herein; and Respondent, Jeremy Alma Watson (“Watson”), having been lawfully served the Verified Complaint and Notice of Right to Hearing (the “Complaint”), a copy of which is attached hereto as Exhibit “A”, and Watson having failed to submit a written request for hearing or address the allegations, violations and charges set forth in the Complaint, and the Director finding as a result thereof that Watson has waived his rights regarding the opportunity for hearing; and in

ORDER OF DEFAULT REVOKING IDAHO NONRESIDENT PRODUCER LICENSE OF
JEREMY ALMA WATSON - 1

consideration of the above, and good cause appearing,

The Director finds that Watson has violated the laws of the state of Idaho, to wit, section 41-1016(1)(h), Idaho Code, when using fraudulent or dishonest practices, for demonstrating incompetence, untrustworthiness, or financial irresponsibility, or being a course of injury and loss to the public or others, in the conduct of business in the state of Idaho; when Watson was acting, contrary to Idaho law, as an investment advisor and offering and selling securities to Idaho consumers when he was not licensed to sell securities, and when Watson was not properly registered as an investment advisor. Watson also violated the laws of the state of Idaho, to wit, section 41-1021, Idaho Code, when he failed to report to the Department that an *Order to Cease and Desist* was entered against him by the Idaho Department of Finance.

THEREFORE, IT IS ORDERED that Idaho Nonresident Producer License No. 602329 issued to Watson is hereby revoked and that Watson shall not be eligible to apply for or receive any license under title 41, Idaho Code, for a period of five (5) years.

IT IS FURTHER ORDERED that after expiration of the five-year revocation period, in accordance with section 41-1026(3), Idaho Code, in the event that Watson files an application for any license under title 41, Idaho Code, Watson must petition and show good cause why the prior revocation shall not be deemed a bar to the issuance of a new license.

IT IS FURTHER ORDERED that an administrative penalty of \$5,000 is imposed against Watson for violations of sections 41-1016(1)(h) and 41-1021(1), Idaho Code.

DATED this 16th day of May, 2022.

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 you may be required to disclose this proceeding on any license application, and you may be required to report this action to any and all states in which you hold an insurance license.

NOTIFICATION OF RIGHTS

This is a final order of the agency and is effective immediately. Any party may file a motion for reconsideration of this final order within fourteen (14) days of the service date of this order. The agency will dispose of the motion for reconsideration within twenty-one (21) days of its receipt, or the motion will be considered denied by operation of law. See Idaho Code § 67-5246(4).

Pursuant to Idaho Code §§ 67-5270 and 67-5272, any party aggrieved by this final order or orders previously issued in this case may file a petition for judicial review in the district court of the county in which:

- i. A hearing was held;
- ii. The final agency action was taken;
- iii. The party seeking review of the order resides, or operates its principal place of business in Idaho; or
- iv. The real property or personal property that was the subject of the agency action is located.

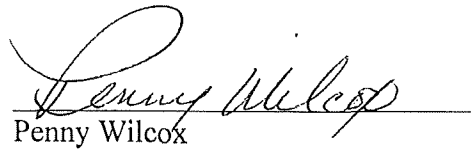
A petition for judicial review must be filed within twenty-eight (28) days of: (a) the service date of this final order, (b) the service of an order denying motion for reconsideration, or (c) the

failure within twenty-one (21) days to grant or deny a motion for reconsideration, whichever is later. See Idaho Code § 67-5273. The filing of a petition for judicial review does not itself stay the effectiveness or enforcement of the order under appeal. Idaho Code § 67-5274.

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that on this 16th day of May, 2022, I caused a true and correct copy of the foregoing ORDER OF DEFAULT REVOKING IDAHO NONRESIDENT PRODUCER LICENSE OF JEREMY ALMA WATSON to be served upon the following parties by the designated means:


Jeremy Watson 2197 E. High Mesa Drive Sandy, UT 84092-5542	<input checked="" type="checkbox"/> First Class Mail <input type="checkbox"/> Certified Mail <input type="checkbox"/> Hand Delivery <input type="checkbox"/> Facsimile <input type="checkbox"/> Email:
John C. Keenan 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: john.keenan@doi.idaho.gov
<i>Courtesy Copies</i> Randy Pipal Bureau Chief, Consumer Services Idaho Department of Insurance Eric Fletcher Bureau Chief, Company Activities Idaho Department of Insurance	<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: randy.pipal@doi.idaho.gov eric.fletcher@doi.idaho.gov


Penny Wilcox

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that on this 27th day of July, 2022, I caused a true and correct copy of the foregoing (Corrected) ORDER OF DEFAULT REVOKING IDAHO NONRESIDENT PRODUCER LICENSE OF JEREMY ALMA WATSON to be served upon the following parties by the designated means:

Jeremy Watson 5236 Mulholland Drive Summerville, SC 29485	<input checked="" type="checkbox"/> First Class Mail <input type="checkbox"/> Certified Mail <input type="checkbox"/> Hand Delivery <input type="checkbox"/> Facsimile <input type="checkbox"/> Email: none available
John C. Keenan 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: <u>john.keenan@doi.idaho.gov</u>



Penny Wilcox

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

Attorneys for the Department of Insurance

BEFORE THE DIRECTOR OF THE DEPARTMENT OF INSURANCE

STATE OF IDAHO

IDAHO DEPARTMENT OF INSURANCE,

Complainant,

vs.

AARON REID ANDREW, holding Idaho Non-Resident Producer No. 298239; MARCUS KENT MAXFIELD, with inactive Idaho Non-Resident Producer License No. 464329; and JEREMY ALMA WATSON, with inactive Idaho Non-Resident Producer License No. 602329;

Respondents.

Docket No. 18-4077-22

**VERIFIED COMPLAINT
AND NOTICE OF RIGHT TO
HEARING**

The Idaho Department of Insurance ("Department"), by and through its attorney of record, John C. Keenan, Deputy Attorney General, does hereby complain and allege as follows:

1. The Director of the Department ("Director") has jurisdiction in the state of Idaho over matters involving insurance regulation and licensing, in accordance with title 41, Idaho Code.

EXHIBIT

A

2. This administrative proceeding is brought under the provisions of the Idaho Insurance Code, Idaho Code § 41-101 *et seq.*, including but not limited to Idaho Code § 41-213, which authorizes the Department to initiate a contested case against an insurer, wherein the Director may, after an opportunity for a hearing, impose a penalty under Idaho Code § 41-117 and may take action against a producer's license, if he finds that the producer has violated or failed to comply with any lawful order of the director, or relevant provision of title 41, Idaho Code.

RESPONDENTS

3. AARON REID ANDREW ("Andrew") is a resident of the state of Utah and holds an Idaho Non-Resident Producer License No. 298239, which is active and was originally issued on October 6, 2008.

4. MARCUS KENT MAXFIELD ("Maxfield") is a resident of the state of Utah and holds an Idaho Non-Resident Producer License No. 464329, which is inactive as of March 31, 2022, and was originally issued on October 15, 2013.

5. JEREMY ALMA WATSON ("Watson") is a resident of the state of Utah and holds an Idaho Non-Resident Producer License No. 602329, which is presently inactive as of November 30, 2018. Watson was originally issued a non-resident producer license on January 13, 2017,

JURISDICTION

6. Jurisdiction in this matter is founded in the Idaho Insurance Code, Idaho Code § 41-101 *et seq.*, including Idaho Code § 41-210, which authorizes the Director of the Department of Insurance ("Director") to enforce the provisions of title 41 of the Idaho Code, including those governing Respondent's activities as an insurance producer.

7. Jurisdiction is further founded in Idaho Code § 41-213, which authorizes the Department to institute such proceedings as deemed necessary for the enforcement of any provision of the Idaho Insurance Code including, but not limited to, license revocation and the imposition of

administrative penalties.

8. Section 41-1016(1), Idaho Code, provides that the Director may suspend, revoke or refuse to issue or renew a producer's license and may impose an administrative penalty up to one thousand dollars (\$1,000), if the Director finds that any of the causes or violations set forth in subsections 41-1016(1)(a) through (o) exist, including specifically subsection (h) which prohibits:

(h) Using fraudulent, coercive or dishonest practices, or demonstrating incompetence, untrustworthiness or financial irresponsibility, or being a source of injury and loss to the public or others, in the conduct of business in [Idaho] or elsewhere.

9. Section 41-1016(5), Idaho Code, provides that the shall retain the authority to enforce the provisions of and impose any penalty or remedy authorized by title 41, Idaho Code, against any person who is under investigation for or charged with a violation of title 41, Idaho Code, or department rule, even if the person's license or registration has been surrendered or has lapsed by operation of law, or if the person has never been licensed.

10. Section 41-1021(1), Idaho Code, provides in relevant part that:

A producer shall report to the director any administrative action taken against the producer in another jurisdiction or by another governmental agency within thirty (30) days of the final disposition of the matter. This report shall include a copy of the order, consent order or other relevant legal documents.

10. Section 41-1026(3), Idaho Code, states the Director shall not issue a license under title 41, Idaho Code, to any person whose license has been revoked until after the expiration of not less than one (1) year to a maximum of five (5) years and, upon a former licensee's application for re-licensure, the Director may require the former licensee "to show good cause why the prior revocation ... shall not be deemed a bar to the issuance of a new license."

11. Section 41-117, Idaho Code, provides that each instance of violation may be considered a separate offense.

FACTUAL ALLEGATIONS

12. On July 22, 2021, the Idaho Department of Finance issued an *Order to Cease and Desist* against, among others, the Respondents Andrew, Maxfield, and Watson, ordering therein, that;

The Respondents shall CEASE AND DESIST from violations of the Idaho Uniform Securities Act (2004), . . . to include: offering or selling unregistered securities to Idaho residents; selling securities as an unregistered broker-dealer or agent; associating with unregistered agents in the selling of securities; and engaging in securities fraud (by failing to disclose material facts in connection with the offer or sale of securities to Idaho residents.”

13. The *Order to Cease and Desist* issued against the named Respondents, gave notice to the Respondents of the right to contest and the right to hearing with regard to the *Order to Cease and Desist*, the right to appeal, and the right to file a request for reconsideration.

14. As of the undersigned date, the July 22, 2021 *Order to Cease and Desist* is a final Order of the Idaho Department of Finance.

COUNT I

15. Paragraphs 1 through 14 are re-alleged as if fully set forth herein.

16. As to Respondent Andrew, the *Order to Cease and Desist* found that Andrew, in or about February 2016, acted as an investment advisor and offered and sold securities to one (1) Idaho consumer for consideration of a commission in the sum of \$4,485.00; during which time Andrew was not licensed to sell securities, nor was he registered as an investment advisor.

17. The *Order to Cease and Desist* also found that Andrew failed to disclose to the Idaho consumer that the investments he sold were not registered as securities as required by law.

18. Andrew violated section 41-1016(1)(h), Idaho Code, on two (2) occasions as alleged above, for his fraudulent or dishonest practices, for demonstrating incompetence, untrustworthiness or financial irresponsibility, or being a source of injury and loss to the public or others, in the conduct of business in Idaho or elsewhere.

19. To date, Andrew failed to report the Idaho Department of Finance *Order to Cease and Desist* action against Andrew to the Idaho Department of Insurance as required by law.

20. Andrew violated section 41-1021(1), Idaho Code.

21. According to the allegations set forth above, the Department has cause to seek a penalty in the amount of \$1,000 per violation for a total of \$3,000 administrative penalty.

COUNT II

22. Paragraphs 1 through 21 are re-alleged as if fully set forth herein.

23. As to Respondent Maxfield, the *Order to Cease and Desist* found that Maxfield acted as an investment advisor and offered and sold securities in or about May or July 2016, to one (1) Idaho consumer, that included a commission for said transaction to Maxfield; during which time Maxfield was not licensed to sell securities, nor was he registered as an investment advisor.

24. As to Respondent Maxfield, the *Order to Cease and Desist* found that Maxfield acted as an investment advisor and offered and sold securities in or about March 2017, to one (1) Idaho consumer, that included a commission for said transaction to Maxfield; during which time Maxfield was not licensed to sell securities, nor was he registered as an investment advisor.

25. Maxfield received a total of \$9,462.50 in commissions for the transactions as alleged above.

26. The *Order to Cease and Desist* also found that Maxfield failed to disclose to the two (2) Idaho consumers that the investments he sold were not registered as securities as required by law.

27. Maxfield violated section 41-1016(1)(h), Idaho Code, on four (4) occasions as alleged above, for his fraudulent or dishonest practices, for demonstrating incompetence, untrustworthiness or financial irresponsibility, or being a source of injury and loss to the public or others, in the conduct of business in Idaho or elsewhere.

28. To date, Maxfield failed to report the Idaho Department of Finance *Order to Cease and Desist* action against Maxfield to the Idaho Department of Insurance as required by law.

29. Maxfield violated section 41-1021(1), Idaho Code.

30. According to the allegations set forth in Count II the Department has cause to seek a penalty in the amount of \$1,000 per violation for a total of \$5,000 administrative penalty.

COUNT III

31. Paragraphs 1 through 30 are re-alleged as if fully set forth herein.

32. As to Respondent Watson, the *Order to Cease and Desist* found that Watson acted as an investment advisor and offered and sold securities in or about June 2016, to one (1) Idaho consumer, that included a commission for said transaction to Maxfield; during which time Maxfield was not licensed to sell securities, nor was he registered as an investment advisor.

33. As to Respondent Watson, the *Order to Cease and Desist* found that Watson acted as an investment advisor and offered and sold securities in or about March 2017, to one (1) Idaho consumer, that included a commission for said transaction to Watson; during which time Watson was not licensed to sell securities, nor was he registered as an investment advisor.

34. Watson received a total of \$10,119.60 in commissions for the transactions as alleged above.

35. The *Order to Cease and Desist* also found that Watson failed to disclose to the two (2) Idaho consumers that the investments he sold were not registered as securities as required by law.

36. Watson violated section 41-1016(1)(h), Idaho Code, on five (5) occasions as alleged above, for his fraudulent or dishonest practices, for demonstrating incompetence, untrustworthiness or financial irresponsibility, or being a source of injury and loss to the public or others, in the conduct of business in Idaho or elsewhere.

37. To date, Watson failed to report the Idaho Department of Finance *Order to Cease and Desist* action against Watson to the Idaho Department of Insurance as required by law.

38. Watson violated section 41-1021(1), Idaho Code.

39. According to the allegations set forth in Count II the Department has cause to seek a

penalty in the amount of \$1,000 per violation for a total of \$5,000 administrative penalty.

PRAYER FOR RELIEF

Based on the foregoing facts as alleged, the Department prays for relief as follows:

1. For an Order revoking AARON REID ANDREW's Idaho Non-Resident Producer License No. 298239, providing that AARON REID ANDREW shall not be issued any license under title 41, Idaho Code, for a period of five (5) years;

2. For an Order that, after expiration of the five-year revocation period, in accordance with section 41-1026(3), Idaho Code, in the event AARON REID ANDREW files an application for any license under title 41, Idaho Code, AARON REID ANDREW must petition and show good cause why the prior revocation should not be deemed a bar to the issuance of a new license;

3. For an Order imposing an administrative penalty against AARON REID ANDREW in an amount to be proven at hearing, but in the event of a default, an amount not less than Three Thousand Dollars (\$3,000), which represents \$1,000 per violation as alleged hereinabove;

4. For an Order revoking MARCUS KENT MAXFIELD's Idaho Non-Resident Producer License No. 464329, providing that MARCUS KENT MAXFIELD shall not be issued any license under title 41, Idaho Code, for a period of five (5) years;

5. For an Order that, after expiration of the five-year revocation period, in accordance with section 41-1026(3), Idaho Code, in the event MARCUS KENT MAXFIELD files an application for any license under title 41, Idaho Code, MARCUS KENT MAXFIELD must petition and show good cause why the prior revocation should not be deemed a bar to the issuance of a new license;

6. For an Order imposing an administrative penalty against MARCUS KENT MAXFIELD in an amount to be proven at hearing, but in the event of a default, an amount not less than Five Thousand Dollars (\$5,000), which represents \$1,000 per violation as alleged hereinabove;

7. For an Order revoking JEREMY ALMA WATSON's Idaho Non-Resident Producer

License No. 602329, providing that JEREMY ALMA WATSON shall not be issued any license under title 41, Idaho Code, for a period of five (5) years;

8. For an Order that, after expiration of the five-year revocation period, in accordance with section 41-1026(3), Idaho Code, in the event JEREMY ALMA WATSON files an application for any license under title 41, Idaho Code, JEREMY ALMA WATSON must petition and show good cause why the prior revocation should not be deemed a bar to the issuance of a new license:

9. For an Order imposing an administrative penalty against JEREMY ALMA WATSON in an amount to be proven at hearing, but in the event of a default, an amount not less than Five Thousand Dollars (\$5,000), which represents \$1,000 per violation as alleged hereinabove;

10. For such other and further relief as the Director deems just and necessary under the circumstances.

DATED this 15 day of ~~March~~ ^{April}, 2022.

STATE OF IDAHO
OFFICE OF THE ATTORNEY GENERAL



JOHN C. KEENAN
Deputy Attorney General

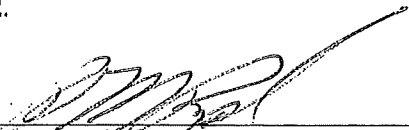
VERIFICATION

State of Idaho)
: ss.
County of Ada)

RANDALL PIPAL, Consumer Affairs Bureau Chief, Department of Insurance, State of Idaho, being first duly sworn, deposes and says:

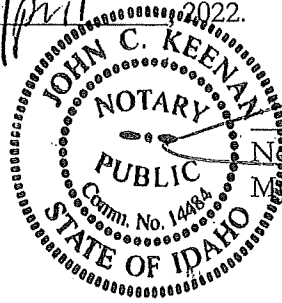
I have read the foregoing Complaint and know the contents thereof and the same are true to the best of my knowledge and belief.

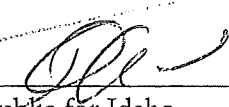
Dated this 15th day of April, 2022.



RANDALL PIPAL

SUBSCRIBED AND SWORN to before me, the undersigned Notary Public for the state of Idaho, this 15 day of April, 2022.





Notary Public for Idaho
My Commission Expires Nov 12, 2025

NOTICE OF RIGHT TO A HEARING

**TO: AARON REID ANDREW,
MARCUS KENT MAXFIELD, and
JEREMY ALMA WATSON:**

You are hereby notified that, pursuant to Idaho Code § 41-232A(2), a written request for a hearing must be filed and served upon the Department within twenty-one (21) days after service of this Complaint. Failure to file and serve a written request for a hearing upon the Department within the twenty-one (21) day time period shall be deemed a waiver of the opportunity for a hearing and to contest the allegations in the Complaint, pursuant to Idaho Code § 41-232A(2).


Any written request for a hearing shall be served on the Director of the Idaho Department of Insurance, addressed as follows:

Dean L. Cameron, Director
Idaho Department of Insurance
P.O. Box 83720
Boise, ID 83720-0043

A copy shall also be provided to the Department's counsel in this matter, John C. Keenan, Deputy Attorney General, at the following address:

John C. Keenan
Deputy Attorney General
Idaho Department of Insurance
P.O. Box 83720
Boise, ID 83720-0043

In lieu of holding a hearing, this matter may be resolved by negotiation, stipulation, agreed settlement, or consent order, pursuant to Idaho Code § 67-5241. Should you wish to discuss this matter, please contact the undersigned deputy attorney general.


John C. Keenan

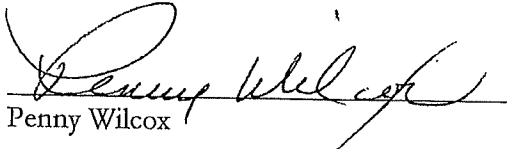
CERTIFICATE OF SERVICE

I HEREBY CERTIFY that on this 18 day of April, 2022, I caused a true and correct copy of the foregoing VERIFIED COMPLAINT AND NOTICE OF RIGHT TO HEARING to be served upon the following parties by the designated means:

Aaron R. Andrew PARAMOUNT FINANCIAL SERVICES 6340 S. 3000 E. Ste. 280 Salt Lake City, UT 84121-3561	<input checked="" type="checkbox"/> First Class Mail <input type="checkbox"/> Certified Mail <input type="checkbox"/> Hand Delivery <input type="checkbox"/> Facsimile <input type="checkbox"/> Email:
Jeremy Watson LIVE ABUNDANT 6340 S. 3000 E. Ste 280 Salt Lake City, UT 84121-3561	<input checked="" type="checkbox"/> First Class Mail <input type="checkbox"/> Certified Mail <input type="checkbox"/> Hand Delivery <input type="checkbox"/> Facsimile <input type="checkbox"/> Email:
Jeremy Watson 2197 E. High Mesa Drive Sandy, UT 84092-5542	<input checked="" type="checkbox"/> First Class Mail <input type="checkbox"/> Certified Mail <input type="checkbox"/> Hand Delivery <input type="checkbox"/> Facsimile <input type="checkbox"/> Email:
Marcus Maxfield PARAMOUNT FINANCIAL SERVICES 6340 S. 3000 E. Ste. 280 Salt Lake City, UT 84121-3561	<input checked="" type="checkbox"/> First Class Mail <input type="checkbox"/> Certified Mail <input type="checkbox"/> Hand Delivery <input type="checkbox"/> Facsimile <input type="checkbox"/> Email:
Karl T. Klein Deputy Attorney General Idaho Department of Insurance 700 W. State St., 3 rd Floor 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: karl.klein@doi.idaho.gov

(Con't)

<p><i>Courtesy Copies</i></p> <p>Randy Pipal Bureau Chief, Consumer Services</p> <p>Eric Fletcher Bureau Chief, Company Activities Idaho Department of Insurance 700 W. State St., 3rd Floor Boise, ID 83720-0043</p>	<p><input type="checkbox"/> First Class Mail</p> <p><input type="checkbox"/> Certified Mail</p> <p><input type="checkbox"/> Hand Delivery</p> <p><input type="checkbox"/> Facsimile</p> <p><input checked="" type="checkbox"/> Email: randy.pipal@doi.idaho.gov eric.fletcher@doi.idaho.gov</p>
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Penny Wilcox