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Department of Insurance
State of Idaho

PM

Attorneys for the Department of Insurance

BEFORE THE DIRECTOR OF THE DEPARTMENT OF INSURANCE

STATE OF IDAHO

In the Matter of:

MARSHALL ROJAS,
Idaho Nonresident Insurance Producer
License No. 629864

Docket No. 18-3485-18

**SUMMARY ORDER REVOKING
IDAHO NONRESIDENT INSURANCE
PRODUCER LICENSE**

The Director of the Idaho Department of Insurance (“Director”) has received notice of the entry of an order by the California Insurance Commissioner suspending the California resident insurance producer license of MARSHALL ROJAS (“ROJAS”), as further described below. Upon review of such order, and, pursuant to the authority granted by Idaho Code § 41-1016(2), the Director hereby makes the following findings and enters a Summary Order as follows:

FINDINGS OF FACT

1. ROJAS, at all times relevant hereto, was licensed as a resident insurance producer in the state of California.
2. On or about February 27, 2018, the California Insurance Commissioner issued an Order Suspending and Removing from Office and Employment with Production Agency, in File

No. SC201600553-AP (“Suspension Order”), which immediately suspended ROJAS’ resident insurance producer license and prohibited ROJAS from participating in any manner in the business of an insurer or insurance production agency or from acting as an individual insurance producer. Such Suspension Order was based on the filing of a criminal complaint in the Superior Court of California, County of San Joaquin, Case No. STK-CR-FE-2018-2592, charging ROJAS with four felonies, including theft of funds by fiduciary, grand theft, and conspiracy to commit crime of grand theft by embezzlement, all of which were related to ROJAS’ activities in the business of insurance.

3. ROJAS has been continuously licensed as an Idaho nonresident insurance producer, holding license number 629864, from the date of the initial issuance of such license on August 25, 2017, to the present date.

CONCLUSIONS OF LAW

4. Idaho Code § 41-1016(2)(a) provides that the Director shall, without hearing, suspend for not more than twelve (12) months, or shall revoke or refuse to continue any insurance producer license issued under title 41, chapter 10, Idaho Code, where the Director has received a final order of suspension, revocation or refusal to continue issued by the insurance regulatory official or court of jurisdiction of the licensee’s home state.

5. Based on the foregoing, the Director finds that the circumstances set forth above justify the revocation of the Idaho nonresident insurance producer license of ROJAS, pursuant to Idaho Code § 41-1016(2)(a).

ORDER

NOW, THEREFORE, IT IS HEREBY ORDERED that Idaho Nonresident Insurance Producer License No. 629864 issued to ROJAS is hereby REVOKED effective immediately.

IT IS FURTHER ORDERED, pursuant to Idaho Code § 41-1027(1), that ROJAS shall immediately return Idaho Nonresident Insurance Producer License Nos 629864, to the Idaho Department of Insurance at the following address: 700 West State Street, P.O. Box 83720, Boise, Idaho, 83720-0043.

DATED this 29 day of May, 2018.

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 by 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.

NOTIFICATION OF RIGHTS

This is a final order of the Director. 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 petition for reconsideration within twenty-one (21) days of its receipt, or the petition 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 may appeal this order by filing a petition 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.

An appeal must be filed within twenty-eight (28) days of (a) the service date of this final order, (b) an order denying petition for reconsideration, or (c) the failure within twenty-one (21) days to grant or deny a petition for reconsideration, whichever is later. *See* Idaho Code § 67-5273. The filing of an appeal to district court does not itself stay the effectiveness or enforcement of the order under appeal.

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that, on this 30th day of May, 2018, I caused a true and correct copy of the foregoing SUMMARY ORDER REVOKING IDAHO NONRESIDENT INSURANCE PRODUCER LICENSE to be served upon the following by the designated means:

Marshall Rojas
A Better Way Realty
4255 Pacific Avenue, Ste. 11
Stockton, CA 95207-7638

- first class mail
- certified mail
- hand delivery

Marshall Rojas
5819 N. El Dorado Street
Stockton, CA 95207-4461

- first class mail
- certified mail
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1932 Wynnton Road
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- first class mail
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Pamela Murray