

LAWRENCE G. WASDEN  
Attorney General

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State of Idaho  
Department of Insurance  
700 W. State Street, 3<sup>rd</sup> Floor  
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**FILED**  
**DEC 01 2020**  
Department of Insurance  
State of Idaho

*Attorneys for the Department of Insurance*

**BEFORE THE DIRECTOR OF THE DEPARTMENT OF INSURANCE**

**STATE OF IDAHO**

In the Matter of:

MONTANA PREMIER INSURANCE, LLC,  
Nonresident Producer Business Entity  
License No. 749945,

Respondent.

Docket No. 18-3850-20

**ORDER OF DEFAULT REVOKING  
IDAHO NONRESIDENT AGENCY  
PRODUCER LICENSE**

The Director of the Idaho Department of Insurance (“Director”) having reviewed the record herein; and MONTANA PREMIER INSURANCE, LLC (“RESPONDENT”), who currently holds Idaho Nonresident Agency Producer License No. 749945, having been lawfully served the Verified Complaint and Notification of Rights, a copy of which is attached hereto as Exhibit A and incorporated herein, and having failed to file an answer thereto and having failed to request a hearing regarding said Verified Complaint; and the Director having found as a result thereof that RESPONDENT has waived its rights regarding the opportunity for hearing; and in consideration of the above;

IT IS HEREBY ORDERED that Idaho Nonresident Agency Producer License No. 749945 issued to RESPONDENT is REVOKED effective immediately.

IT IS HEREBY FURTHER ORDERED, pursuant to Idaho Code § 41-1027(2), that RESPONDENT shall immediately return Idaho Nonresident Agency Producer License No. 749945 to the Idaho Department of Insurance, P.O. Box 83720, Boise, Idaho 83720-0043.

IT IS SO ORDERED.

DATED this 1<sup>st</sup> day of December, 2020.

STATE OF IDAHO  
DEPARTMENT OF INSURANCE

A handwritten signature in black ink, appearing to read "Dean L. Cameron", written over a horizontal line.

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. 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**

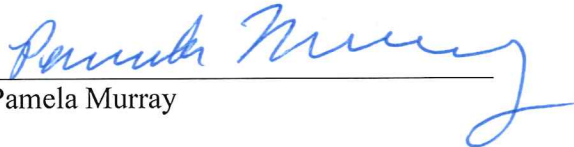
I HEREBY CERTIFY that on this 1<sup>st</sup> day of December, 2020, I caused a true and correct copy of the foregoing ORDER OF DEFAULT REVOKING IDAHO NONRESIDENT AGENCY PRODUCER LICENSE to be served upon the following by the designated means:

Montana Premier Insurance, LLC  
1184 Daybreak Street  
Helena, MT 59601-5765

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

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

- ☐ first class mail
- ☐ certified mail
- ☒ hand delivery

  
\_\_\_\_\_  
Pamela Murray

LAWRENCE G. WASDEN  
Attorney General

JOHN C. KEENAN, ISB No. 3873  
Deputy Attorney General  
State of Idaho  
Department of Insurance  
700 W. State Street, 3<sup>rd</sup> Floor  
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[john.keenan@doi.idaho.gov](mailto:john.keenan@doi.idaho.gov)

FILED  
OCT 30 2020  
Department of Insurance  
State of Idaho  
PM

*Attorneys for the Department of Insurance*

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

In the Matter of:

MONTANA PREMIER INSURANCE, LLC,  
Nonresident Producer Business Entity  
License No. 749945,

Respondent.

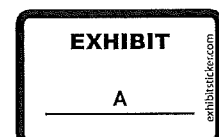
Docket No. 18-3850-20

**VERIFIED COMPLAINT AND  
NOTIFICATION OF RIGHTS**

The Idaho Department of Insurance (“Department”), by and through its attorney of record, John C. Keenan, Deputy Attorney General, hereby complains and alleges 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.

2. This administrative proceeding is brought under the provisions of the Idaho Insurance Code, Idaho Code § 41-101 et seq., including, among other sections, Idaho Code § 41-1016, which authorizes the Department to initiate a contested case against a person licensed



under the provisions of title 41, chapter 10, Idaho Code, including an insurance firm or business entity, seeking revocation of the license, as well as the imposition of administrative penalties, if the Director finds that any one or more of the causes or violations set forth in subsections (1)(a) through -(o) of that section exist. Section 41-1016(1)(b), Idaho Code, provides in relevant part that one such cause exists where the licensee has violated any provision of title 41, Idaho Code, or Department rule.

3. MONTANA PREMIER INSURANCE, LLC (“MONTANA PREMIER”), was a Montana domestic limited liability company until it was involuntarily dissolved by the Montana Secretary of State on or about December 1, 2019, for failure to file an annual report.

4. MONTANA PREMIER applied for and was issued Idaho Nonresident Producer Business Entity License No. 749945 on or about October 25, 2019. Such license is due to expire on November 1, 2022.

5. Section 41-1007(2), Idaho Code, requires a business entity acting as an insurance producer to obtain an insurance producer license.

6. The same section also requires, at subsection (2)(b), that a business entity acting as an insurance producer must have a “designated licensed producer, who is an individual responsible for the business entity’s compliance with the insurance laws and rules of [the state of Idaho].” Section 41-1007(2)(b).

7. Department records reflect that Mark A. Biegler, a Montana resident, is the designated responsible licensed producer for MONTANA PREMIER.

8. On October 6, 2020, the Director entered a summary order in Department Docket No. 18-3849-20, revoking Mark A. Biegler’s Idaho nonresident insurance producer license based on the revocation of Mr. Biegler’s Montana resident insurance producer license.

9. As of the current date, MONTANA PREMIER does not have a designated responsible licensed producer as required by law and is in violation of section 41-1007(2)(b), Idaho Code.

10. Chapter 10, title 41, Idaho Code, provides for the licensing of resident and nonresident producers, including business entities, which are defined as corporations, associations, partnerships, limited liability companies, limited liability partnerships, or other legal entities. Section 41-1003(1), Idaho Code.

12. Pursuant to Idaho Code § 30-21-502(a), to be authorized to conduct business in the state of Idaho, a foreign entity must register with the Idaho Secretary of State.

13. Records maintained by the Idaho Secretary of State do not reflect any such registration by MONTANA PREMIER, making MONTANA PREMIER ineligible to conduct business in Idaho.

14. Further, MONTANA PREMIER was involuntarily dissolved by the Montana Secretary of State on or about December 1, 2019, and has not been reinstated.


15. Based on the foregoing, MONTANA PREMIER is not a “legal entity” within the meaning of section 41-1003(1), Idaho Code, and is ineligible to hold an insurance producer license in Idaho.

16. Based on the foregoing violations of title 41, Idaho Code, the Department therefore has cause and is entitled to an order revoking MONTANA PREMIER’s Idaho Nonresident Producer Business Entity License No. 749945, pursuant to section 41-1016(1)(b), Idaho Code.

WHEREFORE, the Department prays for an order from the Director immediately  
revoking MONTANA PREMIER's Idaho Nonresident Producer Business Entity License  
No. 749945.

DATED this 30 day of October, 2020.

STATE OF IDAHO  
OFFICE OF THE ATTORNEY GENERAL

  
\_\_\_\_\_  
JOHN C. KEENAN  
Deputy Attorney General  
Attorneys for Idaho Department of Insurance



**VERIFICATION**

STATE OF IDAHO                    )  
  : ss.  
County of Ada                    )

LISA TORDJMAN, Supervisor, Producer Licensing, Idaho Department of Insurance, being first duly sworn, deposes and says:


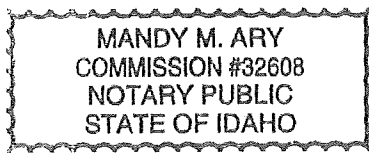
I have read the foregoing Complaint and know the contents thereof and the same are true to the best of my knowledge and belief.

Dated this 30<sup>th</sup> day of October, 2020.



LISA TORDJMAN  
Supervisor, Producer Licensing  
Idaho Department of Insurance

SUBSCRIBED AND SWORN to before me, the undersigned Notary Public for the state of Idaho, this 30<sup>th</sup> day of October, 2020.

  
Notary Public for Idaho  
My Commission Expires 7/24/24

**NOTICE OF RIGHT TO A HEARING**

THE RESPONDENT IS HEREBY NOTIFIED, pursuant to Idaho Code § 41-232A(2), that 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 30<sup>th</sup> day of October, 2020, I caused a true and correct copy of the foregoing VERIFIED COMPLAINT AND NOTIFICATION OF RIGHTS to be served upon the following by the designated means:

Montana Premier Insurance, LLC  
1184 Daybreak Street  
Helena, MT 59601-5765

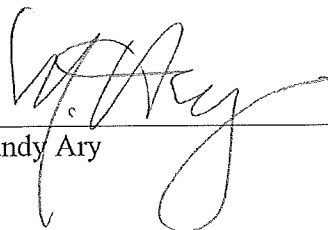
- ☒ first class mail
- ☐ certified mail
- ☐ hand delivery
- ☐ via facsimile

General Casualty Company of Wisconsin  
One General Drive  
Sun Prairie, WI 53596-0001

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

Regent Insurance Company  
One General Drive  
Sun Prairie, WI 53596-0001

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

  
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Mandy Ary