

**STATE OF VERMONT
DEPARTMENT OF FINANCIAL REGULATION**

IN RE: VICKI L. BOSER)	
INSURANCETEK, INC.)	DOCKET NO. 17-009-I
)	

DEFAULT JUDGMENT AND ORDER

Findings of Fact

- 1. Respondent Vicki L. Boser, whose address of record is 108 Union Avenue, Snohomish, WA 98290-2971, was issued a resident producer license, #83040, by the State of Washington.
- 2. Respondent Boser was issued a Vermont non-resident producer license, #578355, on January 14, 2008 which license currently has an expiration date of March 31, 2017.
- 3. The State of Washington revoked Respondent Boser’s resident producer license on February 14, 2017.
- 4. Respondent InsuranceTek, Inc., whose address of record is 108 Union Avenue, Snohomish, WA 98290-2971, is a licensed insurance agency, #215820, in the state of Washington.
- 5. Respondent InsuranceTek, was issued a Vermont non-resident producer firm license, #1007637, on December 24, 2014.
- 6. The State of Washington revoked Respondent InsuranceTek's insurance agency license on February 14, 2017.
- 7. Respondent Boser was the owner and Designated Responsible Licensed Producer (DRLP) of Respondent InsuranceTek.
- 8. On April 12, 2017 the Department served upon Respondents the Petition for Revocation of License (“Petition”) in this action by sending the Petition by certified mail to the address of record on file as required by 8 V.S.A. § 4800(3)(iii). The mailings were returned on May 3, 2017 stamped “Return to Sender; Unclaimed; Unable to Forward.”

9. Respondents, pursuant to Section 5(a) of Regulation 82-1, were required to file an answer no later than 30 days after the date of service. Respondents' answer in this action was due on May 12, 2017. No answer has been filed to date.

10. The Insurance Division filed a Motion for Default Judgment on June 6, 2017 in this matter. The Motion was sent to Respondents by certified mail to the address of record on file as required by 8 V.S.A. § 4800(3)(iii). The mailings were returned on July 12, 2017 stamped "Return to Sender; No Mail Receptacle: Unable to Forward; Return to Sender."

Conclusions of Law

11. The Commissioner, pursuant to 8 V.S.A. § 4804(a)(10), has the authority to suspend or revoke a non-resident producer license if, after notice and opportunity for hearing, he finds the licensee's license has been suspended or revoked in any other state. Respondents have had their licenses revoked in their resident state of Washington.

12. Pursuant to 8 V.S.A. § 15 the Commissioner may issue orders necessary to the administration of and to carry out the purposes of Title 8 of the Vermont Statutes.

13. Respondents, pursuant to Section 5(a) of Regulation 82-1 (Revised) ("Regulation 82-1"), were required to file an answer no later than 30 days after the date of service of the petition in this contested case.

14. Section 12 of Regulation 82-1 provides, that where a Respondent, against whom a pleading initiating a contested case has been properly served, fails to answer within the time period specified in Section 5(a) or fails to defend the charge, the Petitioner may move for a decision by default. The Commissioner may render a decision by default at any time after the passage of ten days from the date of filing and service of the motion for default, whereupon the Commissioner may issue any applicable order.

15. Section 5(b) of Regulation 82-1 provides, that if a Respondent fails to serve an answer timely, the allegations contained in the pleading that initiated the contested case will be treated as proven and a default judgment may be entered as provided in Section 12 of this regulation.

16. Respondents have failed to respond to the Insurance Division's Motion for Default Judgment and ten (10) days has passed since the time of the filing of the motion.

ORDER

IT IS HEREBY ORDERED THAT:

1. A Default Judgment is entered against Respondent Boser and Respondent InsuranceTek pursuant to Section 12 of Regulation No. 82-1 and a decision by default is rendered.

2. The non-resident producer license of Vicki L. Boser, #578355, is hereby revoked, effective immediately.

3. The non-resident producer firm license of InsuranceTek, # 1007637, is hereby revoked, effective immediately.

3. Respondents shall, pursuant to 8 V.S.A. § 4806, forthwith deliver their respective licenses to the Department by personal delivery or by mail.

Dated at Montpelier, Vermont this 17th day of July, 2017.



MICHAEL S. PIECIAK, Commissioner
Vermont Department of Financial Regulation