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**BEFORE THE UTAH INSURANCE COMMISSIONER**

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UTAH INSURANCE DEPARTMENT,

Complainant,

vs.

KYLE DEAN JOHNSON,

Respondent

**ORDER GRANTING STIPULATED  
MOTION TO WITHDRAW REQUEST  
FOR HEARING AND ENTER NOTICE  
OF AGENCY ACTION AND ORDER**

Docket No. 2023-4464

Donald H. Hansen  
Administrative Law Judge/Presiding Officer

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This matter was commenced on May 23, 2023, when the Utah Insurance Department (“the Department”) filed a Notice of Agency action seeking a revocation of Respondent Kyle Dean Johnson’s (“Respondent’s”) Utah resident producer individual insurance license, number 242993.

Respondent timely requested a hearing on June 5, 2023.

On July 5, 2023, at 9:00 a.m., pursuant to notice, a telephonic prehearing conference was conducted in the above-entitled matter. Appearing for the Department was Shelley A. Coudreaut, Assistant Attorney General, Utah Attorney General's Office. Also appearing for the Department as a witness was Adam Martin, a Market Conduct Examiner with the Department’s Property and Casualty Division.

Respondent appeared at the prehearing conference without counsel, and remained unrepresented throughout these proceedings. Each of the above individuals appeared via telephonic conference.

Based on discussions held during the prehearing conference, both parties requested an evidentiary hearing (trial). A Scheduling Order and Notice of Evidentiary Hearing

was issued on July 5, 2023. The evidentiary hearing was scheduled for Tuesday, August 22, 2023, beginning at 9:30 a.m.

On August 8, 2023, the Department filed a Stipulated Motion to Withdraw [Respondent's] Request for Hearing and Enter Notice of Agency Action and Order on behalf of both parties.

On August 16, 2023, as a result of the parties' stipulated motion, the undersigned Presiding Officer issued an Amended Notice of Telephonic Hearing on Department's Motion to Withdraw Request for Hearing requiring the parties to attend a brief telephonic hearing on August 22, 2023, at 9:30 a.m. on the stipulated motion, in lieu of the evidentiary hearing.

Present at the August 22, 2023, telephonic hearing was Shelley A. Coudreaut, counsel for the Department. Respondent failed to appear at the hearing.

At the August 22, 2023 hearing, a record was made establishing that on July 14, 2023, Respondent sent Department's counsel an email asking her to send a copy of a stipulated agreement requesting to withdraw Respondent's request for a hearing. On July 21, 2023, Respondent emailed Department's counsel asking her to add his electronic signature to the stipulation document. Respondent further indicated he would sign it. On August 1, 2023, Respondent gave written approval for Department's counsel to file the electronically signed stipulated motion with the administrative tribunal.

Based upon the stipulated motion of the parties and for good cause shown, the Presiding Officer enters the following:

### **ORDER**

1. The parties' Stipulated Motion to Withdraw Request for Hearing and Enter Notice of Agency Action and Order is GRANTED. Accordingly, Respondent's Request for a Hearing dated June 5, 2023, is withdrawn.
2. The Department's Notice of Agency Action and Order, dated May 23, 2023, is AFFIRMED.

3. This matter is dismissed with prejudice.

DATED this 23<sup>rd</sup> day of August 2023.

JONATHAN T. PIKE  
Utah Insurance Commissioner

/s/ Donald H. Hansen  
DONALD H. HANSEN  
Administrative Law Judge/Presiding Officer  
Utah Insurance Department  
4315 South 2700 West, Suite 2300  
Taylorsville, UT 84129  
801-957-9321  
Email: [uidadmincases@utah.gov](mailto:uidadmincases@utah.gov)

**CERTIFICATE OF SERVICE**

I hereby certify that a copy of the above **ORDER GRANTING STIPULATED MOTION TO WITHDRAW REQUEST FOR HEARING AND ENTER NOTICE OF AGENCY ACTION AND ORDER** was sent via electronic mail to the following:

Kyle Dean Johnson  
[REDACTED]  
[REDACTED]  
[REDACTED]

and

Shelley A. Coudreaut  
Assistant Attorney General  
[sacoudreaut@agutah.gov](mailto:sacoudreaut@agutah.gov)  
160 E 300 S, 5th Floor  
PO Box 140874  
Salt Lake City, UT 84114-0874

DATED this 23<sup>rd</sup> day of August 2023.

*/s/ Jeanine Couser* \_\_\_\_\_  
Jeanine Couser  
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