

BEFORE THE INSURANCE COMMISSIONER OF THE
STATE OF OKLAHOMA

FILED

FEB 20 2009

INSURANCE COMMISSIONER
OKLAHOMA

STATE OF OKLAHOMA, ex rel.)
KIM HOLLAND, Insurance Commissioner,)
)
Petitioner,)
)
vs.)
)
PRIME TRAVEL PROTECTION, INC.,)
UNIVERSAL ASSURANCE)
GROUP, LTD D/B/A TRAVELER)
PROTECTION SERVICES, INC.,)
VACATION PROTECTION SERVICES, INC.,)
J& C ENTERPRISES, PROTECTION)
PARTNERS, INC., SUPERIOR TRAVEL)
PROTECTION, INC., AND JERRY A.)
WATSON, individually,)
)
Respondents.)

Case No. 08-1869-UNI

EMERGENCY CEASE AND DESIST ORDER

On this 20th day of February, 2009, the Oklahoma Insurance Department (“OID”) through Assistant General Counsel Susan D. Dobbins presented to Oklahoma Insurance Commissioner Kim Holland an Application for an Emergency Cease and Desist Order alleging Respondents have engaged in the business of insurance without statutory authorization.

Respondents do not hold any license, certificate of authority, or other authorization from the State of Oklahoma to engage in the business of insurance as defined by 36 O.S. § 6103.2, nor have Respondents filed any claim for exemption with the Department under 36 O.S. § 606. It is further alleged that Respondents will continue do business in this state in violation of 36 O.S. § 6103.3, unless immediately ordered to cease and desist from the alleged acts.

The Insurance Commissioner has jurisdiction over this matter pursuant to the Oklahoma Insurance Code 36 O. S. §§ 101 et. seq., specifically pursuant to: Article 6 Authorization of

Insurers, 36 O.S. §§ 601, et seq.; Article 12 Unfair Practices and Frauds, 36 O.S. §§ 1201 et seq.; Article 12A-1 Unfair Claims Settlement Practices 36 O.S. §§ 1250.1 et seq.; and the Unauthorized Insurance Business Act, 36 O.S. §§ 6103.1, et seq.

The Commissioner having examined the attached Application finds clear and convincing evidence Respondents are engaging in the insurance business in this state without authorization in violation of 36 O.S. § 6103.3 and should be immediately stopped and enjoined from conducting insurance business in the State of Oklahoma.

IT IS THEREFORE ORDERED that Respondents and any agents, affiliates, employees, and/or other representatives, both current and successor, whether named or unnamed herein, shall **CEASE AND DESIST** from all activities related to doing insurance business in this state, including:

1. The making of or proposing to make, as an insurer, an insurance contract;
2. The making of or proposing to make, as guarantor or surety, any contract of guaranty or suretyship as a vocation and not merely incidental to any other legitimate business or activity of the guarantor or surety;
3. The taking or receiving of any application for insurance;
4. Maintaining any agency or office where any acts in furtherance of an insurance business are transacted, including but not limited to:
 - a. the execution of contracts of insurance with citizens of this or any other state;
 - b. maintaining files or records of contracts of insurance;
 - c. the processing of claims; or,

- d. the receiving or collection of any premiums, commissions, membership fees, assessments, dues or other consideration for any insurance or any part thereof.

5. The issuance or delivery of contracts of insurance to residents of this state or to persons authorized to do business in this state;

6. Directly or indirectly acting as an agent for, or otherwise representing or aiding on behalf of another, any person or insurer in:

- a. the solicitation, negotiation, procurement or effectuation of insurance or renewals thereof;
- b. the dissemination of information as to coverage or rates, or forwarding of applications, or delivery of policies or contracts;
- c. inspection of risks;
- d. fixing of rates or investigation or adjustment of claims or losses;
- e. the transaction of matters subsequent to effectuation of the contract and arising out of it; or,
- f. in any other manner representing or assisting a person or insurer in the transaction of insurance with respect to subjects of insurance resident, located or to be performed in this state.

7. Contracting to provide indemnification or expense reimbursement in this state to persons domiciled in this state or for risks located in this state, whether as an insurer, agent, administrator, trust, funding mechanism, or by any other method;

8. The doing of any kind of insurance business specifically recognized as constituting the doing of an insurance business within the meaning of the statutes relating to insurance;

9. The doing or proposing to do any insurance business in substance equivalent to any of the foregoing in a manner designed to evade the provisions of the statutes; or,

10. Any other transactions of business in this state by an insurer.

IT IS FURTHER ORDERED Respondents shall leave all of their records undisturbed in their offices until such time as an appropriate examination of such records can be completed by representatives of the OID or other examiners appointed by or cooperating with the Commissioner.

IT IS FURTHER ORDERED that this Order is effective immediately and shall continue in force and effect until further order of the Oklahoma Insurance Commissioner. This Order is binding on Respondents, their agents, affiliates, employees and/or other representatives, both current and successor, whether named or unnamed herein.

Pursuant to 36 O.S. § 6103.6(B), any person affected by this Order and who seeks to contest it, has the right to request a hearing before the Commissioner, or her duly appointed representative, to show cause why this Order should not be affirmed. The person affected must make the request not later than the 30th day after the date on which the person receives this Order. The request must be in writing directed to the Commissioner and must state the grounds for the request to set aside or modify the Order. Pending hearing this Order shall continue in full force and effect unless stayed by the Commissioner. Any such hearing shall be conducted according to the procedures for contested cases under the Insurance Code and 75 O.S. §§ 250-323.

IN THE EVENT THIS ORDER IS VIOLATED, THE COMMISSIONER MAY IMPOSE A CIVIL PENALTY OF \$25,000.00 FOR EACH ACT OF VIOLATION OR DIRECT THE RESPONDENTS AGAINST WHOM THE ORDER IS ISSUED TO MAKE COMPLETE RESTITUTION IN THE FORM AND AMOUNT AND WITHIN THE PERIOD DETERMINED BY THE COMMISSIONER TO ALL OKLAHOMA RESIDENTS, OKLAHOMA INSURERS, AND ENTITIES OPERATING IN OKLAHOMA DAMAGED BY THE VIOLATION OR FAILURE TO COMPLY OR IMPOSE BOTH THE PENALTY AND DIRECT RESTITUTION.

Witness My Hand and Official Seal this 20th day of February, 2009.




KIM HOLLAND
INSURANCE COMMISSIONER
STATE OF OKLAHOMA

CERTIFICATE OF MAILING

I, Susan D. Dobbins hereby certify that a true and correct copy of the above and foregoing Cease and Desist Order was mailed postage prepaid with return receipt requested on this 20th day of February, 2009 to:

Prime Travel Protection, Inc.
Christine Watson
2226 Island Point
Evergreen, CO 80439

Universal Assurance Group, Ltd.
d/b/a Traveler Protection Services, Inc.
Christine Watson
2226 Island Point
Evergreen, CO 80439

Vacation Protection Services, Inc.
7450 West 52nd Avenue, Suite 336-M
Arvada, Colorado, 80002

J&C Enterprises
Jerry A. Watson
2132 Cramner Court
Evergreen, Colorado, 80439

Protection Partners, Inc.
Jerry A. Watson
2132 Cramner Court
Evergreen, Colorado, 80439

Superior Travel Protection, Inc.
Jerry A. Watson
2226 Island Point
Evergreen, Colorado, 80439

Jerry A. Watson
2226 Island Point
Evergreen, Colorado 80439

and a copy was hand-delivered to:

OID Financial Division
OID Life & Health
OID Investigations/Anti-Fraud



Susan D. Dobbins