

**STATE OF MICHIGAN
DEPARTMENT OF INSURANCE AND FINANCIAL SERVICES**

Before the Director of the Department of Insurance and Financial Services

In the matter of:

Anthony Lamont Williams
Unlicensed

Enforcement Case No. 20-16016

Respondent.

_____ /

**Issued and entered
On August 25, 2020**
by Randall S. Gregg
Senior Deputy Director

FINAL ORDER TO CEASE AND DESIST

1. On June 23, 2020, the Senior Deputy Director issued an Order to Cease and Desist (Order) pursuant to Section 251 of the Michigan Insurance Code (Code), MCL 500.251, against Anthony Lamont Williams (Respondent). The copy of the Order is attached to this Final Order to Cease and Desist.
2. The Order contained allegations that Respondent violated MCL 500.1201a(1), MCL 500.1208a(1), and MCL 4503(g)(i) of the Code. The Order alleged that Respondent negotiated a fraudulent Progressive insurance policy as an unlicensed and unappointed producer and attempted to divert funds from the public in exchange for that fraudulent insurance policy.
3. On June 23, 2020, the Order was mailed to Respondent via first class and certified mail to the last known address of record. No mail was returned as undeliverable.
4. The Order advised the Respondent of the opportunity to request a hearing on the Order, as provided in Section 251 of the Code, MCL 500.251, not later than 30 days after the Order was delivered or mailed to the Respondent.
5. Respondent failed to timely request a hearing, therefore the Order is **FINAL and, as ordered:**
 1. The Respondent shall immediately CEASE AND DESIST from all activities in violation of the Code as described in the Statement of Findings.

2. A copy of this Order shall be immediately served upon Respondent. As to any Respondent, this Order shall be effective upon the date of service.
3. The Director retains jurisdiction of the matters contained herein and the authority to issue such further Orders as shall be deemed just, necessary, and appropriate.
4. Pursuant to Section 251(6) of the Code, MCL 500.251(6), a person who violates or otherwise fails to comply with an Order to Cease and Desist is subject to one or more of the following:
 - a. Payment of a civil fine of not more than \$1,000 for each violation not to exceed an aggregate civil fine of \$30,000. However, if the person knew or reasonably should have known the conduct was in violation of the cease and desist order, the person shall be subject to a civil fine of not more than \$25,000 for each violation not to exceed an aggregate civil fine of \$250,000.
 - b. Suspension or revocation of the person's license or certificate of authority.
5. Complete restitution, in the form, amount, and within the period determined by the Director, to all persons in Michigan damaged by the violation or failure to comply.

By  _____
Randall S. Gregg
Senior Deputy Director
Department of Insurance and Financial Services

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**Issued and entered
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**ORDER TO CEASE AND DESIST WITH STATEMENT OF FINDINGS
AND NOTICE OF OPPORTUNITY FOR HEARING**

Pursuant to Section 251 of the Michigan Insurance Code (Code), MCL 500.251, and after reviewing evidence of the conduct described in the attached Statement of Findings, and

WHEREAS, the Director of the Department of Insurance and Financial Services finds that immediate action is necessary and appropriate in the public interest for the protection of the public health, safety, and welfare, and consistent with the purposes fairly intended by public policy and provisions of the Code,

IT IS THEREFORE ORDERED THAT:

1. The Respondent shall immediately **CEASE AND DESIST** from all activities in violation of the Code as described in the Statement of Findings.
2. A copy of this Order shall be immediately served upon Respondent. As to any Respondent, this Order shall be effective upon the date of service.
3. Respondent will have 30 calendar days after the service of this Order to contest it by requesting a hearing. Within 10 calendar days after receiving the request, the hearing process shall commence. This Order shall remain in effect until further order of the Director. Any request for a hearing should be addressed to the Department of Insurance and Financial Services, Attention: Christy Capelin, Hearings Coordinator, P.O. Box 30220, Lansing, MI 48909-7720 or faxed to 517-284-8843.
4. Any such hearing held shall address the following issues:
 - a. The facts set forth in the Statement of Findings.

- b. The continuation of the Order to Cease and Desist.
 - c. Restitution to be paid by the Respondent.
5. If a hearing is requested, an administrative law judge from the Michigan Office of Administrative Hearings and Rules shall preside over any such hearing.
6. The Director retains jurisdiction of the matters contained herein and the authority to issue such further Orders as shall be deemed just, necessary, and appropriate.
7. Pursuant to Section 251(6) of the Code, MCL 500.251(6), a person who violates or otherwise fails to comply with an Order to Cease and Desist is subject to one or more of the following:
- a. Payment of a civil fine of not more than \$1,000 for each violation not to exceed an aggregate civil fine of \$30,000. However, if the person knew or reasonably should have known the conduct was in violation of the cease and desist order, the person shall be subject to a civil fine of not more than \$25,000 for each violation not to exceed an aggregate civil fine of \$250,000.
 - b. Suspension or revocation of the person's license or certificate of authority.
 - c. Complete restitution, in the form, amount, and within the period determined by the Director, to all persons in Michigan damaged by the violation or failure to comply.



Randall S. Gregg
Senior Deputy Director

Dated: June 23, 2020

**STATE OF MICHIGAN
DEPARTMENT OF INSURANCE AND FINANCIAL SERVICES**

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In the matter of:

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Enforcement Case No. 20-16016

STATEMENT OF FINDINGS

1. Pursuant to Section 251(1) of the Code, MCL 500.251(1), the Director is empowered to issue a cease and desist order if the Director finds any of the following:
 - (a) A person is conducting transactions of insurance for which a certificate of authority is required by this act without having obtained a certificate of authority.
 - (b) A person is acting as an insurance agent, solicitor, adjuster, or counselor without a license as required by this act.
 - (c) A person is engaged in an act or practice in the business of insurance for which authority from or notification to the commissioner is required by this act and the person has not received authority or given notification.
 - (d) A person authorized to engage in the business of insurance under this act is engaged in conduct that presents an immediate danger to public health, safety, or welfare. MCL 500.251(1).

2. Under Section 1201a(1) of the Code, it is a violation for a person to sell, solicit, or negotiate insurance in this state for any line of insurance without first obtaining a license or qualification for that line. MCL 500.1201a(1).
 - a. "Negotiate" means the act of conferring directly with or offering advice directly to a purchaser or prospective purchaser of a particular contract of insurance concerning any of the substantive benefits, terms, or conditions of the contract, provided that the person engaged in that act either sells insurance or obtains insurance from insurers for purchasers. MCL 500.1201(m).
 - b. "Sell" means to exchange a contract of insurance by any means, for money or its equivalent, on behalf of an insurance company. MCL 500.1201(n).
 - c. "Solicit" means attempting to sell insurance or asking or urging a person to apply for a particular kind of insurance from a particular company. MCL 500.1201(o).

3. Under Section 1208a(1) of the Code, an insurance producer shall not act as an agent of an insurer unless the insurance producer becomes an appointed agent of that insurer. MCL 500.1208a(1).
4. DIFS Staff received information about possible unlicensed activity by Anthony Lamont Williams (Respondent). A review of DIFS' records revealed that Respondent is not licensed under the Code.
5. After an investigation, DIFS Staff concluded that Respondent has engaged in activities regulated by the Code, without the requisite license, and has violated the insurance laws of this state.
6. DIFS Staff established the following facts:
 - a. Anthony Lamont Williams (Respondent) resides at [REDACTED].
 - b. On June 10, 2019, Progressive Insurance Policy [REDACTED], was purchased to insure a 1998 Chevrolet Lumina 4 Door Sedan, bearing VIN [REDACTED]. The policy was purchased online by an individual who identified himself as Anthony Williams who resides at [REDACTED].
 - c. According to the Michigan Department of State (MDOS), the 1998 Chevrolet Lumina that was insured by Policy [REDACTED], is registered to Sammy Williams, who also lists his residence as [REDACTED].
 - d. Policy [REDACTED] was to provide coverage from June 10, 2019 through December 10, 2019.
 - e. The amount charged on June 10, 2019, was \$571.50, which was paid by a debit card submitted online by the user identified as Anthony Williams.
 - f. The debit card submitted by the user identified as Anthony Williams belonged to DF, who resides in North Dakota. DF noted a charge of \$571.50 payable to Progressive on his credit union account on Jun 11, 2019, and subsequently reported the fraudulent claim.
 - g. From June 10, 2019 through July 22, 2019, 45 vehicles were added to Policy [REDACTED], on the Progressive online portal by the user identified as Anthony Williams.
 - h. Progressive rescinded Policy [REDACTED] on July 23, 2019, due to misrepresentations in the application.
 - i. Among the 45 vehicles that were added fraudulently online by the user identified as Anthony Williams, DIFS Staff found:
 - i. A 2006 Chevrolet Cobalt with VIN [REDACTED] was added to Policy [REDACTED] on July 22, 2019 by user Anthony Williams. According to MDOS records, the registered owner of the 2006 Chevrolet Cobalt is DW. DW informed DIFS Staff that she paid a friend's uncle \$100 in cash for an automobile insurance certificate. The person she gave the \$100 to was named Anthony. The extent of the transaction was providing the VIN and cash to Anthony, and Anthony providing her with the certificate of insurance.

- ii. A 2008 Chevrolet Impala with VIN [REDACTED] was added to Policy [REDACTED] on June 21, 2019 by user Anthony Williams. According to MDOS the registered owner of the 2008 Chevrolet Impala is TG. TG informed DIFS Staff that her cousin's ex-boyfriend, Anthony Williams, told TG that he would add TG to his insurance policy. TG said that she gave Anthony Williams her VIN and with that information he added her to his policy and provided her with a certificate of insurance. TG was presented with the photograph on Respondent's driver's license and indicated that resembled the person she met with for the insurance.
 - iii. A 2006 Chrysler Pacifica bearing VIN [REDACTED] was added to Policy [REDACTED] on July 9, 2019 by user Anthony Williams. According to MDOS the registered owner of the 2006 Chrysler Pacifica is RB. RB informed DIFS Staff that he worked with a male that went by the name Anthony Williams. RB indicated that he paid Anthony Williams \$230 in cash for a Progressive no-fault insurance policy. RB indicated that Anthony Williams provided him a receipt and a certificate of insurance in exchange for the \$230.
7. By negotiating insurance as an unlicensed producer, Respondent violated Section 1201a(1) of the Code, MCL 500.1201a(1).
8. By negotiating Progressive insurance as an unlicensed and unappointed producer, Respondent violated Section 1208a(1) of the Code, MCL 500.1208a(1).
9. By attempting to divert funds from the public in exchange for fraudulent insurance coverage premised upon misrepresentations to his own insurer, Respondent violated Section 4503(g)(i) of the Code, MCL 500.4503(g)(i).
10. Respondent is subject to sanctions under Section 150, 1239(1)(b) and 1244 of the Code, MCL 500.150, 500.1239(1)(b), and 500.1244. Furthermore, if the above facts are found to be true, Respondent's violation of Section 4503(g)(i) of the Code may also be considered a felony under Section 4511 of the Code, MCL 500.4511.
11. Based on the aforementioned findings, Respondent is acting as an insurance producer, solicitor, adjuster, or counselor without a license as required by the Code.
12. Based on the aforementioned findings, Respondent is engaged in an act or practice in the business of insurance for which authority from or notification to the Director is required by the Code, and the Respondent has not received authority or given notification.