



STATE OF MICHIGAN  
DEPARTMENT OF ENERGY, LABOR & ECONOMIC GROWTH  
OFFICE OF FINANCIAL AND INSURANCE REGULATION

Before the Commissioner of the Office of Financial & Insurance Regulation

In the Matter of:

Scott Raspbury  
System ID No. 051046

Enforcement Case No. 10-10921

and

Future Insurance Services, LTD  
System ID No. 0009668

Respondents.

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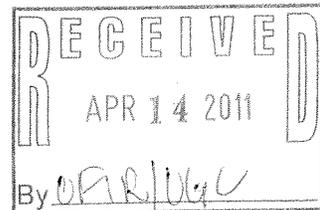
Issued and entered  
on 4/13, 2011  
by Stephen R. Hilker  
Chief Deputy Commissioner

CONSENT ORDER AND STIPULATION

FINDINGS OF FACTS AND CONCLUSIONS OF LAW

- At all pertinent times involved herein, Scott Raspbury was a licensed resident producer and a licensed surplus lines producer, and Future Insurance Services, LTD was a licensed insurance entity with resident producer and surplus lines producer licenses (collectively Respondents).
- As licensed surplus lines insurance producers, Respondents knew or had reason to know that Section 1905(2)(d) of the Michigan Insurance Code (Code), as amended, MCL 500.100 *et seq.*, provides that a surplus lines producer shall:

Agree to file with the commissioner, not later than February 15 and August 15 annually, a sworn statement of the charges for insurance procured or placed, and the amounts returned on the insurance canceled, under the license, for the preceding 6-month period ending December 31 and June 30, respectively; and at the time of filing the statement, paying to the commissioner the 2% tax on premiums written and, instead of the costs and expenses that may be imposed by the commissioner pursuant to this chapter, a 0.5% regulatory fee on premiums written as required by section 451.



3. Respondents knew or had reason to know that Section 150 of the Code provides that the Commissioner may suspend or revoke a person's license or levy a civil fine for violations of the Code.
4. Respondent Raspbury is an affiliated Agent/Officer of Future Insurance Services, LTD.
5. Respondents submitted a completed Surplus Lines Agent Semi-Annual Report of Michigan Premiums and Tax, FIS 0270, for the first half of 2009, in the name of Future Insurance Services, LTD.
6. The submitted FIS 0270 indicated that Respondents placed 102 policies with \$3,412,083.40 in surplus lines business with New Millennium Ltd. The FIS 0270 also indicated tax due in the amount of \$85,302.09. OFIR staff calculated the surplus lines tax that was due based on the declaration sheets provided by the Respondents and determined that \$89,385.47 is due.
7. Respondents failed to remit the tax due. Failing to pay surplus lines tax that is due is a violation of Section 1905(2)(d).

**ORDER**

Based on the findings of fact and conclusions of law above, Respondents' assertions and representations, and Respondents' stipulation to said facts, it is hereby **ORDERED** that:

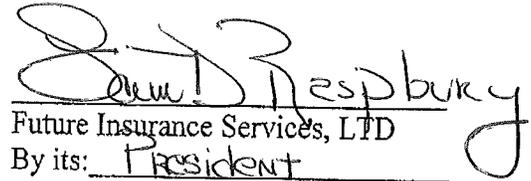
1. Respondent shall immediately **CEASE AND DESIST** from soliciting insurance, binding coverage, or in any other manner acting as an agent or broker in the transaction of surplus lines insurance pursuant to Chapter 19 of the Michigan Insurance Code.
2. Respondent Raspbury's license and authority as a surplus lines insurance producer are hereby **REVOKED**.
3. Respondent Future Insurance Services, LTD's license and authority as a surplus lines insurance producer are hereby **REVOKED**.
4. Respondents shall pay a fine in the amount of \$2,500.00 for violating the Insurance Code.

  
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Stephen R. Hilker  
Chief Deputy Commissioner

STIPULATION

Respondents have read and understand the consent order above. Respondents agree that the Chief Deputy Commissioner has jurisdiction and authority to issue this consent order pursuant to the Insurance Code. Respondents waive the right to a hearing in this matter if this consent order is issued. Respondents understand that this stipulation and consent order will be presented to the Chief Deputy Commissioner for approval and the Chief Deputy Commissioner may or may not issue this consent order. Respondents waive any objection to the Commissioner deciding this case following a hearing in the event the consent order is not approved. Respondents admit the findings of fact and the conclusions of law set forth in the above consent order and agrees to the entry of this order. Respondents admit that both parties have complied with the procedural requirements of the Michigan Administrative Procedures Act and the Insurance Code. Respondents have had an opportunity to review the Consent Order and Stipulation and have the same reviewed by legal counsel.

  
Scott Raspbury

  
Future Insurance Services, LTD  
By its: President

Dated: 4-13-2011

Dated: 4-13-2011

The Office of Financial and Insurance Regulation staff approves this stipulation and recommends that the Chief Deputy Commissioner issue the above consent order.

  
Scott Basel (P68335)  
Attorney

Dated: 4-15-11