

APR 12 2007

DEPT. OF INSURANCE
BY 

STATE OF ARIZONA
DEPARTMENT OF INSURANCE

In the Matter of:

**MICHAEL MASAYOSHI MORITOMO and
RAMNES MORITOMO & ASSOCIATES, LLC**

Respondents.

No. 07A-079-INS

CONSENT ORDER

The State of Arizona Department of Insurance ("Department") has received evidence that Michael Masayoshi Moritomo and Ramnes Moritomo & Associates, LLC, ("Respondents") violated provisions of Title 20, Arizona Revised Statutes. Respondents wish to resolve this matter without the commencement of formal proceedings, and admit the following Findings of Fact are true and consent to entry of the following Conclusions of Law and Order.

FINDINGS OF FACT

1. Michael Masayoshi Moritomo ("Moritomo") is, and was at all material times licensed as an Arizona resident property and casualty insurance producer, Arizona license number 10747, which license expires August 31, 2008.

2. Moritomo is, and was at all material times owner and operator of Ramnes Moritomo & Associates, LLC. Ramnes Moritomo & Associates, LLC is an Arizona Limited Liability Company incorporated on July 27, 1998 which is, and was at all material times licensed as an Arizona resident property and casualty insurance producer, Arizona license number 66987, which license expires September 30, 2008.

3. As a general business practice, Respondents misrepresented insurance premium prices to clients by overcharging premiums based on what the market would bare

1 and disguising the overcharges as a premium for Accidental Death and Dismemberment
2 (AD&D) insurance through Nation Safe Drivers. As owner and operator, Moritomo instructed
3 his employees to overcharge clients and to give them fictitious applications for the AD&D
4 coverage.

5 **CONCLUSIONS OF LAW**

6 1. The Director has jurisdiction over this matter.

7 2. Respondent's conduct as described above constitutes a violation of any
8 provision of Title 20, within the meaning of A.R.S. § 20-295(A)(2).

9 3. Respondent's conduct as described above constitutes improperly withholding,
10 misappropriating or converting any monies received in the course of doing insurance business,
11 within the meaning of A.R.S. § 20-295(A)(4).

12 4. Respondent's conduct as described above constitutes intentionally
13 misrepresenting the terms of an actual or proposed insurance contract or application for
14 insurance, within the meaning of A.R.S. § 20-295(A)(5).

15 5. Respondent's conduct as described above constitutes using fraudulent, coercive
16 or dishonest practices, or demonstrating incompetence, untrustworthiness or financial
17 irresponsibility in the conduct of business within the meaning of A.R.S. § 20-295(A)(8).

18 6. Respondent's conduct as described above constitutes perjury, within the
19 meaning of A.R.S. §20-160(D).

20 7. Grounds exist for the Director to suspend, revoke, or refuse to renew
21 Respondents' insurance licenses, impose a civil penalty and/or order restitution pursuant to
22 A.R.S. §§20-295(A) and (F).
23

1 **ORDER**

2 IT IS HEREBY ORDERED THAT

3 1. Respondents' licenses are revoked effective immediately upon entry of this
4 Order.

5 DATED AND EFFECTIVE this 11th day of April, 2007.

6 
7 _____
8 CHRISTINA URIAS
9 Director of Insurance

10 **CONSENT TO ORDER**

11 1. Respondents have reviewed the foregoing Findings of Fact, Conclusions of Law
12 and Order.

13 2. Respondents admit the jurisdiction of the Director of Insurance, State of Arizona,
14 and admit the foregoing Findings of Fact and consents to the entry of the foregoing
15 Conclusions of Law and Order.

16 3. Respondents are aware of their right to notice and a hearing at which they may
17 be represented by counsel, present evidence and examine witnesses. Respondents
18 irrevocably waive their right to such notice and hearing and to any court appeals relating to this
19 Consent Order.

20 4. Respondents state that no promise of any kind or nature whatsoever, except as
21 expressly contained in this Consent Order, was made to them to induce them to enter into this
22 Consent Order and that they have entered into this Consent Order voluntarily.

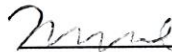
23 5. Respondents acknowledge that the acceptance of this Consent Order by the
Director is solely to settle this matter against them and does not preclude any other agency,

1 including the Department, officer, or subdivision of this state or this agency from instituting civil
2 or criminal proceedings as may be appropriate now or in the future.

3 6. Moritomo represents that he is owner and operator of Ramnes Moritomo &
4 Associates, LLC, and as such is authorized to enter this Consent Order on its behalf.

5
6 3.19.07

Date



Michael Masayoshi Moritomo, License Number 10747

Ramnes Moritomo & Associates, LLC

7
8
9 3.22.07

Date



Michael Masayoshi Moritomo, Owner and Operator

10
11
12 COPIES of the foregoing mailed/delivered
this 12th day of April, 2007, to:

13
14 Low & Childers, P.C.
15 ATTN, Christy Brown
2999 N. 44th St., #250
Phoenix, AZ 85003

16
17 Mary E. Kosinski, Exec. Assistant for Reg. Affairs
18 Catherine M. O'Neil, Consumer Legal Affairs Officer
19 Terry Cooper, Assistant Director
20 Steve Fromholtz, Licensing Supervisor
Arnold Sniegowski, Investigations Supervisor
21 Bob Hill, Investigator
Department of Insurance
22 2910 North 44th Street, Suite 210
Phoenix, Arizona 85018

23

Curvey Walters Burton