

STATE OF ARIZONA
Department of Insurance and Financial Institutions
FILED July 6, 2023 by AS

STATE OF ARIZONA

DEPARTMENT OF INSURANCE AND FINANCIAL INSTITUTIONS

In the Matter of:

KRHIN, ATTICUS

(National Producer No. 19802133)

Respondent.

No. 23A-033-INS

CONSENT ORDER

The Arizona Department of Insurance and Financial Institutions (“Department”) has received evidence that **Atticus Krhin** (“**Respondent**”) violated provisions of Arizona Revised Statutes (“A.R.S.”) Title 20. Respondent wishes to resolve this matter without the commencement of formal proceedings, and admits the following Findings of Fact are true, and consents to the entry of the following Conclusions of Law and Order.

FINDINGS OF FACT

1. Respondent was at all material times licensed as an Arizona resident insurance producer, National Producer Number 19802133, with lines of authority in casualty and property insurance. The Department first licensed Respondent on February 24, 2021. Respondent’s license is scheduled to expire on April 30, 2024.

2. Respondent’s business and mailing address of record with the Department is 3015 N Scottsdale Road, Scottsdale, Arizona 85251-7253. Respondent’s email address of record with the Department is atticuskrhin@gmail.com.

3. On or about January 5, 2023, the Department received a Termination for Cause letter from Allstate Insurance Company (“Allstate”) alleging that Respondent

1 provided false information about previous insurance on the insurance application(s) in order
2 to provide discounts to consumer(s) who otherwise would not qualify for the discount.

3 4. The Department commenced an investigation into this matter.

4 5. The Department's investigation determined that Respondent provided false
5 information about prior insurance coverage in at least one (1) instance and false banking
6 information in at least one (1) instance.

7 a) A review of Allstate's internal investigation report revealed that Respondent
8 provided false information regarding prior insurance coverage with Geico
9 Insurance Company¹ ("Geico") to qualify a consumer A.N. for Allstate's Prior
10 Carrier discount. During the Allstate investigation, Allstate contacted and
11 confirmed with A.N. that he has been continuously insured with Allstate since
12 2017 and did not have Geico coverage during any of that time. Further,
13 Respondent provided false banking information on the Allstate application in
14 order to qualify another consumer, J.M., for Allstate's Easy Pay Plan discount.

15 b) On or about January 25, 2023, the Department sent an email correspondence
16 to Respondent requesting that he respond to the complaint's allegations by
17 February 15, 2023.

18 c) On or about January 26, 2023, Respondent provided his response to the
19 Department's email stating that he was "deeply regretful" to engage in actions

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21 ¹ Per the Allstate policy, a consumer will qualify for the Prior Carrier Discount only if the
22 consumer was insured by 21st Century Insurance, Geico Insurance, Progressive Insurance,
or one of their subsidiaries immediately preceding the Allstate policy inception.

1 leading to his termination and that he “take[s] full responsibility for [his]
2 actions.”

3 b) On or about March 24, 2023, the Department conducted an Examination
4 Under Oath (“EUO”) of Respondent. During the EUO, Respondent stated the
5 following:

6 • Regarding A.N.’s insurance application, Respondent stated that he could
7 not remember how he obtained the Prior Coverage Declaration Page.
8 However, in an interview during Allstate’s investigation, Respondent
9 stated that he spoke with A.N.’s son and advised that A.N. can obtain a
10 lower premium with Allstate if he cancels the Allstate policy, obtain a new
11 policy with higher limits with another insurer, and then cancel the policy,
12 and obtain a new policy with Allstate.

13 • Regarding J.M.’s insurance application, Respondent stated that he and
14 J.M. spoke over the telephone and, due to J.M. being on the road, he was
15 unable to provide banking information at the time of the policy inception.
16 Respondent then used the “filler” banking account so he could submit
17 J.M.’s application with the Easy Pay discount applied.

18 **CONCLUSIONS OF LAW**

19 6. The Director has jurisdiction over this matter.

20 7. Respondent’s conduct, as described above, constitutes a violation of Title 20
21 or any rule, subpoena or order of the Director. A.R.S. § 20-295(A)(2).

22 8. Respondent’s conduct, as described above, constitutes using fraudulent,

1 coercive or dishonest practices, or demonstrating incompetence, untrustworthiness or
2 financial irresponsibility in the conduct of business in this state or elsewhere. A.R.S. § 20-
3 295(A)(8).

4 9. Grounds exist, in addition to or instead of any suspension or revocation for the
5 Director to impose a civil penalty of not more than \$250.00 for each unintentional failure or
6 violation up to an aggregate civil penalty of \$2,500.00, or impose a civil penalty of not more
7 than \$2,500.00 for each intentional failure or violation, up to an aggregate civil penalty of
8 \$15,000.00. A.R.S. § 20-295(F).

9 **ORDER**

10 **IT IS HEREBY ORDERED THAT:**

11 10. Atticus Krhin shall immediately pay to the Department a civil money penalty
12 in the amount of five hundred dollars (\$500.00).

13 Effective this 6th day of July, 2023.

14 *Barbara D. Richardson*

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16 Barbara D. Richardson, Director
17 Arizona Department of Insurance and Financial Institutions
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CONSENT TO ORDER

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1. Respondent acknowledges that it has been served with a copy of the foregoing Consent Order in the above-referenced matter, has read it, is aware of its right to an administrative hearing in this matter and has knowingly and voluntarily waived that right.

2. Respondent accepts the personal and subject matter jurisdiction of the Department over it in this matter.

3. Respondent acknowledges that no promise of any kind or nature has been made to induce it to sign the Consent to Order and it has done so knowingly and voluntarily.

4. Respondent acknowledges and agrees that the acceptance of this Consent to Order by the Director is solely to settle this matter and does not preclude the Department from instituting other proceedings as may be appropriate now or in the future. Furthermore, and notwithstanding any language in this Consent Order, this Consent Order does not preclude in any way any other state agency or officer or political subdivision of this state from instituting proceedings, investigating claims, or taking legal action as may be appropriate now or in the future relating to this matter or other matters concerning Respondent, including but not limited to violations of Arizona’s Consumer Fraud Act. Respondent acknowledges that, other than with respect to the Department, this Consent Order makes no representations, implied or otherwise, about the views or intended actions of any other state agency or officer or political subdivision of the state relating to this matter or other matters concerning Respondent.

5. Respondent acknowledges and agrees that failure to correct the violations set forth above in this Consent Order, or any repeat findings of the above violations in the

1 future, can result in disciplinary action which may include a greater civil money penalty and
2 suspension or revocation of its license.

3 6. Respondent waives all rights to seek an administrative or judicial review or
4 otherwise to challenge or contest the validity of this Consent Order and its accompanying
5 parts before any court of competent jurisdiction.

6 7. Respondent acknowledges that this Consent Order is an administrative action
7 that the Department will report to the National Association of Insurance Commissioners
8 (NAIC). Respondent further acknowledges that it must report this administrative action to
9 any and all states in which Respondent holds an insurance license and must disclose this
10 administrative action on any license application.

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~~6/30/23~~
DATE

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Atticus Krhin

ATTICUS KRHIN

(NATIONAL PRODUCER NO. 19802133)

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1 **COPY** of the foregoing delivered via email
this 7th day of July, 2023, to:

2 Atticus Krhin
3 3015 N Scottsdale Road, Unit 4106
4 Scottsdale, AZ 85251-7253
5 atticuskrhin@gmail.com
6 Respondent

7 **COPY** of the foregoing delivered/mailed same date, to:

8 Deian Ousounov, Assistant Director
9 Gio Espinosa, Regulatory Legal Affairs Officer
10 Ana Starcevic, Paralegal Project Specialist
11 Cathy O'Neil, Consumer Regulatory Affairs Officer
12 Steven Fromholtz, Division Manager, Licensing
13 Linda Lutz, Legal Assistant, Licensing
14 Aqueelah Currie, Licensing Supervisor
15 Michael Vukson, Investigator
16 Arizona Department of Insurance and Financial Institutions
17 100 North 15th Avenue, Suite 261
18 Phoenix, Arizona 85007-2630

19 *Ana Starcevic*
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