


SEP 27 2010

STATE OF ARIZONA

DEPARTMENT OF INSURANCE

DEPT OF INSURANCE
BY 

1 In the Matter of:)
 2)
 3)
 4 **PERKINS, BOYD KIMBALL,**)
 5 **(Arizona License Number 902591)**)
 6 **(National Producer Number 5697378)**)
 7 **SECURITY INSURANCE, LLC**)
 8 **(Arizona License Number 914769)**)
 9 Respondents.)
 10)
 11)
 12)
 13)

No. 10A-130 - INS

CONSENT ORDER

9 The State of Arizona Department of Insurance ("Department") has received
 10 evidence that **Respondents** violated provisions of Title 20, Arizona Revised Statutes.
 11 Respondents wish to resolve this matter without the commencement of formal proceedings,
 12 and admit the following Findings of Fact are true and consent to entry of the following
 13 Conclusions of Law and Order.

FINDINGS OF FACT

14
 15 1. Boyd Kimball Perkins ("Respondent Perkins") is, and was at all material times
 16 licensed as an Arizona resident property, casualty, life, accident/health, and variable
 17 life/variable annuities insurance producer, Arizona license number 902591, which expires on
 18 April 30, 2011.

19 2. Security Insurance LLC ("Respondent Security Insurance") is an Arizona resident
 20 property, casualty, life, accident/health and variable life/variable annuities insurance producer,
 21 Arizona license number 914769, which expires on March 31, 2012. Respondent Perkins is the
 22 Principal Member and Designated Responsible Licensed Producer for Respondent Security
 23 Insurance.

1 3. On or about October 26, 2009, Respondents entered into a producer agreement
2 with Aequicap Program Administrators, Inc., ("Aequicap") to transact insurance on its behalf in
3 Arizona. By virtue of the producer agreement, Respondents did not have authority to accept
4 or bind risks on Aequicap's behalf without prior written approval from Aequicap.

5 4. Sometime on or after October, 2009, Respondents entered into a business
6 relationship with Ansom Travel and Translation Services ("ATTS") whereby ATTS would refer
7 clients to Respondents. When the ATTS referral resulted in a policy being purchased, ATTS
8 would collect the insurance premium and forward it to Respondents. For each policy sold,
9 Respondents paid ATTS a "referral" fee.

10 5. Between October 2009 and August 2010 Respondents:

- 11 • Issued certificates of insurance containing fictitious and or unauthorized
12 application/policy numbers representing coverage when there was no coverage
13 in effect without Aequicap's authorization, knowledge or consent to the following
14 clients:

15 AA Cab, Hassan Abdi
16 American Taxi, Abdisalam Adan
17 AZ Yellow Cab, Guhad Dihal
18 DC Ranch Cab, Sharmarke Abdi
19 Fast Trip Transportation, Basim Alghanim
20 Four Seasons Cab, Nassrudin Hassan

- 21 • Overcharged client premiums on the following policies; and

22 AA Cab, Hassan Abdi
23 Americab Transportation Abdifatah Mohamud
24 American Taxi, Abdisalam Adan
25 DC Ranch Cab, Sharmarke Abdi
26 Fast Trip Transportation, Basim Alghanim
27 Safety Cab Transportation Towfiz Al-Amery
28 Yellow Sprint Cab, Abdisalam Adan

- 1
- Improperly withheld premiums from Aequicap on the following policies:

2 Americab Transportation Abdifatah Mohamud
3 American Taxi, Abdisalam Adan
4 DC Ranch Cab, Sharmarke Abdi
5 Discover Cab, Hashi Siyad
6 Safety Cab Transportation Towfiz Al-Amery
7 Sunset Taxi Service, Waleed Nasar Alkhori

8
9 Which resulted in cancellation of the following policies:

10
11 Americab Transportation Abdifatah Mohamud
12 American Taxi, Abdisalam Adan
13 Safety Cab Transportation Towfiz Al-Amery
14 Sunset Taxi Service, Waleed Nasar Alkhori

15
16 6. Respondents have refunded all outstanding premiums and overcharges
17 referenced in paragraph five above.

18 **CONCLUSIONS OF LAW**

- 19 1. The Director has jurisdiction over this matter.
- 20 2. Respondents' conduct, as described above, constitutes a violation of Title 20,
21 within the meaning of A.R.S. § 20-295(A)(2).
- 22 3. Respondents' conduct, as described above, constitutes improperly withholding
23 any monies or property received in the course of doing insurance business within the meaning
of A.R.S. § 20-295(A)(4).
4. Respondents' conduct, as described above, constitutes misrepresenting the
terms of an actual or proposed insurance contract or application for insurance within the
meaning of A.R.S. § 20-295(A)(5).
5. Respondents' conduct as described above constitutes demonstrating
incompetence, untrustworthiness or financial irresponsibility in the conduct of business in this
state or elsewhere within the meaning of A.R.S. § 20-295(A)(8).

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

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

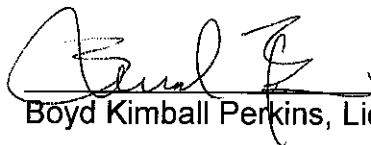
8 5. Respondents acknowledge that the acceptance of this Consent Order by the
9 Director is solely to settle this administrative licensing matter against them and does not
10 preclude any other agency, officer, or subdivision of this state including the Department from
11 instituting civil or criminal proceedings as may be appropriate now or in the future.
12 Notwithstanding the foregoing, as consideration for Respondents' voluntary cooperation in this
13 matter and Respondents' compliance with the Order set forth herein, the Department shall not
14 take any further action regarding the specific COMPLAINTS set forth herein. Respondents
15 acknowledge that other COMPLAINTS, not addressed herein, may be grounds for additional
16 action by the Department.

17 6. Respondents acknowledge that this Consent Order is an administrative action
18 that the Department will report to the National Association of Insurance Commissioners (NAIC)
19 and that they may have to report this administrative action on any future licensing applications
20 either to the Department or other states' Departments of Insurance.

21 7. Boyd Kimball Perkins represents that he is the Principal Member of Security
22 Insurance LLC and as such is authorized to enter into this Consent Order on its behalf.
23

1 9/23/10

Date

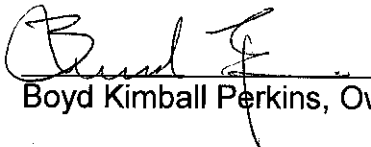


Boyd Kimball Perkins, License No. 902591

Security Insurance, LLC, License No. 914769

4 9/23/10

Date

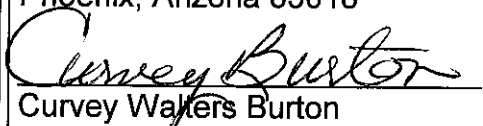


Boyd Kimball Perkins, Owner/Operator

7 COPIES of the foregoing mailed/delivered
this 27th day of September, 2010, to:

8 Boyd Kimball Perkins
9 Security Insurance LLC
10 P. O. Box 1142
11 Gilbert, AZ 85299
12 Respondents

13 Mary Kosinski, Executive Assistant for Regulatory Affairs
14 Catherine M. O'Neil, Consumer Legal Affairs Officer
15 Steve Fromholtz, Licensing Supervisor
16 Arnold Sniegowski, Investigator
17 Department of Insurance
18 2910 North 44th Street, Suite 210
19 Phoenix, Arizona 85018

20 
21 Curvey Walters Burton