

APR 12 2021

**STATE OF NEW HAMPSHIRE
INSURANCE DEPARTMENT**

**In Re: Michael Ng
Docket No.: Ins. No. 21-021-EP**

CONSENT ORDER

This Consent Order is made between the New Hampshire Insurance Department (“NHID”) and Michael Ng (“Respondent”), the terms of which are as follows:

FINDINGS OF FACT

1. Respondent is a resident New Hampshire insurance producer with a mailing address of 24 Frost Road, Derry NH 03038, and an email address of *mng1028@gmail.com* He has been licensed with the NHID since 2016.
2. In 2019 Respondent began working at a new insurance agency, and as part of a settlement agreement with his prior employer was permitted to continue to service a number of the clients he had solicited and written policies for while with that prior employer.
3. On or about October 28, 2020, Respondent forged an insured’s name on a broker of record letter. The broker of record letter would allow Respondent to move the insured’s business to his new employer. That insured was one of those included under the settlement agreement described above.
4. On or about November 20, 2020, that insured executed a letter rescinding the broker of record letter submitted by Respondent, indicating that the insured had not executed the October 28, 2020 letter and that the insured wished to stay with their prior agency.
5. On April 6, 2021, NHID Enforcement Division interviewed Respondent and inquired about the signature on the insured’s broker of record letter. Respondent initially claimed that he had secured the signature of the insured on the document; only after being

presented with evidence that the signature was not that of the insured did Respondent admit that he had in fact forged the insured's signature on the broker of record letter.

6. Following the interview with NHID, Respondent provided communications from the insured indicating that the insured initially had the intention of remaining with the Respondent after his move to a new agency.

CONCLUSIONS OF LAW

7. Based on the foregoing Findings of Fact and the applicable provisions of law, the NHID concludes and finds the following Conclusions of Law:
 - a. The Respondent is subject to the jurisdiction of the NHID; and
 - b. The Respondent violated NH RSA 402-J:12, I (h), by using fraudulent, coercive, or dishonest practices by forging another's name on a document related to an insurance transaction and by failing to disclose this fact when initially questioned about it by the NHID; and
 - c. The Respondent violated NH RSA 402-J:12, I (j) by forging another's name on a document related to an insurance transaction.

ORDER

WHEREFORE, the NHID orders and Respondent consents to the following:

- a. The Respondent waives all rights to a formal administrative hearing in this matter and agrees that this Consent Order shall have the full force and effect of an Order fully entered in accordance with the adjudicatory procedure provided for in RSA Chapter 541-A and Ins Part 200.


- b. For the purposes of resolving this matter without a formal administrative hearing, Respondent agrees to a 30 day suspension of his New Hampshire insurance producer license.
- c. For the purposes of resolving this matter without a formal administrative hearing, Respondent agrees to a \$2,500 administrative penalty.
- d. \$1,500 of the administrative penalty is suspended for a period of two years from the date of this consent order.
- e. The remainder of the \$1,000 administrative penalty is due upon execution of this consent order, to be made payable to "Treasurer, State of New Hampshire", and mailed to the attention of Sarah Prescott, New Hampshire Insurance Department, 21 South Fruit Street, Suite 14, Concord, New Hampshire 03301.
- f. In the event that Respondent fails to meet any of the terms set forth in this section, the NHID may institute further administrative proceedings under the authority of RSA 400-A:15, III or any other applicable law, and/or impose the suspended \$1,500 administrative penalty.
- g. By entering into this Consent Order, the NHID and the Respondent intend to fully resolve all issues relating to the above-mentioned matters. This Consent Order shall be deemed a complete settlement and full and final resolution and is in lieu of any other action(s) that has and could have been brought by the NHID relating to these matters. Provided however, notwithstanding the foregoing, the NHID may take any and all appropriate actions should the Respondent violate any provision of the State's insurance laws in the future, including imposition of the suspended \$1,500 administrative penalty within the two years it is suspended.

- h. This Consent Order shall be fully enforceable in any Superior Court in the State of New Hampshire, and any actions to enforce this Consent Order shall be governed by the laws of the State of New Hampshire.
- i. This Consent Order is considered a public regulatory action and will be reported to the National Association of Insurance Commissioners. The Respondent must, in the future, answer "YES" to any question which asks "have you ever been named or involved as party in an administrative proceeding" or any substantially similar question.

IT IS SO ORDERED.

NEW HAMPSHIRE INSURANCE DEPARTMENT

Date: 4/12/2021



Christopher Nicolopoulos, Commissioner

Date: 4/9/2021



Michael Ng, Respondent