

**STATE OF NEW HAMPSHIRE
INSURANCE DEPARTMENT**

**In Re: Timothy Hirsch
Docket No.: Ins. No. 22-059-EP**

CONSENT ORDER

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

FINDINGS OF FACT

1. Respondent was formerly a licensed resident New Hampshire insurance producer with a National Producer Number of 16688290.
2. In November of 2021, Respondent executed a consent order with the NHID relating to misstatements on his license applications about his address arising from his relocation to Utah for approximately two years.
3. In 2021, Respondent was charged in Massachusetts with larceny related to a larger scheme in which a co-defendant allegedly made misrepresentations and profited from directing persons to addiction treatment in out-of-state facilities.
4. Respondent asserts that he was unaware of this larger scheme, and he only sought to assist recovering addicts in enrolling in health insurance coverage.
5. The Court in Massachusetts continued without a finding the charges against Respondent and sentenced him only to probation and community service.
6. Since that time, Respondent has returned from Utah to live in New Hampshire and now seeks to re-apply for a NH insurance producer license.
7. Respondent provided to the NHID character references and met with personnel of the NHID to discuss the events that led to the Court’s orders in Massachusetts.

CONCLUSIONS OF LAW

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 NHID has grounds pursuant to NH RSA 402-J:12 to deny Respondent a New Hampshire insurance producer license.

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 the following:
 - i. That his NH insurance producer license (once Respondent completes the application process) be placed for a period of three years on probationary status;
 - ii. That during those three years of probation, Respondent will provide quarterly updates to the NHID as to the status of his probation with Massachusetts. The first update is due December 1st, 2022, with each quarterly update 3 months thereafter on the 1st of the month;
 - iii. That should Respondent be charged with any other crime or administrative action related to an insurance practice or other business practice or fail in

any way to meet the requirements of his sentence in Massachusetts during the time in which his NH insurance producer license is probationary, any single such event or combination thereof shall be sufficient grounds for the immediate termination of his NH insurance producer license, at the sole discretion of the NHID.

- c. 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.
- d. 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.
- e. 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.
- f. 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: 10/3/2022



Christopher Nicolopoulos, Commissioner

Date: 9/29/22



Timothy Hirsch, Respondent