

DEPARTMENT OF INSURANCE

STATE OF WYOMING

WYOMING INSURANCE DEPARTMENT, )  
)  
    **Petitioner,** )  
)  
    **vs.** )      **Docket No. 08-16**  
)  
PHILIP J. TIMOTHY, )  
)  
    **Respondent.** )

**DEFAULT JUDGMENT AND ORDER**

THE ABOVE-ENTITLED MATTER came before the Insurance Commissioner pursuant to an Application for Default Judgment of the Commissioner filed herein by the above-named Petitioner; and the Insurance Commissioner having examined said Application and the affidavit filed in support thereof, and being duly advised in the premises, does hereby make and enter the following findings and order:

1. This matter was commenced on October 27, 2008, by the filing of a Petition for Notice and Order to Show Cause. The Insurance Commissioner reviewed said Petition and issued a Notice and Order to Show Cause, filed herein on October 27, 2008. The Petition and Notice and Order to Show Cause were served on the above-named Respondent on October 27, 2008, when said documents were placed in the United States Mail, certified mail, return receipt requested, and addressed to the Respondent at his last known address.

2. The Respondent received the Petition and Notice and Order to Show Cause on or before October 30, 2008, as appears from the certified return receipt filed with the Wyoming Insurance Department.

3. The Notice and Order to Show Cause directed the Respondent to file an answer or other responsive pleading within twenty (20) days after October 27, 2008, the effective date of service of the Petition and Notice upon the Respondent. More than twenty (20) days have elapsed since the effective date of service.

4. Since the Respondent has failed to answer or otherwise plead or appear in this matter, the allegations set forth in the Petition for Notice and Order to Show Cause filed herein on October 27, 2008, shall be and the same are hereby deemed to be true.

5. The facts alleged in the Petition for Notice and Order to Show Cause, that are deemed to be true, are sufficient to establish grounds for the revocation of the Respondent's insurance producer license pursuant to Wyo. Stat. § 26-1-107 and Wyo. Stat. § 26-9-211.

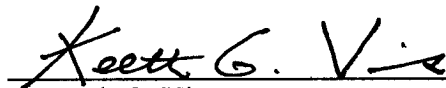
6. Pursuant to the Wyoming Department of Insurance Rules and Regulations, Chapter 32 §§ 7 and 9, entry of default in this matter is appropriate and such default should therefore be entered.

**FILED**  
WYOMING INSURANCE DEPARTMENT  
DATE *November 19, 2008*  
BY *Deborah Wilhelm*

IT IS THEREFORE ORDERED as follows:

1. The Default of Respondent Philip J. Timothy is entered.
2. The allegations against Respondent as stated in the Petition and Notice and Order to Show Cause in this matter are taken as and are assumed to be true and correct.
3. Based upon the allegations contained in the Petition and Notice and Order to Show Cause, any insurance producer license held in the name of Respondent is **REVOKED** pursuant to Wyo. Stat. §§ 26-9-208(a)(i) and 26-9-211(a)(ii), (iv), (vi), (vii), (viii), (ix) and (x).
4. Respondent shall immediately surrender his producer's license to the Wyoming Insurance Commissioner.

Dated this 19<sup>th</sup> day of November, 2008.

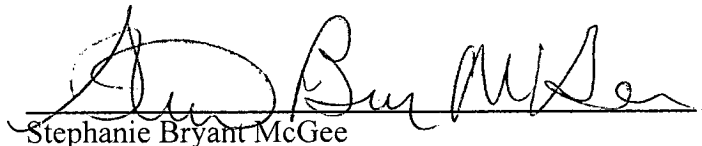


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Kenneth G. Vines  
Insurance Commissioner  
State of Wyoming

#### CERTIFICATE OF SERVICE

I, Stephanie Bryant McGee, do hereby certify that the foregoing Default Judgment and Order was placed in the United States Mail, both by regular First Class and certified mail, return receipt requested, this 19<sup>th</sup> day of November, 2008, addressed to the above-named Respondent as follows:

Philip J. Timothy  
732 South 500 West  
Vernal, UT 84078



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Stephanie Bryant McGee  
Deputy Commissioner  
Wyoming Insurance Department