

OCT 17 2012

STATE OF ARIZONA

DEPARTMENT OF INSURANCE

DEPT OF INSURANCE  
BY 

In the Matter of: )  
 )  
**MORITOMO ENTERPRISES, LLC (dba)** )  
**COPPER SILVER INSURANCE AGENCY** )  
**(Arizona License Number 897295)** )  
**and MORITOMO, MITCHELL MASAYOSHI,** )  
**(Arizona License Number 857485)** )  
**(National Producer Number 8708841)** )  
 Respondents. )

No. 12A-143-INS

CONSENT ORDER

The State of Arizona Department of Insurance ("Department") has received evidence that **Moritomo Enterprises, LLC (dba) Copper Silver Insurance Agency and Mitchell Masayoshi Moritomo** (collectively "Respondents") violated provisions of Title 20, Arizona Revised Statutes. Respondents wish to resolve this matter without the commencement of formal proceedings, and admit the following Findings of Fact are true and consent to entry of the following Conclusions of Law and Order.

**FINDINGS OF FACT**

1. Moritomo Enterprises LLC (dba) Copper Silver Insurance Agency ("Moritomo Enterprises") is a Nevada domiciled corporation which is and was, at all material times, licensed as an Arizona resident life, accident/health, property and casualty insurance producer, Arizona license number 897295, which expires on July 31, 2015.

2. Moritomo Enterprises' address of record is 10639 N. 43<sup>rd</sup> Avenue, Phoenix, Arizona 85029.

3. Mitchell Masayoshi Moritomo ("Moritomo") is the Manager and Designated Responsible Licensed Producer (DRLP) of Moritomo Enterprises.



1           2.       Respondents' conduct, as described above, constitutes violations of Title 20, any  
2 rule, subpoena or order of the Director, within the meaning of A.R.S. § 20-295(A)(2).

3           3.       Respondents' conduct, as described above, constitutes improperly withholding,  
4 misappropriating or converting any monies or property received in the course of doing  
5 insurance business within the meaning of A.R.S. §20-295(A)(4).

6           4.       Respondents' conduct, as described above, constitutes intentionally  
7 misrepresenting the terms of an actual or proposed insurance contract or application for  
8 insurance, within the meaning of A.R.S. § 20-295(A)(5).

9           5.       Respondents' conduct as described above constitutes using fraudulent, coercive  
10 or dishonest practices, or demonstrating incompetence, untrustworthiness or financial  
11 irresponsibility in the conduct of business in this state or elsewhere within the meaning of  
12 A.R.S. §20-295(A)(8).

13           6.       Respondents' conduct as described above constitutes paying a commission to  
14 an unlicensed person for selling, soliciting or negotiating insurance in this state within the  
15 meaning of A.R.S. §20-298(A).

16           7.       Respondents' conduct as described above constitutes a failure to keep at the  
17 insurance producer's principal place of business the usual and customary records that pertain  
18 to transactions under the insurance producer's license within the meaning of A.R.S. §20-  
19 290(A).

20           8.       Grounds exist for the Director to suspend, revoke, or refuse to renew  
21 Respondents' insurance licenses, impose a civil penalty and/or order restitution pursuant to  
22 A.R.S. §§ 20-295(A), (B) and (F).  
23



1           2.     Respondents admit the jurisdiction of the Director of Insurance, State of Arizona,  
2 and admit the foregoing Findings of Fact and consent to the entry of the foregoing  
3 Conclusions of Law and Order.

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

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

11          5.     Respondents acknowledge that the acceptance of this Consent Order by the  
12 Director is solely to settle this matter against them and does not preclude any other agency,  
13 officer, or subdivision of this state including the Department from instituting civil or criminal  
14 proceedings as may be appropriate now or in the future.

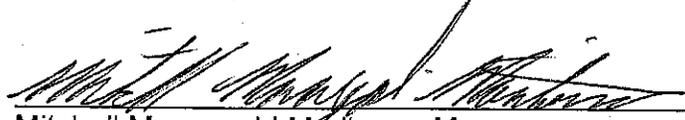
15          6.     Respondents acknowledge that this Consent Order is an administrative action  
16 that the Department will report to the National Association of Insurance Commissioners (NAIC)  
17 and that they may have to report this administrative action on any future licensing applications  
18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

19 ...  
20 ...  
21 ...  
22 ...  
23 ...

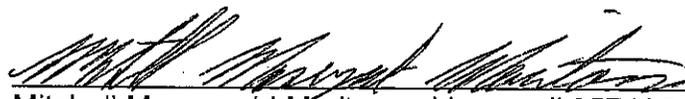
1 7. Mitchell Masayoshi Moritomo represents that he is the Manager of Moritomo  
2 Enterprises, LLC and, as such, is authorized to enter into this Consent Order on its behalf.

3 Moritomo Enterprises LLC. License # 897295

4 10/16/12  
5 Date

6   
7 Mitchell Masayoshi Moritomo, Manager

8 10/16/12  
9 Date

10   
11 Mitchell Masayoshi Moritomo, License # 857485

12 COPIES of the foregoing mailed/delivered  
13 this 17th day of October, 2012, to:

14 Moritomo Enterprises LLC  
15 Mitchell Masayoshi Moritomo  
16 10639 N. 43<sup>rd</sup> Avenue  
17 Phoenix, Arizona 85029.  
18 (Respondents)

19 Mary Kosinski, Executive Assistant for Regulatory Affairs  
20 Mary Butterfield, Assistant Director, Consumer Affairs Division  
21 Catherine M. O'Neil, Consumer Legal Affairs Officer  
22 Steve Fromholtz, Licensing Supervisor  
23 Charles Gregory, Investigations Supervisor  
Arnold Sniegowski, Investigator  
Department of Insurance  
2910 North 44<sup>th</sup> Street, Suite 210  
Phoenix, Arizona 85018

24   
25 Curvey Walters Burton