

BEFORE THE IOWA INSURANCE COMMISSIONER

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|----------------------|---|-----------------------------------|
| IN THE MATTER OF |) | Division Case No. 119135 |
| |) | |
| STEVEN V. LISIEWICZ, |) | ORDER AND CONSENT TO ORDER |
| NPN 16830548, |) | |
| DOB 09/09/XXXX, |) | |
| |) | |
| Respondent. |) | |

NOW THEREFORE, upon motion of the Iowa Insurance Division (“Division”) and by the consent of Respondent Steven V. Lisiewicz, pursuant to the provisions of Iowa Code chapter 507B—Insurance Trade Practices and Iowa Code chapter 522B—Licensing of Insurance Producers, the Commissioner enters the following Order and Consent to Order (“Consent Order”):

I. PARTIES AND JURISDICTION

1. The Commissioner of Insurance, Douglas M. Ommen, directly and through his designees, administers and enforces Iowa Code chapters 507B—Insurance Trade Practices and 522B—Licensing of Insurance Producers pursuant to Iowa Code § 505.8.
2. Steven V. Lisiewicz (“Lisiewicz”) is an individual with a last-known residence address of 439 Mooresfield Street, Elgin, Illinois 60124.
3. The Division issued Lisiewicz a license as a nonresident insurance producer on June 19, 2020. Lisiewicz was licensed under National Producer Number 16830548. Lisiewicz’s nonresident insurance producer license expired on September 30, 2023.
4. Pursuant to Iowa Code § 522B.11(5), the Commissioner may enforce the provisions of Iowa Code chapters 507B and 522B “against any person who is under investigation for, or charged with, a violation of either chapter even if the person’s license has been surrendered or lapsed by operation of law.”

5. Pursuant to Iowa Code § 505.28, Lisiewicz consented to the jurisdiction of the Commissioner of Insurance by committing acts governed by chapters 507B and 522B.

6. From on or about April 1, 2022, to present, Lisiewicz engaged in acts and practices within the state of Iowa constituting cause for probation, suspension, or revocation of Lisiewicz's insurance producer license; cease and desist orders; and civil penalties or other relief under Iowa Code chapters 505, 507B, 522B, and rules adopted pursuant to these chapters.

II. FINDINGS OF FACT

7. Lisiewicz applied for a nonresident insurance producer license with the Division by submitting a Uniform Application for Individual Producer License ("Uniform Application") through the National Insurance Producer Registry. In submitting the Uniform Application, Lisiewicz designated the Commissioner as an agent for service of process.

8. The Division issued Lisiewicz a license as a nonresident insurance producer on June 19, 2020, and assigned to Lisiewicz National Producer Number 16830548. Lisiewicz's nonresident insurance producer license expired on September 30, 2023.

9. On December 5, 2012, Lisiewicz was appointed at UnitedHealthcare Life Insurance ("UnitedHealthcare") and Golden Rule Insurance Company ("Golden Rule"), a UnitedHealthcare Company.

10. UnitedHealthcare's policy application requires the applicants to list their "Resident Physical Address (where you live and pay taxes.) PO Boxes are not accepted."

11. On May 5, 2023, UnitedHealthcare notified the Division of its decision to terminate Lisiewicz for cause for "egregious conduct." UnitedHealthcare alleged that Lisiewicz wrote short-term plans for over 300 consumers for which they were not eligible. UnitedHealthcare alleged that, while appointed with UnitedHealthcare, Lisiewicz applied for twelve-month short-

term medical plans for Illinois residents by using out-of-state addresses when, in fact, as Illinois residents, the consumers were only eligible to obtain six-month policies pursuant to Illinois regulations. UnitedHealthcare alleged that Lisiewicz advised consumers to provide an address outside of their resident state to obtain twelve-month plans.

12. None of the consumers were Iowa residents.

13. In its investigation into Lisiewicz, the Division interviewed four of these consumers, D.H., K.R., M.P., and D.V. (collectively “Consumers”).

Individual Consumers

14. On February 23, 2021, Golden Rule received a complaint from consumer J.S. She informed Golden Rule that Lisiewicz advised her to have her policy written as a North Carolina policy instead of an Illinois policy to allow for a longer coverage period. J.S. informed Golden Rule that she is a resident of Illinois, and she only visits North Carolina occasionally. J.S. refused to use the North Carolina address and contacted Golden Rule. On April 7, 2021, Golden Rule sent a letter to Lisiewicz warning him that instructing J.S. to list a state other than her state of residence on her application constituted misconduct.

15. On April 30, 2022, consumer D.H. contacted Lisiewicz seeking short-term health insurance for himself and his wife. Lisiewicz advised D.H. that he could use his sister’s home address in Tennessee to get a lengthier health insurance coverage period. D.H. lives and works in Illinois. D.H. occasionally stayed with his sister when he was working with clients in Tennessee, but he did not own property or pay taxes in Tennessee. Lisiewicz submitted an application for short-term health insurance listing D.H.’s sister’s address as D.H.’s residential physical address, and D.H. received a twelve-month plan. D.H. reviewed the application before it was submitted and consented to the use of his sister’s address.

16. On June 29, 2022, consumer K.R. contacted Lisiewicz seeking short-term medical insurance. Lisiewicz asked K.R. if he had a friend or family member living outside of Illinois and told K.R. that if he used an out-of-state address on the application, K.R. would be able to get a twelve-month policy. Lisiewicz listed the Arizona address of K.R.'s wife's best friend as K.R.'s resident address on K.R.'s short-term medical policy application. K.R. told Division investigators that he and his wife stayed at that address for short periods of time over the past twenty years, but they have not considered or used this address as their home address, nor has K.R. ever paid taxes in the state of Arizona. Because Lisiewicz listed this Arizona address as K.R.'s resident address on the application, K.R. received a twelve-month short-term medical plan. K.R. told the Division investigator that he was not aware that Lisiewicz had placed his wife's friend's home address on the application representing it as his home address and that K.R. had never seen or reviewed the application before it was submitted. K.R. was looking for the longest policy he could get and had previously been covered under twelve-month policies, so he did not question the twelve-month policy sold by Lisiewicz.

17. On July 27, 2022, consumer M.P. contacted Lisiewicz seeking short-term medical insurance. Lisiewicz advised M.P. that if M.P. listed her residence in a state other than Illinois, she would be able to get a twelve-month policy instead of a six-month policy. M.P. is a resident of Illinois and lives and pays taxes in Illinois. Lisiewicz suggested that M.P. list her sister's South Carolina address as her residence. Lisiewicz submitted an application for short-term health insurance listing M.P.'s sister's address as M.P.'s residence address. M.P. received a twelve-month plan. M.P. told Division investigators that she does not recall seeing or reviewing the application as it was done over the phone, and after it was completed, Lisiewicz submitted it directly to the company. M.P. preferred the twelve-month policy over a shorter policy.

18. On December 22, 2022, D.V. contacted Lisiewicz seeking short-term medical insurance. Lisiewicz advised D.V. that he could get D.V. a twelve-month plan instead of a six-month plan if he used an out-of-state address. On the short-term policy application, Lisiewicz listed D.V.'s father's address in Florida as D.V.'s residential address, resulting in D.V. receiving a twelve-month short-term medical plan. D.V. sometimes lives with his dad for up to two months, but he has never used the Florida address as his home address and has never paid taxes in Florida. D.V. is a resident of Illinois and lives and pays taxes in Illinois. D.V. told Division investigators that he does not know how Lisiewicz got his father's address for the application and did not recall giving it to Lisiewicz.

19. Lisiewicz received commissions on all the above-described healthcare plans that he sold to Consumers.

UnitedHealthcare Investigation

20. On March 20, 2023, United Healthcare Investigations, Compliance Investigations Unit ("CIU") interviewed Lisiewicz. Lisiewicz told the CIU investigator that Illinois has restrictions on short-term products, so he asked consumers if they owned property in another state or had friends or family that had addresses in a different state. If they had a friend or family member in another state, he would sell them a twelve-month plan using that address, instead of the six-month plan that was available to Illinois residents.

21. Lisiewicz informed the CIU investigator that he had been told to stop this business practice by his supervisor, but he did not know how many times he used this business practice, and that he had been doing it for a couple of years.

22. CIU investigators pulled Lisiewicz's book of business from UnitedHealthcare, and they found plans dating back to 2015 where consumers were enrolled in short-term medical plans

with a mailing address that did not match the policy state and policy addresses. CIU investigators alleged that the greatest frequency of this practice appeared to occur between 2021 and 2023.

III. CONCLUSIONS OF LAW

COUNT I

Unfair Trade Practices

23. Under Iowa Code § 507B.3, “A person shall not engage in this state in any trade practice which is defined in this chapter as, or determined pursuant to section 507B.6 to be, an unfair method of competition, or an unfair or deceptive act or practice in the business of insurance.”

24. Iowa Code § 507B.4(3)(n) defines as an unfair trade practice to include “[m]aking false or fraudulent statements or representations on or relative to an application for an insurance policy, for the purpose of obtaining a fee, commission, money, or other benefit from any insurer, agent, broker, or individual.”

25. Lisiewicz committed an unfair trade practice by making false or fraudulent statements on at least four insurance applications and purportedly as many as three hundred consumers. Lisiewicz fraudulently submitted policy applications to insurers listing residential addresses of friends and family members instead of the actual residential addresses of various consumers to obtain twelve-month plans for which the consumers were not otherwise eligible and for which he obtained commissions.

26. Lisiewicz’s acts and practices violated Iowa Code §§ 507B.3 and 507B.4(3)(n), subjecting Lisiewicz to probation, suspension, or revocation of Lisiewicz’s insurance producer license, the imposition of a civil penalty, an order requiring Lisiewicz to cease and desist from engaging in such acts or practices, the imposition of costs of the investigation and prosecution of the matter, and any other corrective action the Commissioner deems necessary and appropriate pursuant to Iowa Code §§ 507B.7 and 505.8.

COUNT II
**Using Fraudulent, Coercive, or Dishonest Practices or
Demonstrating Incompetence or Untrustworthiness**

27. Under Iowa Code § 522B.11(1)(h), a license may be subject to probation, suspension, or revocation and civil penalties may be levied, as provided in Iowa Code § 522B.17, for using fraudulent, coercive, or dishonest practices, or demonstrating incompetence, untrustworthiness, or financial irresponsibility in the conduct of business.

28. Lisiewicz used fraudulent, coercive, or dishonest practices, or demonstrated incompetence, untrustworthiness, or financial irresponsibility when he advised multiple consumers that they could obtain a twelve-month short-term health policy if they used a residential address from a state in which they did not reside.

29. Lisiewicz used fraudulent, coercive, or dishonest practices, or demonstrated incompetence, untrustworthiness, or financial irresponsibility when Lisiewicz advised his Illinois clients that he could get them a twelve-month policy when he knew that they were only eligible for six-month policies.

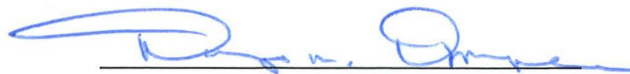
30. Lisiewicz's acts and practices violated Iowa Code § 522B.11(1)(h), subjecting Lisiewicz to probation, suspension, or revocation of Lisiewicz's insurance producer license, the imposition of a civil penalty, an order requiring Lisiewicz to cease and desist from engaging in such acts or practices, the imposition of costs of the investigation and prosecution of the matter, and any other corrective action the Commissioner deems necessary and appropriate pursuant to Iowa Code §§ 522B.11, 522B.17, and 505.8.

IV. ORDER

WHEREFORE, IT IS ORDERED pursuant to the powers granted to the Commissioner of Insurance by Iowa Code chapters 507B and 522B:


- A. Lisiewicz's Iowa nonresident insurance producers license is immediately revoked pursuant to Iowa Code §§ 507B.7 and 522B.11;
- B. Lisiewicz, pursuant to Iowa Code §§ 507B.7 and 522B.17, shall immediately cease and desist from engaging in the business of insurance in this state;
- C. Lisiewicz shall, within six months of this Order, pay a civil penalty in the amount of \$4,000.00. Payment shall be made payable to the Iowa Insurance Division, to be credited to the Iowa Insurance Enforcement Fund to provide funds for insurance enforcement and education pursuant to Iowa Code §§ 505.8 and 507B.7;
- D. Lisiewicz shall, within six months of this Order, pay the amount of \$1,430.00 for costs of investigation pursuant to Iowa Code § 505.8. Payment shall be made payable to the Iowa Insurance Division, to be credited to the Iowa Insurance Enforcement Fund to provide funds for insurance enforcement and education; and
- E. These orders may be enforced under Iowa Code chapters 507B and 522B, including but not limited to Iowa Code §§ 507B.8 and 522B.17(3), and additionally, by any collection remedies available to the Division or the State of Iowa Department of Revenue for unpaid penalties and other ordered monetary amounts.

SO ORDERED on this 10th day of January, 2025.




DOUGLAS M. OMMEN
Iowa Insurance Commissioner

Respectfully submitted,



Zebulon Black

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ATTORNEYS FOR THE DIVISION

CERTIFICATE OF SERVICE

The undersigned certifies that the foregoing instrument was served upon all parties to the above cause, or their attorney, at their respective addresses disclosed on the pleadings on January 14, 2025.

By: First Class Mail () Personal Service
() Restricted certified mail, return receipt Email, by consent
 Certified mail, return receipt () _____

Signature: _____



Brooke Hohn

Copy to:

Steven V. Lisiewicz
439 Mooresfield St.,
Elgin, IL 60124
RESPONDENT

NOTICE OF PENALTIES FOR WILLFUL VIOLATION OF THIS ORDER

YOU ARE NOTIFIED that acting as an insurance producer, as defined in Iowa Code chapter 522B, in violation of this Order, is a felony under Iowa Code § 507A.10, subjecting you to punishment of imprisonment, jail, fines, or any combination of custody and fines.

YOU ARE ALSO NOTIFIED that if you violate this Order, you may be subject to administrative and civil penalties pursuant to Iowa Code § 522B.17(3). The Commissioner may petition the district court to hold a hearing to enforce the order as certified by the Commissioner. The district court may assess a civil penalty against you in an amount not less than three thousand dollars but not greater than ten thousand dollars for each violation, and the Commissioner may issue further orders as he deems appropriate.

NOTICE REGARDING REISSUANCE

Upon entry of this Order, your insurance producer license will become inactive due to revocation. While your license is inactive, you are prohibited from conducting the business of insurance in the State of Iowa. Your license will not be active until the Division makes the determination to reissue your insurance producer license by order pursuant to Iowa Administrative Code rule 191—10.10.

Reissuance of your insurance producer license is subject to the discretion of the Commissioner. Additionally, it will not be granted unless and until you have complied with the terms of this Order, made the appropriate Application for Reissuance with the Division, and paid all applicable fees. If applicable, you may also be required to apply for licensure through the National Insurance Producer Registry (NIPR) and pay all applicable fees.

NOTICE OF FINAL ORDER IMPACT

A final order of revocation or a cease and desist order may adversely affect other existing business or professional licenses and may result in license revocation or disciplinary action.

A final order in an administrative action does not resolve any potential criminal or civil violations or causes of action that might arise from the same or similar conduct that is the subject of this this order. It may result in criminal law enforcement authorities, including the fraud bureau of the Iowa Insurance Division, pursuing a criminal investigation or prosecution of potential criminal law violations.

CONSENT TO ORDER AND AGREEMENT

I, Steven V. Lisiewicz, Respondent in this matter, have read, understood, and do knowingly consent to this Order in its entirety. I understand and acknowledge I have the right to consult with an attorney on this matter if I choose to do so, and I acknowledge that the Division cannot provide me an attorney, nor can the Division provide me legal advice. By executing this Consent, I understand that I am waiving my rights to a hearing, to confront and cross-examine witnesses, to produce evidence, and to judicial review.

I further understand this Order is considered a final administrative action that will be reported by the Division to the National Association of Insurance Commissioners and to other regulatory agencies. I also understand this Order is a public record under Iowa Code chapter 22 and information may be shared with other regulatory authorities or governmental agencies, pursuant to Iowa Code § 505.8(8)(d). I also understand this Order will be posted to the Division's website, and a notation will be made to the publicly available website record that administrative action has been taken against me.

[Signature]
Steven V. Lisiewicz, Respondent

1/4/25
Date

439 MOORESFIELD / ELGIN IL 60124
Address of Signatory

Subscribed and sworn before me by [Signature] on this 4th day of January, 2025.

Notary Public for the State of Illinois

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