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**COMMONWEALTH OF MASSACHUSETTS**  
**Office of Consumer Affairs and Business Regulation**  
**DIVISION OF INSURANCE**

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COMMISSIONER OF INSURANCE

December 10, 2015

Vivalde V. Couto  
AE Underwriters Agency, Inc.  
444 Madison Avenue, Suite 501  
New York, NY 10022

RE: AE Underwriters Agency, Inc. - SIU Investigation Case No. 9141

Dear Mr. Couto:

I represent the Massachusetts Division of Insurance (“Division”) with regard to the above-captioned investigation. The Division has cause to believe that AE Underwriting Agency, Inc. (“AE”) violated the Massachusetts insurance laws as set forth below.

According to Division licensing records, AE allowed its Massachusetts business entity insurance producer license to lapse on January 9, 2015 and sold insurance in Massachusetts from that time until a new business entity insurance producer license was processed on February 3, 2015. The Division alleges that AE wrote or renewed four Massachusetts insurance policies during the unlicensed period, resulting in premiums of \$13,501.00 with commissions to AE of \$3645.27.

The Division alleges that AE committed four violations of M.G.L. c.175, § 175. The penalty for each violation is a fine of not less than ten nor more than one hundred dollars. The Division also alleges that each violation of M.G.L. c. 175, § 175 is a violation of M.G.L. c. 175, §162R(a)(2). The penalty for each violation of M.G.L. c. 175, § 162R(a)(2) is a fine of not more than \$1,000.00 pursuant to M.G.L. c. 176D, § 7 and having the Agency’s Massachusetts business entity insurance producer license placed on probation, suspended or revoked.

The Division is authorized to issue an order requiring AE to show cause why it should not be made to cease and desist from the above-alleged conduct. If, after a public hearing, the Commissioner of Insurance finds that AE did commit the alleged violations, AE may be liable for fines up to the amounts listed above and having its Massachusetts business entity insurance producer license placed on probation, suspended or revoked.

The Division proposes to resolve this matter through a settlement if AE agrees to waive the right to a public hearing, agrees to cease and desist from the above-alleged conduct, and to pay

a fine of **\$200.00**. If AE chooses to accept the Division's offer, please have an authorized individual sign this settlement letter where indicated below, and return it to my attention along with a check made payable to the Commonwealth of Massachusetts on or before **January 5, 2016**.

The Division considers the acceptance of this settlement to constitute a reportable administrative event which should be included on AE's next Massachusetts license renewal application. AE may also be required to report this event to any other state in which it holds a license. This Agreement shall be construed under and governed by the laws of the Commonwealth of Massachusetts.

If this matter is not resolved by **January 5, 2016**, the Division will file its Order to Show Cause and will notify AE of the hearing date in accordance with applicable statutory notice requirements and procedures.

Thank you for your prompt attention to this matter. Should you have any questions or wish to discuss this matter further, please contact me at (617) 521-7364.

Very truly yours,

Mary Ellen Thompson  
Counsel to the Commissioner  
Commonwealth of Massachusetts  
Division of Insurance  
1000 Washington Street, Suite 810  
Boston, Massachusetts 02118

Signed: Authorized Representative of:  
AE Underwriting Agency, Inc.

By: Mary Ellen Thompson  
Counsel to the Commissioner

Name: \_\_\_\_\_

\_\_\_\_\_

Signature: \_\_\_\_\_

\_\_\_\_\_

Title: \_\_\_\_\_

\_\_\_\_\_

Date: \_\_\_\_\_

Date: \_\_\_\_\_