



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

1000 Washington Street • Suite 810 • Boston, MA 02118-6200  
(617) 521-7794 • FAX (617) 521-7475  
<http://www.mass.gov/doi>

CHARLES D. BAKER  
GOVERNOR

KARYN E. POLITO  
LIEUTENANT GOVERNOR

JAY ASH  
SECRETARY OF HOUSING AND  
ECONOMIC DEVELOPMENT

JOHN C. CHAPMAN  
UNDERSECRETARY

GARY D. ANDERSON  
ACTING COMMISSIONER OF INSURANCE

June 15, 2017

Anthony May  
72 Sharp Street, Suite A2  
Hingham, MA 02043

RE: Anthony May – Massachusetts License No. 1722805  
SIU Investigation No. 9483

*VIA VIA E-MAIL (jbdarby@sandw.com)*

Dear Mr. May:

I represent the Massachusetts Division of Insurance (“Division”) with regard to the above-captioned investigation. Pursuant to an investigation conducted by the Division’s Special Investigations Unit, the Division has cause to believe that you violated the Massachusetts insurance laws set forth below by the conduct detailed in this settlement letter.

This case was opened on May 25, 2017, after the Division learned that on May 23, 2017, you were convicted, in case number 16-CR-10104, of two felony counts of Filing a False [Income] Tax Return, in violation of Title 26, United States Code, Section 7206 (1). Specifically, the government alleged you failed to report on your federal income tax returns approximately \$400,000 in income in 2008 and 2009.

The conduct described above is evidence of the following violations:

M.G.L. c. 175, § 162R (a)(6) . . . [t]he commissioner may place on probation, suspend, revoke or refuse to issue or renew an insurance producer’s license or may levy a civil penalty for . . . having been convicted of a felony. Additionally, a violation is punishable by a fine up to one thousand dollars. M.G.L. c. 176D, § 7.

M.G.L. c. 175, § 162R (a)(8) . . . [t]he commissioner may place on probation, suspend, revoke or refuse to issue or renew an insurance producer’s license or may levy a civil penalty for . . . using fraudulent, coercive or dishonest practices in the conduct of business. Additionally, a violation is punishable by a fine up to one thousand dollars. M.G.L. c. 176D, § 7.

The Division is authorized to issue an order requiring you to show cause as to why you should not be made to cease and desist from the above alleged conduct. If, after a public hearing, the Commissioner of Insurance finds that you did commit the alleged violations, he may impose a fine up to the amounts listed above and order that your Massachusetts Insurance Producer License be placed on probation, suspended or revoked.

The Division proposes to resolve this matter through a settlement if you agree to waive the right to a public hearing, agree to cease and desist from the above-alleged conduct, agree to file the relevant Massachusetts Department of Revenue ("DOR") and to grant permission to the undersigned to speak with the DOR concerning tax years 2008 and 2009, and agree to pay a **fine of \$500.00**. If you choose to accept the Division's offer, please have an authorized individual sign this settlement letter where provided below and return it to my attention along with a check made payable to the Commonwealth of Massachusetts, no later than **June 23, 2017**.

The Division considers the acceptance of this settlement to constitute a reportable administrative event which should be included on your next Massachusetts producer license renewal application. You also may be required to report this action in other jurisdictions where you hold an insurance producer license. This Agreement shall be construed under and governed by the laws of the Commonwealth of Massachusetts.

Although this correspondence does not constitute the required statutory notice of a public hearing, if this matter is not resolved by **June 23, 2017**, the Division intends to file its Order to Show Cause and will notify you of the hearing date.

Thank you for your prompt attention to this matter. Should you have any questions or wish to discuss this matter further, I may be reached at (617) 521-7471 or [Scott.Peary@state.ma.us](mailto:Scott.Peary@state.ma.us).

Sincerely,

Scott J. Peary  
Chief Enforcement Counsel

Enclosure



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**SETTLEMENT AGREEMENT**

This Settlement Agreement (“Agreement”) is made by and between the Commonwealth of Massachusetts, Division of Insurance (“Division”), and Anthony May (“May”) licensed as an insurance producer licensed under the laws of the Commonwealth of Massachusetts (“Commonwealth”) and with an address of 72 Sharp Street, Suite A2, Hingham, MA 02043.

WHEREAS, May was licensed by the Division as an insurance producer pursuant to M.G.L. c. 175, § 162H *et seq.*;

WHEREAS, an insurance producer licensed in the Commonwealth must uphold the standards in M.G.L. c. 175, § 162H *et seq.* and must comply with the Commonwealth’s insurance laws, including without limitation, those set forth in M.G.L. c. 175 & M.G.L. c. 176D; the Code of Massachusetts Regulations; and any other regulatory requirements; each of which give the Commissioner of Insurance review, approval, and enforcement authority over licensees;

WHEREAS, the Division has conducted an investigation, Special Investigation Number 9483, and contends that the acts and conduct of May as set forth in the Division’s correspondence dated June 15, 2017, a copy of which is attached hereto, constitute grounds for revocation of May’s insurance license and/or the imposition of fines;

WHEREAS, May is aware of his rights to notice and to an administrative hearing with respect to the alleged violations of Massachusetts insurance laws in these matters, and hereby waives those rights.

NOW THEREFORE, in consideration of the foregoing and the covenants, warranties, representations, and agreements contained herein, it is mutually agreed as follows:

1. May agrees to immediately cease and desist from the conduct outlined in the Division’s June 15, 2017 correspondence.

2. May agrees to pay a \$500.00 fine by June 23, 2017. Such check shall be made payable to the Commonwealth of Massachusetts and returned, along with an original signed version of the instant settlement agreement, to:

Massachusetts Division of Insurance  
C/O Scott Peary, Chief Enforcement Counsel  
1000 Washington Street, Suite 810  
Boston, MA 02118

3. Except as expressly set forth in this Agreement, the failure of the Division at any time to require strict performance by May of any terms, provisions, or conditions hereof shall in no way affect the right thereafter to enforce the same, nor shall the waiver by the Division of any breach of any of the terms, provisions, and conditions hereof be construed or deemed a waiver of any succeeding breach of any term, provision, or condition thereof.

4. May agrees to file amended income tax returns for tax years 2008 and 2009 with the Massachusetts Department of Revenue ("DOR"), and grant permission, as indicated by the executed DOR Form M-4506, to the undersigned to speak with the DOR about his 2008 and 2009 taxes.

5. In the event that the Division finds that there has been a breach of any provision of this Agreement, the Division may, in its discretion, pursue any and all legal remedies permitted by the Massachusetts insurance laws as well as any other appropriate law of the Commonwealth.

6. The provisions of this Agreement may be amended, modified, or expanded solely in writing by joint consent of the Division and May.

SIGNED:

Anthony May

Dated:

  
6/16/17



Scott J. Peary | Chief Enforcement Counsel  
Massachusetts Division of Insurance  
1000 Washington Street, 8th Floor  
Boston, MA 02118

Dated: June 15, 2017