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INSURANCE REGULATION
Docketed by: A.M.Y.

# OFFICE OF INSURANCE REGULATION

**MICHAEL YAWORSKY**
COMMISSIONER

IN THE MATTER OF

ARIZONA PREMIUM FINANCE CO., INC. /

Index: OIR 2026-45
CASE NO.: 401333-25-FO

## FINAL ORDER

TO: ARIZONA PREMIUM FINANCE CO., INC.
c/o Sharon Rosenblum
1885 Loma Vista Drive
Beverly Hills, CA 90210

ARIZONA PREMIUM FINANCE CO., INC.
c/o Allan Rosenblum
12406 N 32nd Street #110
Phoenix, AZ 85032

The STATE OF FLORIDA, OFFICE OF INSURANCE REGULATION (the "OFFICE"), being authorized and directed to administer and enforce the Florida Insurance Code, hereby enters this Final Order as authorized by the Florida Insurance Code and chapter 120, Florida Statutes, against ARIZONA PREMIUM FINANCE CO., INC. ("APFC").

### FINDINGS OF FACT

The Office Issued a Cease and Desist Complaint against APFC.

1. On January 28, 2026, the OFFICE issued a Cease and Desist Complaint ("Complaint") alleging that APFC financed insurance policies within the State of Florida without being licensed in violation of section 627.828(1), Florida Statutes. *See* Exhibit A. The Complaint contained a Notice of Rights, under sections 120.569 and 120.57, and Rule chapter 28-106, *Florida Administrative Code*, which advised the company of its right to request a hearing within twenty-one days of service. *Id.*

2. The OFFICE served the Complaint by certified mail, return receipt requested, upon APFC's statutory agent. *See* Exhibit B.

3. The OFFICE received a certified mail delivery receipt confirming that service of process was perfected upon APFC on February 2, 2026. *See* Exhibit C.

<u>APFC did not Request a Hearing.</u>

4. The Notice of Rights granted APFC twenty-one days from the date of service to file a petition to request a hearing with the OFFICE. *See* §§ 120.569, 120.57, Fla. Stat.; *see also* Fla. Admin. Code. R. 28-106.111. The deadline for APFC to file a petition for hearing was February 23, 2026.

5. APFC failed to file a petition for hearing with the OFFICE by February 23, 2026. Because APFC failed to request a hearing within twenty-one days, APFC waived its right to a hearing.

6. On February 26, 2026, APFC acknowledged that the time for filing a petition to request a hearing had expired. Instead, APFC provided mitigating information to assist the OFFICE's investigation, including confirmation that only two premium finance contracts remain in force in Florida, with end dates of June 14, 2026, and July 27, 2026. APFC further represented that it will continue servicing those agreements and will continue to provide the OFFICE with information regarding those remaining agreements. The OFFICE has considered this information in preparation of this Final Order.

7. The alleged facts that form the basis for the OFFICE's Cease and Desist Complaint, being uncontested by APFC, are incorporated herein by reference and are adopted as Findings of Fact for purposes of this Final Order.

## CONCLUSIONS OF LAW

The OFFICE has Jurisdiction to Issue this Final Order against APFC.

8. Section 20.121(3)(a)1., Florida Statutes, provides, in part, that the OFFICE shall be responsible for all activities concerning insurers and other risk bearing entities, including licensing, rates, policy forms, market conduct, and claims.

9. Section 624.01, Florida Statutes, provides that chapters 624-632, 634, 635, 636, 641, 642, 648, and 651 constitute the "Florida Insurance Code."

10. The OFFICE is responsible for the administration and enforcement of the Florida Insurance Code and has jurisdiction over the subject matter and APFC under section 20.121(3)(a)1., and the Florida Insurance Code.

11. Chapter 28-106, *Florida Administrative Code*, applies in all proceedings in which the substantial interests of a party are determined by the agency and shall be construed to secure the just, speedy, and inexpensive determination of every proceeding. The OFFICE finds no exception under Rule 28-106.101 applies in this proceeding.

12. Section 624.04 defines "person," as used in the Florida Insurance Code, to include "an individual, insurer, company, association, organization, Lloyds, society, reciprocal insurer or interinsurance exchange, partnership, syndicate, business trust, corporation, agent, general agent, broker, service representative, adjuster, and every legal entity."

13. Section 627.826 defines "insurance premium finance company" to include persons engaged "in the business of entering into premium finance agreements with insureds" or "in the business of acquiring premium finance agreements from other premium finance companies." Section 627.827 defines a "premium finance agreement" to include "a promissory note or other written agreement by which an insured promises or agrees to pay to, or to the order of, a premium finance company the amount advanced or to be advanced under the agreement to an insurer or to

an insurance agent, in payment of premiums on an insurance contract, together with a service charge as authorized and limited by law."

14. Section 627.828(1) states that "no person shall engage in the business of a premium finance company unless licensed by the office."

15. APFC violated section 627.828(1) by engaging in the business of a premium finance company without a license or certificate of authority issued by the OFFICE.

16. APFC's activities do not fall within the exceptions, exclusions or exemptions provided in sections 627.901 and 627.902 or any other provision of the Florida Statutes or federal law.

## APFC Waived its Right to an Administrative Hearing.

17. Rule 28-106.2015(1), *Florida Administrative Code*, provides that before entry of a final order to suspend, revoke, or withdraw a license, to impose administrative fines, or to take other enforcement or disciplinary action against a licensee or person or entity subject to the agency's jurisdiction, the agency shall serve upon the licensee an administrative complaint. For purposes of this rule, an agency pleading or communication that seeks to exercise an agency's enforcement authority and to take any kind of disciplinary action against a licensee or other person shall be deemed an administrative complaint.

18. Rule 28-106.2015(3), *Florida Administrative Code*, provides that the agency's administrative complaint shall be considered the petition, and service of the administrative complaint on the respondent shall be deemed the initiation of proceedings.

19. The OFFICE finds that the January 28, 2026, Cease and Desist Complaint, attached as Exhibit A, constitutes an administrative complaint under chapter 120, Florida Statutes, and Rule chapter 28-106, *Florida Administrative Code*.

20. The OFFICE served the Cease and Desist Complaint on the statutory agent of APFC on February 2, 2026.

21. The OFFICE finds that APFC's deadline to file a petition for hearing in this matter was February 23, 2026. *See* Fla. Admin. Code. R. 28-106.111. APFC failed to file a petition for hearing with the OFFICE in response to the Cease and Desist Complaint by February 23, 2026.

22. APFC has not submitted any evidence or made any allegations that would support the application of the doctrine of equitable tolling. *See Machules v. Dep't of Admin.*, 523 So. 2d 1132, 1134 (Fla. 1988) (finding equitable tolling generally applies when party has been misled or lulled into inaction, has in some extraordinary way been prevented from asserting rights, or has timely asserted rights mistakenly in the wrong forum).

23. The OFFICE concludes that APFC's failure to file a petition for hearing or to file any other document in compliance with Rules 28-106.2015 or 28-106.301, *Florida Administrative Code*, constitutes a waiver of APFC's right to an administrative hearing in this matter. *See Giordano v. Dep't of Banking and Fin.*, 596 So. 2d 712 (Fla. 1st DCA 1992) (upholding entry of final order imposing penalties where complaint informed appellant that failure to timely request an administrative hearing constituted a waiver of right to do so.)

24. The legal conclusions that form the basis for the OFFICE's Cease and Desist Complaint, being uncontested by APFC, are accepted as true and correct and are adopted by the OFFICE as Conclusions of Law for purposes of this Final Order.

*[Continued on Following Page]*

## ORDER

Based on the foregoing Findings of Fact and Conclusions of Law, it is hereby ORDERED:

25. APFC shall cease and desist from engaging in the business of a premium finance company within the State of Florida without a license or certificate of authority.

26. APFC shall honor all current and future obligations and liabilities arising from its operations in Florida and will pay all obligations and liabilities that have arisen or may arise from its operations in Florida. If any court or administrative action, arbitration, mediation, or other judicial or quasi-judicial action listing APFC as a party is filed in Florida, APFC shall provide written notice to the OFFICE within thirty days of the filing of such action.

27. APFC is responsible for administering and servicing existing premium finance agreements in Florida.

DONE and ORDERED this 17 day of June, 2026.

Michael Yaworsky, Commissioner
Office of Insurance Regulation

## NOTICE OF RIGHTS

Any party to these proceedings adversely affected by this Order is entitled to seek review of this Order under section 120.68, Florida Statutes, and Rule 9.110, Florida Rules of Appellate Procedure. Review proceedings must be instituted by filing a Petition or Notice of Appeal with the General Counsel, acting as the agency clerk, at 200 East Gaines Street, Tallahassee, FL 32399-4206, and a copy of the same and filing fee with the appropriate District Court of Appeal within thirty days of the rendition of this Order.

## CERTIFICATE OF SERVICE

I HEREBY CERTIFY that a true and correct copy of this Final Order has been furnished by U.S. Certified Mail, return receipt requested, to the following address on this 18 day of June, 2026:

Drew Parker, Shareholder
Radey Law Firm
301 S. Bronough St., Suite 200
Tallahassee, FL 32301
dparker@radeylaw.com
Counsel for Arizona Premium Finance Co, Inc.

***/s/Justin R. Ravelo***
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