

STATE OF OREGON
DEPARTMENT OF CONSUMER AND BUSINESS SERVICES
INSURANCE DIVISION

In the Matter of **The Salvation Army.**) **STIPULATION** and
) **FINAL ORDER**
) Case No. INS 00-05-009
) File No. 2370 IV

STIPULATION

The Director of the Department of Consumer and Business Services (Director) has commenced the above entitled administrative proceeding, pursuant to Oregon Revised Statutes (ORS) 731.256(1), to take action against The Salvation Army for violating certain provisions of the Oregon Insurance Code.

The Salvation Army enters into this stipulation to conclude this proceeding without further administrative or judicial proceedings pursuant to ORS 183.415(5).

The Salvation Army waives the right to receive a notice of proposed action, notice of rights and notice of judicial review, to have a hearing and to be represented by an attorney at the hearing, and to judicial review of the final order.

The Salvation Army admits and agrees to the following:

Facts

Licensing

The Salvation Army is a California nonprofit corporation. Evelyn J. Hunter is the Treasurer of The Salvation Army. The Salvation Army's administrative office is located at 30840 Hawthorne Boulevard, Rancho Palos Verdes, CA 90275. The Salvation Army's Insurance Division company no. is 320. The Salvation Army has been licensed as an educational institution or nonprofit corporation authorized to pay annuities since February 1, 1978.

Failure to Timely File Financial Information

The Salvation Army's fiscal year ended on September 30, 1999. The Salvation Army was required to file with the Oregon Insurance Division its 1999 annual statement 120 calendar days thereafter on January 31, 2000. The Salvation Army filed it on May 2, 2000.

The Salvation Army's fiscal year ended on September 30, 1999. The Salvation Army was required to file with the Oregon Insurance Division its 1999 audited financial report 210 calendar days thereafter on April 30, 2000. The Salvation Army filed it on May 2, 2000.

Ultimate Facts

The Salvation Army, an educational institution or nonprofit corporation, failed to file its annual statement and audited financial report by the respective due dates.

Conclusions

The Salvation Army violated ORS 731.720(2) and (4).

Action

The Salvation Army shall pay a civil penalty of \$600 pursuant to ORS 731.988 on or before the date of the Final Order.

Dated May 9, 2000.

/s/ Evelyn J. Hunter
Evelyn J. Hunter
Treasurer
The Salvation Army

FINAL ORDER

The Director adopts, and incorporates herein by this reference, the Facts, Ultimate Facts, Conclusions and Action in the above Stipulation as the Findings of Fact, Ultimate Findings of Fact, Conclusions of Law and Order, respectively, of this Final Order.

Dated May 31, 2000.

/s/ Mary C. Neidig
Mary C. Neidig
Director
Department of Consumer and Business Services

CERTIFICATE OF SERVICE

I certify that on May 31, 2000 I served the above Stipulation and Final Order by mailing a copy thereof in a sealed envelope, with first class postage prepaid, to the party named therein.

/s/ Mitchel D. Curzon
Mitchel D. Curzon
Administrative Law Specialist
Insurance Division