

**STATE OF OREGON
DEPARTMENT OF CONSUMER AND BUSINESS SERVICES
INSURANCE DIVISION**

In the Matter of **C. Harry Kirkman.**

) **STIPULATION** and
) **FINAL ORDER**
) File No. 2406 IV
) Case No. INS 02-03-007

STIPULATION

The Director of the Department of Consumer and Business Services (director), by and through the Insurance Division, commenced the above entitled administrative proceeding, pursuant to Oregon Revised Statutes (ORS) 731.256, to take disciplinary action against C. Harry Kirkman (Kirkman).

Kirkman enters into this Stipulation to conclude this proceeding without further administrative or judicial proceedings, as provided by ORS 183.415(5) and related rules.

Kirkman waives the right to receive a notice of proposed action, to receive a notice of rights and procedures in contested cases, to have a hearing, to be represented by an attorney at the hearing, and to judicial review of the Final Order. Kirkman admits and agrees to the following facts, conclusions, and action.

Facts and Conclusions

Licensing

Kirkman has been licensed in Oregon as a resident insurance agent from 12/12/97 to 12/31/00 and since 1/25/01. Kirkman's license number is 612533. Kirkman's last recorded residence street address is 97 Kingsgate Road #B22, Lake Oswego OR 97035-2371; residence mailing address is PO Box 200-254, Lake Oswego OR 97035; and residence telephone number is 503-639-7818. Kirkman's last recorded business address is Pacific Coast Insurance Inc., 9442 SW Barbur Boulevard Suite 3, Portland, OR 97219-5413; and business telephone number is 503-245-6166.

Failure to Respond to Director's Inquiry

Kirkman violated ORS 731.296 by receiving from the Insurance Division a letter dated 2/26/01 requesting certain information but never providing the information.

Action

Kirkman shall pay a civil penalty of \$1,000 pursuant to ORS 731.988. Payment shall be made in the form of a check payable to the "Department of Consumer and Business Services" for the full amount due. Payment shall be delivered or mailed to the Insurance Division at 350 Winter Street NE, Room 440, Salem, OR 97301-3883. Payment shall be received by the Insurance Division by the date of the Final Order.

Dated April 24, 2002

/s/ C. Harry Kirkman
C. Harry Kirkman

FINAL ORDER

The director makes the following final decision in this proceeding in accordance with ORS 731.248 and 183.415(5) and related rules.

The director adopts, and incorporates herein by this reference, the facts, conclusions, and action stated in the above Stipulation as the findings of fact, conclusions of law, and order, respectively, of this order.

Dated May 10, 2002

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

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