

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

In the Matter of **Eddy B. Hauff.**

) **FINAL ORDER**
) Case No. INS 02-04-005

The Director of the Oregon Department of Consumer and Business Services (director) commenced this administrative proceeding, pursuant to Oregon Revised Statutes (ORS) 731.256, to take disciplinary action against Eddy B. Hauff (Hauff).

On 5/14/02, the director issued a Notice of Proposed Action, pursuant to ORS 183.415 and related rules, informing Hauff that the director proposed to revoke Hauff's Oregon insurance agent license pursuant to ORS 744.013(1)(a) (1999). The notice also informed Hauff that she had a right to a hearing and to be represented by an attorney at the hearing. The notice further informed Hauff that if the director did not timely receive a request for a hearing, then the designated portion of the Insurance Division's investigation file on Hauff would automatically become part of the contested case record for the purpose of proving a prima facie case, and the director would issue a final order taking the proposed action.

The director did not receive from or on behalf of Hauff any request for a hearing, but determined that the record of the proceeding proved a prima facie case, and therefore did not hold any hearing.

Therefore, the director makes the following final decision in this proceeding in accordance with ORS 731.248 and 183.470, and related rules.

Findings of Fact and Conclusions of Law

Licensing

Hauff has been licensed in Oregon as a resident insurance agent since 1/27/98. Hauff's current license number is 612745. Hauff's last recorded residence street address is 4037B North Overlook Terrace, Portland, OR 97227-1054, and residence mailing address is 950 Lloyd Center, PMB 056, Portland, OR 97232. However, Hauff's actual residence address is 2808 NE M L King Boulevard, Apt. 5, Portland,

OR 97212-3062. Hauff's last recorded business address is 3531 NE 15th Avenue, Suite A, Portland, OR 97212.

Conviction of Felony Involving Dishonesty or Breach of Trust

Hauff is subject to disciplinary action pursuant to ORS 731.428 because of the following circumstances. On 3/28/84, Hauff was convicted by the Circuit Court of the State of Oregon for the County of Clatsop, in the case *State of Oregon v. Eddy Barbara Hauff*, case number CC83-1139, of, among other things, two counts of the crime of criminal conspiracy to hinder prosecution of a person who committed robbery, a class C felony, pursuant to ORS 161.450. Hauff committed the above crimes by on or about 12/12/83, agreeing with Candace Harvey and Pamela Seidel, aka Pamela Jump, with the intent of hindering the prosecution of Kelly Don Johnson (Johnson) and Eric Duane Cavazos (Cavazos), to aid Johnson and Cavazos in securing and protecting the proceeds of a robbery committed by Johnson and Cavazos. On 10/15/01, Hauff applied to the director for consent to engage or participate in the business of insurance in Oregon, pursuant to ORS 744.428(1) and OAR 836-071-0323 *et seq.* On 2/26/02, the director decided to deny consent. Therefore, the director is required by ORS 731.428 to revoke the Oregon insurance agent license issued to Hauff.

Order

Pursuant to ORS 744.013(1) (1999), the Oregon license as an insurance agent issued to Hauff shall be revoked on the date of this order.

Notice of Judicial Review

Pursuant to ORS 183.480 and 183.482, Hauff may request the Oregon Court of Appeals to review this order by filing a written petition for judicial review with the court within 60 calendar days after the date this order was sent to Hauff.

Dated July 9, 2002

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