

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

In the Matter of **Investors Brokerage Services** ) **STIPULATION** and  
**Insurance Agency, Inc.** ) **FINAL ORDER**  
 ) Case No. INS 03-10-019

**STIPULATION**

The Director of the Department of Consumer and Business Services (director) commenced this administrative proceeding, pursuant to Oregon Revised Statutes (ORS) 731.256, to take enforcement action against Investors Brokerage Services Insurance Agency, Inc. (IBSI).

IBSI enters into this Stipulation, pursuant to ORS 183.415(5), to conclude this proceeding without further administrative or judicial proceedings.

IBSI waives the right to receive a notice of proposed action, receive a notice of the rights of a party and procedures in contested cases, have a hearing, be represented by an attorney at the hearing, receive a proposed order, file exceptions to the proposed order, and have the Final Order judicially reviewed.

IBSI stipulates to the following facts, conclusions, and action; and consents to issuance of a Final Order incorporating this Stipulation.

**Facts and Conclusions**

Licensing Information

IBSI has been licensed in Oregon as a nonresident insurance agency from 8/31/90 to 8/31/97 and since 4/6/98. IBSI current license number is 800593. IBSI's last recorded business street address is located in Schaumburg, Illinois.

Failed to Report Enforcement Action by Other State Insurance Regulator

IBSI violated ORS 744.089(1) in one instance by engaging in the following conduct. ORS 744.089(1) requires a person licensed in Oregon as an insurance agent to notify the Insurance Division of any administrative action taken against the person, and provide a copy of the order, within 30 days of the final disposition of the action. On 10/22/02, the Insurance Commissioner of the State of Ohio issued

and order assessing IBSI a civil penalty of \$500.00. The Ohio Insurance Commissioner took the action because IBSI failed to disclose on its application for an Ohio nonresident insurance agent license dated 3/5/02 that on 12/16/99 the Insurance Commissioner of the State of New Jersey had issued an order, number E99-287, assessing IBSI a civil penalty of \$500.00 for transacting insurance in New Jersey from 2/1/98 to 6/30/98 when IBSI was not licensed to do so. IBSI was required to notify the Insurance Division of the action taken by the Ohio Insurance Commissioner, and provide a copy of the order, by 11/22/02. On or about 1/8/03, IBSI notified the Insurance Division of the Ohio's action.

### **Action**

Pursuant to ORS 731.988, IBSI is assessed a civil penalty of \$200. The payment shall be made in the form of a check payable to the "Department of Consumer and Business Services" for the full amount due. The payment shall be delivered to the Insurance Division at 350 Winter Street NE, Room 440, Salem, OR 97301-3883, or mailed to the Insurance Division at PO Box 14480, Salem, OR 97309-0405. The payment shall be received by the Insurance Division by the date of the Final Order.

Dated November 11, 2003

/s/ Michael Scherrman  
[Signature of Representative]

Michael Scherrman  
[Printed Name of Representative]

President  
[Printed Title of Representative]

Investors Brokerage Services Insurance Agency, Inc.

### **FINAL ORDER**

The director incorporates herein the above Stipulation, adopts it as the director's final decision in this proceeding, and orders that the action stated therein be taken.

Dated December 18, 2003

/s/ Cory Streisinger  
Cory Streisinger  
Director

Department of Consumer and Business Services