

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

In the Matter of **Kathryn E. Shanks.**

) **STIPULATION** and  
) **FINAL ORDER**  
) Case No. INS 03-10-035

**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 Kathryn E. Shanks (Shanks).

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

Shanks 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.

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

**Facts and Conclusions**

Licensing Information

Shanks has been licensed in Oregon as a resident insurance agent since 2/22/91. Shanks' current license number is 120646. Shanks' last recorded residence address is located in Albany, Oregon. Shanks' last recorded business address is Virgil T. Golden Funeral Home Service, located in Salem Oregon.

Engaged in Dishonest Conduct Not Related to the Business of an Agent

Shanks violated ORS 744.013(2)(o) (1999) in 18 instances by engaging in the following conduct. From 2/00 to 9/00, Shanks submitted to City View Funeral Home and Cemetery seven requests for commissions for purportedly selling 18 pre-need funeral trusts when in all 18 instances Shanks knew that the trusts were unfunded and that she was entitled to a commission only when a trust was funded. City View

discovered the fraudulent submissions and confronted Shanks about them. On or about 6/4/01, Shanks issued a check, number 333569, made payable to City View, in the amount of \$6,062.63, to repay the unearned commissions

**Action**

Pursuant to ORS 744.013(1) (1999), Shanks' Oregon insurance agent license is revoked on the date of the Final Order.

Dated November 14, 2003      /s/ Kathryn E. Shanks  
Kathryn E. Shanks

**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 16, 2003      /s/ Cory Streisinger  
Cory Streisinger  
Director  
Department of Consumer and Business Services

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