

Agent Not Licensed in Resident State

Henderson is subject to enforcement action pursuant to ORS 744.063(1)(a) because of the following circumstances. ORS 744.063(1)(a) requires a person licensed in Oregon as a nonresident insurance agent to be also licensed in the person's state of residence as a resident insurance producer. Henderson is a resident of Oklahoma. On 9/5/02, the insurance regulator for the State of Oklahoma issued an order, number 02-0639-DIS, revoking Henderson's Oklahoma resident insurance agent license. Therefore, Henderson has not qualified for an Oregon nonresident insurance agent license since 9/5/02.

Enforcement Action by Other State Insurance Regulator

Henderson is subject to enforcement action pursuant to ORS 744.074(1)(i) in two instances because of the following circumstances.

1. On 11/25/02, the insurance regulator for the State of South Dakota issued an order, unnumbered, revoking Henderson's South Dakota nonresident insurance agent license. The insurance regulator took the action because Henderson's Oklahoma resident insurance license had been revoked as described above.

2. On 12/30/02, the insurance regulator for the State of Kansas issued an order, number 3116-SO, revoking Henderson's Kansas nonresident insurance agent license effective on 1/17/03 if Henderson did not request a hearing. Henderson did not request a hearing. The insurance regulator took the action because Henderson was no longer appointed by any insurer, failing to notify Kansas of Oklahoma's administrative action against Henderson as described above, Henderson violated Oklahoma's laws by failing to notify Oklahoma of a change of address and making a required disclosure on his Oklahoma insurance agent license application, and Oklahoma revoked Henderson's Oklahoma resident insurance license as described above.

Order

Pursuant to ORS 744.074(1), the Oregon license as an insurance agent issued to Henderson is revoked on the date of this order.

Notice of Right to Judicial Review

The party has the right to appeal the order to the Oregon Court of Appeals pursuant to ORS 183.480 and 183.482. If a party wants to appeal the order, the party must file a petition for judicial review with the Court of Appeals within 60 days from the date this order was served on the party. If the order was personally delivered to a party, then the date of service is the day the party received the order. If the order was mailed to a party, then the date of service is the day the order was mailed to the party, not the day the party received the order. If a party does not file a petition for judicial review within the 60-day time period, then the party will lose the right to appeal this order. If a party appeals the order, the party should also send a copy of the petition to the Insurance Division by delivering it to the Labor and Industries Building, 350 Winter Street NE, Room 440 (4th Floor), Salem, Oregon; or mailing it to PO Box 14480, Salem, OR 97309-0405, or faxing it to 503-378-4351; or e-mailing it to mitchel.d.curzon@state.or.us.

Dated February 27, 2004

/s/ Cory Streisinger
Cory Streisinger
Director
Department of Consumer and Business Services

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