

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

In the Matter of **John F. Sargeant.**

) **STIPULATION** and  
) **FINAL ORDER**  
) Case No. INS 03-11-022

**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 John F. Sargeant (Sargeant).

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

Sargeant acknowledges that he received the notice of proposed action dated 12/12/03, but and waives any objections relative to such notice. Sargeant acknowledges that he did not request a hearing, but waives the right to request a hearing, and to be represented by an attorney at the hearing. Sargeant also waives the right to receive a notice of rights and procedures in contested cases, receive a proposed order, file exceptions to the proposed order, and have the final order judicially reviewed.

Short Name stipulates to the following facts, conclusions, and action; and consents to issuance of a final order incorporating this stipulation.

**Facts and Conclusions**

Licensing Information

Sargeant has been licensed in Oregon as a nonresident insurance agent since 10/11/02. Sargeant's current license number is 182176. Sargeant's last recorded residence and business addresses are located in Glendale, California.

Made False Statement on Insurance License Application

Sargeant violated ORS 744.074(1)(a) by engaging in the following conduct. ORS 744.074(1)(a) permits the director to take any authorized action against a person if the person provided to the director incorrect, misleading, incomplete or

materially untrue information on an Oregon insurance agent license application. On 10/07/02, the Insurance Division received from Sargeant an Oregon nonresident insurance agent license application dated 10/01/02. On the application, Sargeant answered "No" to question 11 which asked "Have you ever had a fine applied against your license, agency permit, certificate, approval, registration, or similar form of permission?" Sargeant's answer was false and he knew that it was false because on 7/20/00, the insurance regulator for the State of Montana issued an order, number 2000-1, assessing Sargeant a fine of \$7,000.00. The insurance regulator took the action because Sargeant transacted surplus lines insurance when he was not authorized to do so.

**Action**

As consideration for and in lieu of the director not taking any enforcement action against Sargeant, Sargeant hereby surrenders his Oregon nonresident insurance agent license on the date of this stipulation, and shall not apply for any license authorized by ORS Chapter 744.

Dated January 9, 2004

/s/ John F. Sargeant  
John F. Sargeant

**FINAL ORDER**

The director incorporates herein the above stipulation, and adopts it as the director's final decision in this proceeding.

Dated February 26, 2004

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

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