



### Made False Statement on Insurance License Application

Griffith violated ORS 744.074(1)(a) in one instance 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 6/3/02, the Insurance Division received from Griffith an Oregon nonresident insurance agent license application dated 4/2/02. On the application, Griffith answered "No" to question 13 which asked "Are you currently under indictment for, or have you been convicted of, any misdemeanor or felony?" Griffith's answer was false and she knew that it was false because on 3/4/85 Griffith was convicted, based on a plea of guilty, by the Court of Common Pleas, Cuyahoga County, Ohio, of the crime of grand theft.

### Enforcement Action by Other State Insurance Regulator

Griffith is subject to enforcement action pursuant to ORS 744.074(1)(i) in two instances because of the following circumstances. ORS 744.074(1)(i) permits the director to take any authorized enforcement action against a person licensed in Oregon as an insurance agent if another state insurance regulator cancels, revokes, suspends, refuses to issue or refuses to renew the person's license in that state as an insurance agent, adjuster or consultant.

1. On 7/7/03, the insurance regulator for the State of Florida issued an order, number 65892-03-AG, suspending for 60 days Griffith's Florida nonresident insurance agent license. The insurance regulator took the action because Griffith failed to pay a civil penalty which the insurance regulator had assessed Griffith on 3/6/03 and was due by 4/7/03.

2. On 8/18/03, the insurance regulator for the State of South Dakota issued an order, number DCR 03-15, revoking Griffith's South Dakota nonresident insurance agent license. The insurance regulator took the action for two reasons. One reason was Griffith failed to disclose on her South Dakota nonresident insurance agent license application dated 4/2/02 that she had been convicted of the crime described above. The other reason was Griffith failed to notify the insurance regulator for

South Dakota that on 3/6/03 the insurance regulator for Florida had placed Griffith's Florida nonresident insurance agent license on probation for one year and assessed Griffith a civil penalty of \$750.

Failed to Report Enforcement Action by Other State Insurance Regulator

Griffith violated ORS 744.089(1) in three instances 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.

1. On 3/6/03, the insurance regulator for the State of Florida issued an order, number 65892-03-AG, placing Griffith's Florida nonresident insurance agent license on probation for one year, and assessing Griffith a civil penalty of \$750 which was due by 4/7/03. The insurance regulator took the action because Griffith failed to disclose on her Florida nonresident insurance agent license application dated 4/2/02 that she had been convicted of the crime described above. The action was finally disposed of on 3/6/03. Thus, Griffith was required to notify the Insurance Division of the action, and provide a copy of the order, by 4/7/03. Griffith has not notified the Insurance Division of the action or provided a copy of the order.

2. On 7/7/03, the insurance regulator for the State of Florida issued an order, number 65892-03-AG, suspending for 60 days Griffith's Florida nonresident insurance agent license. The action was finally disposed of on 8/6/03. Thus, Griffith was required to notify the Insurance Division of the action, and provide a copy of the order, by 9/5/03. Griffith has not notified the Insurance Division of the action or provided a copy of the order.

3. On 8/18/03, the insurance regulator for the State of South Dakota issued an order, number DCR 03-15, revoking Griffith's South Dakota nonresident insurance agent license. The action was finally disposed of on 9/17/03. Thus, Griffith was required to notify the Insurance Division of the action, and provide a copy of the order, by 10/17/03. Griffith has not notified the Insurance Division of the action or provided a copy of the order.

**Order**

Pursuant to ORS 744.074(1), the Oregon license as an insurance agent issued to Griffith 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 (4<sup>th</sup> 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](mailto:mitchel.d.curzon@state.or.us).

Dated March 22, 2004

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

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