

STATE OF OREGON
DEPARTMENT OF CONSUMER AND BUSINESS SERVICES
INSURANCE DIVISION

In the Matter of **Alison J. Renner** and
A.J. Renner & Associates, Inc.

) **STIPULATION** and
) **FINAL ORDER**
) Case No. INS 04-01-010

STIPULATION

The Director of the Oregon Department of Consumer and Business Services (director) commenced this administrative proceeding, pursuant to Oregon Revised Statutes (ORS) 731.256, to take enforcement action against Alison J. Renner (Renner) and A.J. Renner & Associates, Inc. (Renner & Associates).

Renner and Renner & Associates enter into this stipulation, pursuant to ORS 183.415(5), to conclude this proceeding without further administrative or judicial proceedings.

Renner and Renner & Associates waive 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.

Renner and Renner & Associates stipulate to the following facts, conclusions, and action, and consents to issuance of a final order incorporating this stipulation.

Facts and Conclusions

Licensing Information

Renner has been licensed in Oregon as a nonresident insurance agent since 5/4/99. Renner's current license number is 150278. Renner's last recorded residence and business addresses are located in Chicago, Illinois.

Renner & Associates has been licensed in Oregon as a nonresident insurance agent from 5/4/99 to 12/31/01 and since 1/1/02. Renner & Associates' current license number is 810633. Renner & Associate's last recorded business street address is

located in Chicago, Illinois. Renner is the President of, and an individual licensee employed by or contracted with, Renner & Associates.

Made False Statement on Insurance License Application

Renner violated ORS 744.013(2)(b) (1999) by engaging in the following conduct. Sometime between 3/4/99 and 3/9/99, the Insurance Division received from Renner an application dated 3/4/99 for a license in Oregon as a nonresident insurance agent. On the application, Renner answered “No” to question 12, which asked, “Have you ever had any fine applied against such a license as listed in #11 above?” Renner’s answer was false and she knew that it was false because on 3/6/95 the insurance regulator for the State of Illinois issued an order, unnumbered, assessing Renner and Renner & Associates jointly a civil penalty of \$3,000.00. The insurance regulator took the action because Renner and Renner & Associates each (1) had a fiduciary account that was not properly designated, (2) did not have written authorization from six insurers to deposit the insurers’ insurance premiums into an interest bearing fiduciary account, (3) failed to timely notify the insurance regulator that they had moved to a new location, (4) failed to timely procure a surety bond, (5) failed to timely return premiums to or on behalf of insureds in three instances, one of which was in the amount of \$44,000 and was withheld for a period of about three years.

Failed to Report Enforcement Action by Other State Insurance Regulator

Renner 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 8/13/03, the insurance regulator for the State of Florida issued an order, number 68783-03-AG, issuing to Renner a Florida nonresident insurance agent license but placing such license on probation for one year. The insurance regulator took the action because of Illinois’ action against Renner as described above.. The action was finally disposed of on 8/13/03. Renner was required to notify the Insurance Division of the action, and provide a copy of the order, by 9/12/03.

Renner has not notified the Insurance Division of the action or provided a copy of the order.

Made False Statement on Insurance License Application

Renner & Associates violated ORS 744.013(2)(b) (1999) by engaging in the following conduct. On or about 2/26/99, the Insurance Division received from Renner & Associates an application dated 2/4/99 for a license in Oregon as a nonresident insurance agent. Renner signed the application as an owner and officer of Renner & Associates. On the application, Renner answered “No” to question 1, which asked, “Has the firm or corporate licensee ever had a license of any kind suspended, revoked, refused, or otherwise withheld, or any fine or other action taken against such license?” Renner’s answer was false and she knew that it was false because on 3/6/95 the insurance regulator for the State of Illinois issued an order, unnumbered, assessing Renner and Renner & Associates jointly a civil penalty of \$3,000.00 as described above.

Agency Subject to Enforcement Action for Violations by Agent

Renner & Associates is subject to enforcement action pursuant to ORS 744.013(3) (1999) because Renner violated ORS 744.013(2)(b) (1999); and Renner is an owner and officer of, and a licensed agent employed by or contracted with, Renner & Associates. Renner & Associates is subject to enforcement action pursuant to ORS 744.074(3) because Renner violated ORS 744.089(1); such violation was known or should have been known by one or more of the partners, officers or managers acting on behalf of Renner & Associates; and such violation was either or both not reported to the director or corrective action was not taken by Renner & Associates.

Action

Renner and Renner & Associates surrender their Oregon nonresident insurance agent licenses effective on the date of this stipulation, and shall not apply for any license authorized by ORS Chapter 744, as consideration for the director not taking any enforcement action against Renner and Renner & Associates.

Dated March 18, 2004

/s/ Alison J. Renner
Alison J. Renner

Dated March 18, 2004

/s/ Alison J. Renner
Alison J. Renner
President
A.J. Renner & Associates, Inc.

FINAL ORDER

The director incorporates herein the above stipulation, and adopts it as the director's final decision in this proceeding, and orders that no enforcement action shall be taken against Renner and Renner & Associates.

Dated April 30, 2004

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

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