

STATE OF OREGON
DEPARTMENT OF CONSUMER AND BUSINESS SERVICES
INSURANCE DIVISION

In the Matter of **Matthew J. Morgan**) **STIPULATION** and
) **FINAL ORDER**
) Case No. INS 05-04-002

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 Matthew J. Morgan (Morgan).

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

Morgan waives all rights relative to an administrative hearing and judicial review thereof.

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

Facts and Conclusions

Licensing Information

Morgan has been licensed in Oregon as a nonresident individual insurance producer since 3/26/04. Morgan's last recorded residence address is located in Houston, Texas.

Failed to Timely Respond to Director's Inquiry

Morgan violated ORS 731.296 in one instance by engaging in the following conduct. ORS 731.296 requires a person licensed in Oregon as an insurance producer to promptly and truthfully respond to inquiries from the director. On 12/7/04, the Insurance Division faxed and mailed a letter to Morgan. The letter requested Morgan to provide to the Insurance Division by 12/31/04 certain information relating to insurance applications that he, on behalf of his agency, 5813 Group, Ltd. dba Anexus Insurance Services, had solicited from Oregon residents in 2004. Morgan had previously told the Insurance Division that he had solicited three to five applications

from Oregon residents. According to Insurance Division records, although Morgan was licensed in Oregon since 3/26/04, his agency had never been licensed in Oregon. On 12/17/04, Morgan called the Insurance Division and requested additional time to respond to the 12/7/04 letter. The Insurance Division granted the request and extended the due date to 1/3/05. On 2/3/05, when Morgan did not respond by the extended due date, the Insurance Division again faxed and mailed a follow up letter to Morgan. On 4/27/05, after not receiving any response from Morgan, the Insurance Division issued a notice of proposed action proposing to revoke Morgan's Oregon license for failing to respond. On 5/17/05, Morgan called the Insurance Division saying that he had moved and just received the forwarded notice. On 5/18/05, Morgan told the Insurance Division that he would provide the information by 5/23/05. On 5/23/05, the Insurance Division received from Morgan an e-mail providing the requested information. Thus, Morgan responded to the Insurance Division 140 days late.

Action

As consideration for the director not taking any enforcement action in this proceeding, Morgan surrenders his Oregon nonresident individual insurance producer license effective on the date of this stipulation, and shall never apply for any license authorized by ORS Chapter 744.

Dated May 25, 2005

/s/ Matthew J. Morgan
Matthew J. Morgan

FINAL ORDER

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

Dated June 6, 2005

/s/ Joel Ario
Joel Ario
Administrator
Insurance Division
Department of Consumer and Business Services