

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

In the Matter of **Paul J. French**) **STIPULATION** and
) **FINAL ORDER**
) Case No. INS 05-05-001

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 Paul J. French (French).

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

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

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

Facts and Conclusions

Licensing Information

French has been licensed in Oregon as a resident individual insurance producer since 1/29/91. French's last recorded residence and business address is located in Bend, Oregon.

Failed to Report Criminal Action

French violated ORS 744.089(2) in one instance by engaging in the following conduct. ORS 744.089(2) requires a person licensed in Oregon as an insurance producer to notify the Insurance Division of any criminal prosecution of the person; and provide a copy of the initial complaint, order resulting from the hearing and any other relevant legal documents, within 30 days of the pretrial hearing. On 12/31/03, French was indicted by a grand jury convened by the Circuit Court, Deschutes County, State of Oregon, in the criminal case entitled *State of Oregon vs.*

Paul James French, case number 03FE1717MA, for committing six counts of Theft I, a misdemeanor, pursuant to ORS 161.705(1). French allegedly committed the crimes by, sometime between 1/1/01 and 5/31/01, in Deschutes County, taking property valued at over a total of \$14,000 from six different persons, with the intent to deprive the owners of their property. On 2/5/04, French appeared in court for arraignment. Thus, French was required to notify the Insurance Division of the criminal action, and provide a copy of the specified documents, by 3/8/04. French did not notify the Insurance Division of the action or provided a copy of the specified documents.

Convicted of Crime

French is subject to enforcement action pursuant to ORS 744.074(1)(f) in one instance because of the following circumstances. ORS 744.074(1)(f) subjects a person to enforcement action when the person is convicted of, *inter alia*, a felony, or a misdemeanor involving dishonesty or breach of trust. On 3/31/05, French was convicted, based on an Alford plea, in the criminal case described above, of only one count of Theft I, a misdemeanor, pursuant to ORS 161.705(1). The other five counts were dismissed. French was placed on probation for 24 months and ordered to pay in restitution a total of \$14,977.50 to a total of eight persons.

Action

As consideration for the director not taking any enforcement action in this proceeding, French surrenders his Oregon resident 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 4, 2005

/s/ Paul J. French
Paul J. French

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FINAL ORDER

The director incorporates herein and adopts the above stipulation as the director's final decision in this proceeding, and orders that the action stated therein be taken.

Dated May 20, 2005

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

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