

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

In the Matter of **Gregory A. Moore**

) **FINAL ORDER**
) Case No. INS 05-08-005

History of the Proceeding

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 Gregory A. Moore (Moore).

On 8/26/05, the director issued a notice of proposed action notifying the party that the director proposed to take enforcement action against the party and that the party was entitled to a hearing, pursuant to ORS 183.415.

The director did not receive a request for a hearing. The director did not hold a hearing because the director determined that the record of the proceeding proved a *prima facie* case and no further evidence was needed.

The director now makes the following final decision in this proceeding.

Findings of Fact and Conclusions of Law

Licensing Information

Moore has been licensed in Oregon as a resident individual insurance producer since 6/28/04. Moore's last recorded residence and business address is located in Portland, Oregon.

Failed to Respond to Director's Inquiry

Moore 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 12/20/04, the Insurance Division received a complaint from Mark Fuhs of Tigard, Oregon that on 9/29/04 Fuhs completed an application for insurance to be provided by Mega Life and Health Insurance Company and gave the application and the annual premium payment to Moore. However, Moore allegedly failed to send the

application and premium to the insurer, and Moore did not return Fuhs' telephone calls. On 12/22/04, the Insurance Division mailed by regular mail a letter to Moore at his last recorded residence and business address of 8150 SW Barnes Road Apartment K207, Portland, OR 97225-7718. The letter requested Moore to respond to the allegations in the complaint by 1/12/05. Moore did not respond. On 6/27/05, the Insurance Division mailed by certified mail a letter to Moore at the same address. The letter requested Moore to provide certain information about the complaint, as well as his current residence and business addresses and telephone numbers, to the Insurance Division by 7/15/05. On or about 7/18/05, the Insurance Division received the letter dated 6/27/05 unopened marked "return to sender- unclaimed- unable to forward." The Insurance Division has not received any response from Moore.

Order

Pursuant to ORS 744.074(1), Moore's Oregon resident individual producer license is revoked on the date of this order.

Notice of Right to Judicial Review

The party may be entitled to have the final order reviewed by the Oregon Court of Appeals pursuant to ORS 183.480 and 183.482. A party may institute a proceeding for judicial review by filing with the court a petition for judicial review 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 files a petition, the party is requested to also send a copy of the petition to the Insurance Division.

Dated October 3, 2005

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