

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

In the Matter of **Karin D. Holpuch**

) **STIPULATION** and
) **FINAL ORDER**
) Case No. INS 06-11-003

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 Karin D. Holpuch (Holpuch).

Holpuch desires to conclude this proceeding without a hearing by entering into this stipulation pursuant to ORS 183.415(5).

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

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

Facts and Conclusions

Licensing Information

Holpuch has been licensed in Oregon as a resident individual insurance producer from 3/29/01 to 3/31/03, from 4/28/03 to 3/31/05, and since 4/13/05. Holpuch's last recorded residence and business address is located in Hermiston, Oregon.

Failed to Respond to Director's Inquiry

Holpuch is subject to enforcement action pursuant to ORS 731.296 because of the following circumstances. ORS 744.074(1)(b) permits the director to take any authorized enforcement action against a person who has applied for a license or is licensed in Oregon as an insurance producer if the person violated any insurance statute; or any rule, order or subpoena of the director or the insurance regulator of another state. ORS 731.296 requires a person who is licensed in Oregon in any capacity under the Insurance Code to promptly and truthfully respond to an inquiry from the director. On 1/18/06, the Insurance Division received from American

Family Life Assurance Company of Columbus (AFLAC) a letter dated 1/9/06 saying that AFLAC had terminated Holpuch on 1/3/06 because AFLAC conducted an investigation of Holpuch and found that Holpuch accepted an application for insurance over the telephone, did not ask underwriting questions, and forged the signature of the applicant. On 8/10/06, the Insurance Division sent by certified mail a letter to Holpuch at her last recorded residence and business mailing address of 1045 Juanita Avenue, Hermiston, OR 97838-9622. The letter requested Holpuch to provide to the Insurance Division by 8/31/06 certain information about AFLAC's allegations. On or about 9/4/06, the Insurance Division received from the US Postal Service the letter marked unclaimed. The Insurance Division did not receive any response to the letter from Holpuch.

Action

As consideration for the director not further investigating or taking enforcement action against Holpuch, Holpuch surrenders her Oregon resident insurance producer license effective on the date of this stipulation; and agrees to never apply for or renew any license authorized by ORS Chapter 744, or have any equity interest in, be an officer or director of, or be employed by or contracted with, any person that is issued any license authorized by ORS Chapter 744.

Dated January 6, 2007

/s/ Karin D. Holpuch
Karin D. Holpuch

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.

Dated February 15, 2007

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