

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

In the Matter of **Rupa H. Mehta**

) **STIPULATION** and  
) **FINAL ORDER**  
) Case No. INS 12-04-002

**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 Rupa H. Mehta (Mehta).

Mehta desires to conclude this proceeding without a hearing by entering into this stipulation pursuant to ORS 183.417(3).

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

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

**Facts and Conclusions**

Licensing Information

Mehta has been licensed in Oregon as a non resident individual insurance producer since 8/6/08. Mehta's license is scheduled to expire on 10/31/12. Mehta's license number is 736486 and NAIC national producer number is 7561969. Mehta's last recorded residence address is 5423 Twin Creeks Drive, Valrico, FL 33594-8283; and telephone number is 813-657-5357.

Administrative Action by Other State Insurance Regulator

Mehta is subject to enforcement action pursuant to ORS 744.074(1)(i) because of the following circumstances.

ORS 744.074(1)(i) 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 another state insurance regulator canceled, revoked, suspended, or refused to renew, the person's license in that state as an insurance producer, adjuster or consultant.

On 4/29/11, the insurance regulator for the State of Florida issued an order, number 106074-09-AG, suspending effective 4/29/11 Mehta's Florida resident insurance producer license for 90 days pursuant to Florida Statutes §626.641(1), and assessing Mehta a civil penalty of \$25,000 pursuant to Florida Statutes §626.681(1). The action was based on a stipulation dated 5/31/11 signed by Mehta consenting to the action but not admitting to the allegations. The insurance regulator took the action because Mehta violated an unspecified law by "paying the premiums on three life insurance policies she sold."

On 7/8/11, the insurance regulator for the State of South Carolina issued an order, number 11-3064, suspending effective 7/8/11 Mehta's South Carolina nonresident insurance producer license until Mehta is in compliance and in good standing as a resident insurance producer in Florida, pursuant to South Carolina Code of Laws pursuant to §38-2-10(2). The insurance regulator took the action because Mehta violated South Carolina Code of Laws §38-43-70(A) by no longer being in good standing as a resident insurance producer in Florida.

On 8/29/11, the insurance regulator for the State of Maine issued an order, number INS 11-206, suspending effective 8/29/11 Mehta's Maine nonresident insurance producer license until Mehta is in compliance and in good standing as a resident insurance producer in Florida, pursuant to Maine Revised Statutes Title 24-A §1420-K(1). The insurance regulator took the action because Mehta violated (1) Maine Revised Statutes Title 24-A §1420-G(1)(A) by no longer being in good standing as a resident insurance producer in Florida; and (2) Maine Revised Statutes Title 24-A §1420-K(1)(I) by having her Florida resident insurance producer license suspended.

On 10/25/11, the insurance regulator for the State of Kansas issued an order, number 4372-SO, revoking effective 11/14/11 Mehta's Kansas nonresident insurance producer license, pursuant to Kansas Statutes Annotated §40-4909(a). The insurance regulator took the action because Mehta violated (1) Kansas Administrative Regulations §40-7-9(1) by failing to report to the regulator Florida's and Maine's actions, (2) Kansas Statutes Annotated §40-4909(a)(8) by using a fraudulent coercive or dishonest practice in the conduct of business, and (3) Kansas Statutes Annotated §40-4909(a)(15) by rebating the whole or some party of insurance premium.

### Failed to Report Administrative Action by Other State Insurance Regulator

Mehta is subject to enforcement action pursuant to ORS 744.089(1) because of the following circumstances.

ORS 744.089(1) requires a person who is licensed in Oregon as an insurance producer to notify the director of any administrative action taken against the person by another state insurance regulator and provide a copy of the order within 30 days of the final disposition of the action.

On 7/8/11, the insurance regulator for the State of South Carolina issued an order, number 11-3064, suspending effective 7/8/11 Mehta's South Carolina nonresident insurance producer license. Mehta was entitled to request a hearing by on or about 8/8/11 pursuant to South Carolina Code of Laws §1-23-320(A). Mehta did not request a hearing. Mehta was not entitled to request judicial review of the order pursuant to South Carolina Code of Laws §1-23-380. Thus, the action was finally disposed of on or about 8/8/11. Mehta was required to notify the director of the action and provide a copy of the order by on or about 9/7/11.

On 8/29/11, the insurance regulator for the State of Maine issued an order, number INS 11-206, suspending effective 8/29/11 Mehta's Maine nonresident insurance producer license. Mehta was entitled to request a hearing by on or about 10/3/11 pursuant to Maine Revised Statutes Title 24-A §§229(3). Mehta did not request a hearing. Mehta was entitled to request judicial review of the order by on or about 11/7/11 pursuant to Maine Revised Statutes Title 24-A §236(3). Mehta did not request judicial review of the order. Thus, the action was finally disposed of on or about 11/7/11. Mehta was required to notify the director of the action and provide a copy of the order by on or about 12/7/11.

On 10/25/11, the insurance regulator for the State of Kansas issued an order, number 4372-SO, revoking effective 11/14/11 Mehta's Kansas nonresident insurance producer license. Mehta was entitled to request a hearing by on or about 11/14/11 pursuant to Kansas Statutes Annotated §§77-531, 77-537, and 77-542. Mehta did not request a hearing. Mehta was entitled to request judicial review of the order by on or about 11/28/11 pursuant to Kansas Statutes Annotated §77-613(b). Mehta did not

request judicial review of the order. Thus, the action was finally disposed of on or about 11/28/11. Mehta was required to notify the director of the action and provide a copy of the order by on or about 12/28/11.

Mehta has not notified the director of the above actions or provided a copy of the orders.

On 3/26/12, in response to a letter dated 1/17/12 from the director, Mehta said in part "I have no information relating to the administrative actions by [Kansas, Maine, and South Carolina]. I have no documents in my possession supporting the initiations of these actions or their outcomes."

### **Action**

As consideration for the director not continuing to investigate or taking enforcement action against Mehta, Mehta surrenders her Oregon nonresident individual insurance producer license effective on the date of this stipulation, and agrees to never apply for any license authorized by ORS Chapter 744.

Dated May 10, 2012

/s/ Rupa H. Mehta  
Rupa H. Mehta

### **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 May 30, 2012

/s/ Louis Savage  
Louis Savage  
Acting Administrator  
Insurance Division  
Department of Consumer and Business Services

//  
//  
//