

STATE OF OREGON
DEPARTMENT OF CONSUMER AND BUSINESS SERVICES
INSURANCE DIVISION

In the Matter of Lyman J. Bruhn

) FINAL ORDER
) Case No. INS 14-01-009

History of the Proceeding

The Director of the Oregon Department of Consumer and Business Services (director), by and through the Insurance Division, commenced this administrative proceeding, pursuant to Oregon Revised Statutes (ORS) 731.256, to take enforcement action against Lyman J. Bruhn (Bruhn).

On 2/13/14, the director issued a notice of proposed action informing the party that the director proposed to revoke Bruhn's expired¹ Oregon nonresident individual insurance producer license pursuant to ORS 744.074. The notice also informed the party that the party was entitled to a hearing pursuant to ORS 183.415, and if the party wanted a hearing then the party had to send to the director a written request for a hearing so that the director received it by 3/6/14. The notice further informed the party that if a hearing was not conducted because the party did not timely request a hearing or otherwise defaulted then the designated portion of the Insurance Division's file and all materials submitted by the party in this case would automatically become part of the contested case record for the purpose of proving a *prima facie* case.

The director did not receive from the party a request for a hearing and did not conduct a hearing.

The director finds that the record of this proceeding proves a *prima facie* case.

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

¹ ORS 744.011 permits the director to investigate and take certain enforcement action against a person who was licensed under ORS Chapter 744 but is no longer licensed because the license expired or was surrendered.

Findings of Fact and Conclusions of Law

Licensing Information

Bruhn was licensed in Oregon as a nonresident individual insurance producer from 2/2/11 to 5/31/13. On 5/31/13, Bruhn's license expired. Bruhn's NAIC national producer number is 6264646. Bruhn's last recorded residence and business address is 6018 SE Riverside Drive, Vancouver, WA 98661-7153; residence telephone number is 360-718-8353; business telephone number is 503-309-6106; and e-mail address is ljbruhn@aol.com.

Failed to Report Administrative Action by Other Government Agency

Bruhn is subject to enforcement action pursuant to ORS 744.074(1)(b) for violating ORS 744.089(1) 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 violates any insurance law, or violates any rule, subpoena, or order of the director or of the insurance regulator of another state or Mexico or Canada. 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 or federal governmental agency, and provide a copy of the order, within 30 days of the final disposition of the action.

On 10/23/12, the federal Securities and Exchange Commission (SEC) issued an order, number 3-15074, consented to by Bruhn, barring Bruhn from association with any investment adviser, broker, dealer, municipal securities dealer, municipal advisor, transfer agent, or nationally recognized statistical rating organization. Bruhn was required to notify the director of the action by 11/22/12. Bruhn has not notified the director.

On 4/19/13, the Washington Department of Financial Institutions, Securities Division, issued an order, number S-11-0662-13-FO01, by default, ordering Bruhn to cease and desist from selling securities in Washington as well as from violating certain state securities laws, denying any future registrations as an investment advisor representative and securities salesperson, assessing a civil penalty of

\$25,000, and assessing investigative costs of at least \$5,000. Bruhn was required to notify the director of the action by 5/20/13. Bruhn has not notified the director.

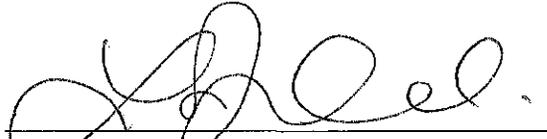
Order

Pursuant to ORS 744.074(1), Bruhn's expired Oregon nonresident individual insurance producer license is revoked on the date of this order.

Notice of Right to Judicial Review

A party has the right to judicial review of this order pursuant to ORS 183.480 and ORS 183.482. A party may request judicial review by sending a petition for judicial review to the Oregon Court of Appeals. The court must receive the petition 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 date the party received the order. If the order was mailed to a party, then the date of service is the date the order was mailed to the party, not the date 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 by delivering it to the Labor and Industries Building, 350 Winter Street NE Room 300, Salem, Oregon 97301-3880; or mailing it to PO Box 14480, Salem, OR 97309-0405; or faxing it to 503-378-4351; or e-mailing it to mitchel.d.curzon@state.or.us.

Dated MAR 11 2014



Laura N. Cali, FCAS, MAAA
Insurance Commissioner and Chief Actuary

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DEPARTMENT OF CONSUMER AND BUSINESS SERVICES
INSURANCE DIVISION**

In the Matter of **Lyman J. Bruhn**

) **CERTIFICATE of**
) **SERVICE of**
) **NOTICE of**
) **FINAL ORDER**
) Case No. INS 14-01-009

I certify that I sent the final order to the following person(s) on the date and by the means indicated below:

Lyman J. Bruhn
6018 SE Riverside Drive
Vancouver, WA 98661-7153

✓ US First Class Mail

Dated **MAR 11 2014**


Mitchel D. Curzon
Chief Enforcement Officer

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