

national producer number is 16343302. Anderson's last recorded residence address is 21635 SW Cedar Brook Way Apartment 148 Sherwood, OR 97140-5207; and telephone number is 503-707-0102. Anderson's last recorded business address is American Family Life Assurance Company of Columbus (AFLAC), 1932 Wynnton Road, Columbus, GA 31999-0002; and telephone number is 503-707-0102; and e-mail address is josh_w_anderson@yahoo.com. However, the director has reason to believe that Anderson's current residence address is 1757 Monroe Street North Bend, OR 97459-3552. Also, the director has reason to believe that Anderson's principle place of business was never at 1932 Wynnton Road, Columbus, GA 31999-0002 because AFLAC's corporate headquarters is at 1932 Wynnton Road, Columbus, GA 31999-0002, but Anderson lived in Oregon, and when AFLAC terminated Anderson on 8/1/12, AFLAC mailed the termination letter dated 8/1/12 to Anderson at 21635 SW Cedar Brook Way Apartment 148 Sherwood, OR 97140-5207.

Failed to Report Criminal Prosecution

Anderson is subject to enforcement action pursuant to ORS 744.074(1)(b) for violating ORS 744.089(2). 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(2) requires a person who is licensed in Oregon as an insurance producer to notify the director 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 after the pretrial hearing. On 7/10/12, in the Circuit Court for the State of Oregon for Washington County, in the criminal case *State of Oregon v. Joshua Wayne Anderson*, case number C121505CR, Anderson was charged with committing one count of the crime of aggravated identity theft, a felony, pursuant to ORS 165.803; one count of the crime of theft in the first degree, a felony, pursuant to ORS 164.055; and one count of the crime of unlawful use

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.

of a computer, a felony, pursuant to ORS 164.377. Anderson allegedly committed the crime of aggravated identity theft by “on or about April 16, 2012, in Washington County, Oregon, did unlawfully with intent to deceive and defraud, create, possess, transfer or utter personal identification of [a particular person], and defendant had in defendant’s custody or control 10 or more pieces of personal identification from 10 or more different persons.” Anderson allegedly committed the crime of theft in the first degree by “on or about April 16, 2012, in Washington County, Oregon, did unlawfully and knowingly commit theft of U.S. Currency, of the value of one thousand dollars or more, the property of AFLAC.” Anderson allegedly committed the crime of unlawful use of a computer by “on or about April 16, 2012, in Washington County, Oregon, did unlawfully and knowingly access a computer system for the purpose of executing a scheme or artifice to defraud.” On 7/11/12, Anderson appeared before the court to respond to the charges. Anderson initially pled not guilty to committing all three of the crimes, but later changed his plea to guilty to committing the crimes of theft and unlawful use of a computer. Anderson was required to notify the director of the criminal prosecution, and provide a copy of the specified documents, by 8/10/12. Anderson has not notified the director of the action or provided a copy of the specified documents.

Convicted of Crime and

Convicted of Felony Involving Dishonesty or Breach of Trust

Anderson is subject to enforcement action pursuant to ORS 744.074(1)(f) and ORS 731.428(4). ORS 744.074(1)(f) 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 was convicted of a misdemeanor involving dishonesty or breach of trust, a felony, or an offense punishable by death or imprisonment under the laws of the United States. ORS 731.428(4) requires the director to revoke, suspend, or refuse to renew, the Oregon insurance producer license issued to a person who was convicted of, among other things, a felony involving dishonesty or a breach of trust. OAR 836-071-0321(1) defines a felony involving dishonesty as “includ[ing] but not limited to any offense constituting or involving theft, burglary, perjury, bribery, forgery, counterfeiting, a false or misleading oral or written

statement, deception, fraud, a scheme or artifice to deceive or defraud, a material misrepresentation or the failure to disclose material facts.” On 10/4/12, in the Circuit Court for the State of Oregon for Washington County, in the criminal case *State of Oregon v. Joshua Wayne Anderson*, case number C121505CR, Anderson was convicted of one count of the crime of theft in the first degree, a felony, pursuant to ORS 164.055; and one count of the crime of unlawful use of a computer, a felony, pursuant to ORS 164.377. The charge that Anderson committed one count of the crime of aggravated identity theft, a felony, pursuant to ORS 165.803, was dismissed. Anderson was, *inter alia*, placed on probation for five years and ordered to pay restitution of \$11,303.66 to AFLAC.

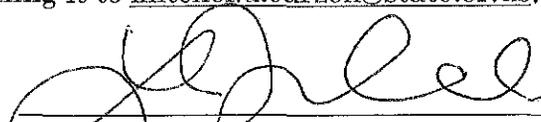
Order

Pursuant to ORS 731.428(4) and ORS 744.074(1), Anderson’s expired Oregon resident 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 MAY 08 2014



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

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

In the Matter of **Joshua W Anderson**

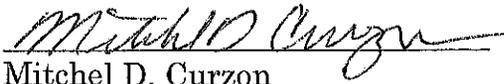
) **CERTIFICATE of**
) **SERVICE of**
) **FINAL ORDER**
) Case No. INS 14-03-016

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

Joshua W Anderson
1757 Monroe Street
North Bend, OR 97459-3552

✓ US First Class Mail

Dated MAY 08 2014


Mitchel D. Curzon
Chief Enforcement Officer

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