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3 STATE OF OREGON  
4 DEPARTMENT OF CONSUMER AND BUSINESS SERVICES  
5 DIVISION OF FINANCIAL REGULATION

6 In the Matter of:

Case No. INS-16-0020

7 FREDERICK ALLEN BIEBER,

8 Applicant.

9 ORDER TO CEASE AND DESIST,  
10 FINAL ORDER ASSESSING CIVIL  
11 PENALTY AND CONSENT TO  
12 ENTRY OF ORDER

13 The Director of the Department of Consumer and Business Services for the State  
14 of Oregon (“Director”), acting in accordance with ORS chapters 731, 732, 733, 734, 735,  
15 737, 742, 743, 743A, 744, 746, 748 and 750 (“Insurance Code”) and specifically ORS  
16 744.074, has conducted an investigation into Frederick Bieber (“Bieber”) as related to his  
17 Non-Resident Insurance License.

18 Bieber wishes to resolve and settle this matter with the Director.

19 Now, therefore, as evidenced by the signature(s) subscribed on this Order, Bieber  
20 hereby CONSENTS to entry of this Order.

21 FINDINGS OF FACT

22 The Director FINDS that:

- 23 1. Bieber has an Oregon Non-Resident Insurance License (“License”).  
24 2. The Washington Department of Financial Institutions, Securities Division

25 found that Bieber failed to disclose loans a customer made to his family members,  
26 arranged loans for and between customers, entered into a personal financial transaction  
with a customer and failed to disclose outside business activities to his firm. According  
to Washington DFI, these actions were in violation of FINRA Rule 2010, Rule 3270 and  
WAC 460-22B-090(19). The state imposed a \$20,000 fine, reimbursement of \$5,000

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1 investigation costs, and future denial of all securities registration applications. The Final  
2 Order was issued on March 10, 2014.

3 3. Bieber did not notify the Division of the action until June 10, 2014, after he  
4 had been contacted by the Division regarding the Final Order on May 27, 2014. Failure  
5 to timely notify is a violation of ORS 744.089(1), which requires insurance producers to  
6 report any administrative action taken against them “not later than the 30<sup>th</sup> day after the  
7 date of the final disposition of the matter.”

### 8 CONCLUSIONS OF LAW

9 The Director CONCLUDES that:

10 4. Bieber had an obligation under ORS 744.089(1) to inform the Division of the  
11 Final Order issued by the Washington Department of Financial Institutions, Securities  
12 Division within 30 days.

13 5. Bieber did not inform the Division of the Final Order until the Division  
14 requested information from him regarding the order on May 27, 2014.

15 6. Under ORS 744.074(1)(b), the Director may place a licensee on probation or  
16 suspend, revoke or refuse to issue or renew an insurance producer license and may take  
17 other actions authorized by the Insurance Code for anyone violating any insurance laws,  
18 or violating any rule.

19 7. Under ORS 731.988(1) the Director may impose a civil penalty upon any  
20 individual who violates a provision of the Insurance Code.

### 21 ORDERS

22 Now therefore, the Director issues the following Orders:

23 8. As authorized by ORS 731.252(1), the Director Orders Bieber to CEASE  
24 AND DESIST from violating any provision of the Oregon Insurance Code or the  
25 administrative rules promulgated thereunder.  
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1           9. Based upon the foregoing and in accordance with ORS 731.988(1), the  
2 Director ORDERS a CIVIL PENALTY of \$1000 for failing to disclose the Washington  
3 Securities Division Final Order to the Division within 30 days.

4           10. The Director agrees to SUSPEND the collection of \$500 of the \$1000 CIVIL  
5 PENALTY assessed herein, upon the condition that Bieber complies with all terms and  
6 conditions set out in this Order and commits no new violations of the Oregon Insurance  
7 Law or any administrative rules adopted thereunder.

8           11. If Bieber complies with all of the terms and conditions set out in this Order  
9 and commits no violations of the Oregon Insurance Law during the three (3) year period  
10 from the date of issuance of this Order, the Director hereby agrees to WAIVE the \$500  
11 suspended CIVIL PENALTY.

12           12. The Director reserves the right to immediately assess and collect the \$500  
13 suspended CIVIL PENALTY upon a determination that Bieber has violated any term of  
14 this Order.

15           13. The remaining portion of the CIVIL PENALTY assessed against Bieber in the  
16 amount of \$500 (five hundred dollars) is due and payable to the Department of Consumer  
17 and Business Services at the time this Order is returned to the Division.

18           14. This ORDER is a Final Order under ORS 183.310(6)(b). Subject to that  
19 provision, the entry of this Order does not limit other remedies that may be available to  
20 the Director under Oregon law.

21           SO ORDERED this 24 day of February, 2016.

22                           PATRICK M. ALLEN, Director  
23                           Department of Consumer and Business Services

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25                           /s/ Laura N. Cali  
26                           Laura N. Cali, Insurance Commissioner  
                              Administrator, Division of Financial Regulation

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CONSENT TO ENTRY OF ORDER

I, Frederick Allan Bieber, state that I have read the foregoing Order and that I know and fully understand the contents hereof; that the factual allegations stated herein are true and correct; that I have been advised of my right to a hearing, and that I have been advised of my right to be represented by counsel in this matter; that I voluntarily consent to the entry of this Order without any force or duress, expressly waiving any right to a hearing in this matter, as well as any rights to administrative or judicial review of this order; that I understand that the Director reserves the right to take further actions against me to enforce this Order or to take appropriate action upon discovery of other violations of the Oregon Insurance Code by me; and that I will fully comply with the terms and conditions stated herein.

I understand that this Order is a public document.

/s/ Frederick Allan Bieber

Signature

State of Washington

County of Clark

Signed or attested before me on this 18<sup>th</sup> day of February, 2016

by Fred Bieber

/s/ Kelly A Smith

Notary Public

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