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

4 In the Matter of: Case No. INS-16-0069
5 KATHLEEN ROHM, FINAL ORDER
6 Applicant.

7
8 On March 10, 2016, the Director of the Department of Consumer and Business
9 Services (“Director”), by and through the Division of Financial Regulation, formerly
10 known as the Insurance Division (“Division”), properly served notice (“Notice”) on
11 Kathleen Rohm (“Applicant”) that the Director intended to issue an order denying
12 Applicant’s application for a resident insurance producer license.

13 The Notice offered Applicant an opportunity for a hearing if requested within 60
14 days of service of the Notice. The Notice further informed Applicant that if a hearing
15 was not conducted because Applicant did not timely request a hearing or otherwise
16 defaulted, then the designated portion of the Division’s file and all materials submitted by
17 Applicant in this case would automatically become part of the contested case record for
18 the purpose of proving a prima facie case.

19 The Director did not receive from Applicant a request for a hearing and did not
20 conduct a hearing.

21 The Director finds that the record of this proceeding proves a prima facie case.

22 NOW THEREFORE, after considering the relevant portions of the Division’s file
23 relating to this matter, the Director finds and orders as follows.

24 FINDINGS OF FACT

25 The Director FINDS that:

- 26 1. Applicant applied for an Oregon resident insurance producer license on or

Division of Financial Regulation
Labor and Industries Building
350 Winter Street NE, Suite 410
Salem, OR 97301-3881
Telephone: (503) 378-4387



1 around November 4, 2015.

2 2. During review of the application, the Division learned that Applicant has been
3 convicted of two misdemeanors involving theft and one felony involving theft. On
4 August 16, 2012, Applicant was convicted in Washington County Circuit Court, Case
5 No. D123351M, of misdemeanor second degree theft. On June 12, 2015, Applicant was
6 convicted in Clackamas County Circuit Court, Case No. CR1511063, of misdemeanor
7 third degree theft. On November 30, 2015, Applicant was convicted in Washington
8 County Circuit Court, Case No. C152410CR, of felony first degree theft.

9 3. On March 10, 2016, the Division properly served notice on Applicant that the
10 Director intended to deny Applicant's application for a resident insurance producer
11 license. Applicant had 60 days to timely request a hearing. The Division did not receive
12 a request for hearing from Applicant.

13 CONCLUSIONS OF LAW

14 The Director CONCLUDES that:

15 4. Under ORS 744.074(1)(f), the Director may refuse to issue an insurance
16 producer license and may take other actions authorized by the Insurance Code in lieu
17 thereof or in addition thereto, if an applicant has been convicted of a felony or of a
18 misdemeanor involving dishonesty or breach of trust.

19 5. Applicant has been convicted of one felony and two misdemeanors involving
20 dishonesty or breach of trust.

21 ORDERS

22 Now, therefore, the Director issues the following Orders:

23 6. As authorized by ORS 731.252(1), the Director ORDERS Applicant to
24 CEASE AND DESIST from violating any provision of the Insurance Code or the
25 administrative rules promulgated thereunder.

26 7. The Director, pursuant to ORS 744.074(1)(f), hereby DENIES Applicant's

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1 application for a resident insurance producer license.

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3 SO ORDERED this 12 day of May, 2016.

4 PATRICK M. ALLEN, Director
5 Department of Consumer and Business Services

6 /s/ Laura Cali
7 Laura N. Cali, Insurance Commissioner
8 Administrator, Division of Financial Regulation

9 NOTICE OF RIGHT TO JUDICIAL APPEAL

10 You are entitled to judicial review of this order in accordance with ORS 183.482.

11 You may request judicial review by filing a petition with the Court of Appeals in Salem,
12 Oregon, within 60 days from the date this order is served.

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