

STATE OF OREGON  
DEPARTMENT OF CONSUMER AND BUSINESS SERVICES  
DIVISION OF FINANCIAL REGULATION

In the Matter of:

Case No. INS-16-0098

ROLANDO X. REYES,

FINAL ORDER

Applicant.

On March 16, 2016, the Director of the Department of Consumer and Business Services (“Director”), by and through the Division of Financial Regulation (“Division”), properly served notice (“Notice”) on Rolando X. Reyes (“Applicant”) that the Director intended to issue an order revoking Applicant’s nonresident insurance producer license.

The Notice offered Applicant an opportunity for a hearing if requested within 20 days of service of the Notice. The Notice further informed Applicant that if a hearing was not conducted because Applicant did not timely request a hearing or otherwise defaulted, then the designated portion of the Division’s file and all materials submitted by Applicant 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 Applicant 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.

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

FINDINGS OF FACT

The Director FINDS that:

1. Applicant has been licensed in Oregon since September 25, 2013. Applicant applied for renewal of his Oregon nonresident insurance producer license (“License”) on

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



1 or around January 4, 2016. The License was renewed on January 4, 2016.

2 2. As part of the application process, Applicant completed and submitted to the  
3 Division of Financial Regulation (“Division”) an application form indicating that he had  
4 never been named or involved as a party in an administrative proceeding.

5 3. During review of the application, the Division learned that Applicant was  
6 involved in two administrative proceedings in Wisconsin in or around January 2014,  
7 resulting in two denials of license applications.

8 4. On January 20, 2016, the Division sent a letter to Applicant requesting a copy  
9 of the Wisconsin administrative orders and an explanation surrounding the incidents.  
10 The Division set a response deadline of February 10, 2016. Applicant did not respond to  
11 the Division’s request.

12 5. On March 16, 2016, the Division properly served notice on Applicant that the  
13 Director intended to revoke Applicant’s nonresident insurance producer license.  
14 Applicant had 20 days to timely request a hearing. The Division did not receive a request  
15 for hearing from Applicant.

#### 16 CONCLUSIONS OF LAW

17 The Director CONCLUDES that:

18 6. Accurate information about an applicant’s history of administrative action is  
19 material to the Director’s decision whether to issue a License.

20 7. Applicant’s statement on his application that he has never been named or  
21 involved in an administrative proceeding was incorrect, misleading or materially untrue.

22 8. Under ORS 744.074(1)(a) the Director may revoke an insurance producer  
23 license if an applicant provides incorrect, misleading, incomplete or materially untrue  
24 information in a license application.

25 9. Under ORS 744.089(1), an insurance producer must report to the Director any  
26 administrative action taken against the insurance producer in another jurisdiction not later

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1 than the 30<sup>th</sup> day after the final disposition of the matter.

2 10. Applicant violated ORS 744.089(1) when he failed to report the 2014  
3 Wisconsin actions to the Director.

4 11. Under ORS 744.074(1)(b) the Director may revoke an insurance producer  
5 license if an applicant violates any insurance law.

6 **ORDERS**

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

8 12. As authorized by ORS 731.252(1), the Director ORDERS Applicant to  
9 CEASE AND DESIST from violating any provision of the Insurance Code or the  
10 administrative rules promulgated thereunder.

11 13. The Director, pursuant to ORS 744.074(1), hereby REVOKES Applicant's  
12 nonresident insurance producer license.

13 SO ORDERED this 20<sup>th</sup> day of May, 2016.

14 PATRICK M. ALLEN, Director  
15 Department of Consumer and Business Services

16  
17 /s/ David Tatman  
18 David C. Tatman, Chief of Enforcement  
19 Division of Financial Regulation

20 **NOTICE OF RIGHT TO JUDICIAL APPEAL**

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

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

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