

1
2 STATE OF OREGON
3 DEPARTMENT OF CONSUMER AND BUSINESS SERVICES
4 DIVISION OF FINANCIAL REGULATION

4 In the Matter of:

Case No. INS-16-0130

5 SHANA ALLEN,

FINAL ORDER

6 Applicant.

7
8 On March 28, 2016, the Director of the Department of Consumer and Business
9 Services (“Director”), by and through the Division of Financial Regulation (“Division”),
10 formerly the Insurance Division, properly served notice (“Notice”) on Shana Allen
11 (“Applicant”) that the Director intended to issue an order revoking Applicant’s
12 nonresident insurance producer license.

13 The Notice offered Applicant an opportunity for a hearing if requested within 20
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 has been licensed in Oregon since July 30, 2013. Applicant applied

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1 for renewal of her nonresident insurance producer license (“License”) on August 24,
2 2015. The License was renewed on September 1, 2015.

3 2. As part of the application process, Applicant completed and submitted to the
4 Division an application form indicating that she had never been named or involved as a
5 party in an administrative proceeding.

6 3. During review of the application, the Division learned that Applicant was
7 involved in an administrative proceeding in South Dakota in October 2013 for an
8 incomplete application. The South Dakota proceeding resulted in denial of her license
9 application.

10 4. On September 2, 2015, the Division sent a letter to Applicant requesting a
11 copy of the South Dakota administrative order and an explanation surrounding the
12 incident. The Division set a response deadline of September 26, 2015. Applicant did not
13 respond to the Division’s request.

14 5. On March 28, 2016, the Division properly served notice on Applicant that the
15 Director intended to revoke Applicant’s nonresident insurance producer license.
16 Applicant had 20 days to timely request a hearing. The Division did not receive a request
17 for hearing from Applicant.

18 CONCLUSIONS OF LAW

19 The Director CONCLUDES that:

20 6. Accurate information about Applicant’s history of administrative action is
21 material to the Director’s decision whether to issue a License.

22 7. Applicant’s statement on her application that she has never been named or
23 involved in an administrative proceeding was incorrect, misleading or materially untrue.

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



