

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

In the Matter of:

Case No. INS-16-0004

STEPHEN N. SELBOVITZ,

Applicant.

ORDER TO CEASE AND DESIST,  
FINAL ORDER TO ISSUE LICENSE,  
FINAL ORDER ASSESSING CIVIL  
PENALTY AND CONSENT TO  
ENTRY OF ORDER

The Director of the Department of Consumer and Business Services for the State of Oregon (“Director”), acting in accordance with Oregon Revised Statutes (“ORS”) chapters 731, 732, 733, 734, 735, 737, 742, 743, 743A, 744, 746, 748 and 750 (“Insurance Code”) and specifically ORS 744.074, has conducted an investigation into the application of Stephen N. Selbovitz (“Applicant”) for a nonresident insurance producer license (“License”).

On February 16, 2016, the Director, by and through the Division of Financial Regulation, formerly known as the Insurance Division (“Division”), properly served notice on Applicant that the Director intended to issue an order denying Applicant’s application for a License. On April 25, 2016, the Director issued a final order (“Final Order”) denying Applicant’s License.

Applicant wishes to resolve and settle this matter with the Director and the Director concludes that the goal to protect the public is served with the issuance of this Consent Order.

Now therefore, as of the date of entry of this Consent Order, the Final Order is vacated and this Consent Order becomes final.

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



1 FINDINGS OF FACT

2 The Director FINDS that:

3 1. Applicant applied for a nonresident insurance producer license (“License”) on  
4 October 15, 2015. Applicant’s national producer number is 1210694.

5 2. As part of the application process, Applicant completed and submitted to the  
6 Division an application form indicating that he had never been subject to administrative  
7 action.

8 3. During review of the application, the Division learned that Applicant was  
9 subject to administrative action, SIU Investigation No. 5447, in Massachusetts on July  
10 27, 2006, which resulted in civil penalty of \$3,000.

11 4. After the application was filed, and the prior administrative action was  
12 discovered, Applicant admitted to being the subject of that action.

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14 CONCLUSIONS OF LAW

15 The Director CONCLUDES that:

16 5. Accurate information about an applicant’s history of administrative action is  
17 material to the Director’s decision whether to issue a License.

18 6. Applicant’s representation in his application that he had not been subject to  
19 administrative action was incorrect, misleading, incomplete or materially untrue.

20 7. Under ORS 731.260, no person shall file with the Director any application  
21 known to be false or misleading.

22 8. Under ORS 744.074(1)(a), the Director may refuse to issue an insurance  
23 producer license and may take other actions authorized by the Insurance Code in lieu  
24 thereof or in addition thereto, if an applicant provides incorrect, misleading, incomplete  
25 or materially untrue information in the license application.

26 9. Under ORS 731.988(1) the Director may impose a civil penalty of up to

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1 \$1,000 per violation upon any individual who violates a provision of the Insurance Code.

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ORDERS

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Now therefore, the Director issues the following Orders:

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

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11. Based upon the foregoing and in accordance with ORS 731.988(1), the Director ORDERS that a nonresident insurance producer license be issued to Applicant, subject to a CIVIL PENALTY of \$500 for providing false or misleading information in a license application.

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12. The CIVIL PENALTY assessed herein is due and payable at the time this Consent Order is returned to the Division.

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SO ORDERED this 5<sup>th</sup> day of August, 2016.

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

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/s/ David Tatman  
David C. Tatman, Chief of Enforcement  
Division of Financial Regulation

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CONSENT TO ENTRY OF ORDER

I, Stephen N. Selbovitz, state that I have read the foregoing Consent 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 Consent 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 Consent Order; that I understand that the Director reserves the right to take further actions against me to enforce this Consent Order or to take appropriate action upon discovery of other violations of the Insurance Code by me; and that I will fully comply with the terms and conditions stated herein.

I understand that this Consent Order is a public document.

/s/ Stephen Selbovitz

Signature

State of Massachusetts

County of Middlesex

Signed or attested before me on this 15<sup>th</sup> day of July, 2016

by Stephen N. Selbovitz.

/s/ Nancy J. Kurtz

Notary Public

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