

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

In the Matter of:

Case No. INS-16-0101

KRISTEN D. VELAZQUEZ,

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 744.013, has conducted an investigation into the nonresident adjuster license (“License”) application of Kristen D. Velazquez (“Applicant”).

On June 14, 2016, the Director, by and through the Division of Financial Regulation, formerly known as the Insurance Division (“Division”), properly served notice (“Notice Order”) on Applicant that the Director intended to issue an order denying Applicant’s application for a 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 Notice Order is vacated and this Consent Order becomes final.

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Division of Financial Regulation
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 License on or around November 20, 2014.

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

7 3. During review of the application, the Division learned that Applicant was the
8 subject of an administrative proceeding, A.I.D. No. 2012-167, when her Arkansas
9 nonresident producer license was summarily suspended on March 2, 2012.

10 4. After the application was filed, and the prior administrative action was
11 discovered, Applicant admitted to being the subject of the Arkansas administrative
12 proceeding and provided details surrounding the incident.

13
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 her application that she had not been subject to
19 administrative action was false.

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 744.013, the Director may refuse to issue an adjuster license
23 based on falsification by the applicant or adjuster of the application for the license.

24 9. Under ORS 731.988(1) the Director may impose a civil penalty of up to
25 \$1,000 per violation upon any individual who violates a provision of the Insurance Code.

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ORDERS

Now therefore, the Director issues the following Orders:

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.

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

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

SO ORDERED this 5th day of August, 2016.

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

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

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CONSENT TO ENTRY OF ORDER

I, Kristen D. Velazquez, 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/ Kristen D. Velazquez

Signature

State of Georgia

County of Gwinnett

Signed or attested before me on this 21 day of July, 2016

by Kristen D. Velazquez.

/s/ Julie M. Daniels

Notary Public

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