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

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| In the Matter of:<br><br>NATHAN D. OEMING, an Individual,<br><br>Respondent. | Case No. INS-22-0007<br><br>AMENDED ORDER TO CEASE AND DESIST, FINAL ORDER VOLUNTARILY SURRENDERING INSURANCE PRODUCER LICENSE APPLICATION, AND CONSENT TO ENTRY OF ORDER<br><br>THIS IS A FINAL 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, 743B, 744, 746, 748 and 750 ("Insurance Code"), has conducted an investigation into the insurance related activities of Nathan D. Oeming ("Respondent") and determined that Respondent engaged in activities constituting violations of the Insurance Code.

Respondent wishes to resolve and settle this matter with the Director.

Now, therefore, as evidenced by the authorized signature subscribed on this Order, Respondent hereby CONSENTS to entry of this Order upon the Director's Findings of Fact and Conclusions of Law as stated hereinafter.

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

## FINDINGS OF FACT

The Director FINDS that:

1. Respondent first became licensed in Oregon as a resident insurance producer on May 6, 2003. Respondent's National Association of Insurance Commissioners national producer number is 7628123.[1]

[1] Respondent's insurance producer license expired on February 1, 2022.

2. On January 22, 2020, Respondent was charged with a crime that was reportable at the time of charging.

3. On July 22, 2020, Respondent entered a Plea Petition in the foregoing criminal matter.

4. On July 23, 2020, the Court accepted Respondent's guilty plea.

5. On December 9, 2021, Respondent submitted an application to the Division to renew his insurance producer license. As part of that renewal application, Respondent disclosed to the Division for the first time the foregoing criminal matter. Respondent submitted a copy of his guilty plea and the judgment, but not of the initial complaint filed against him.

6. The Court, in January 2024, issued an order setting aside and sealing the records of the aforementioned criminal conviction and arrest pursuant to ORS 137.225.

**CONCLUSIONS OF LAW**

The Director CONCLUDES that:

7. Under ORS 744.089(2), not later than the 30th day after the initial pretrial hearing date, an insurance producer shall report to the Director any criminal prosecution of the insurance producer taken in any jurisdiction. The report shall include a copy of the initial complaint filed, the order resulting from the hearing and any other relevant legal documents.

8. By failing to report to the Director his January 22, 2020, criminal prosecution within 30 days after the initial pretrial hearing date in that prosecution, and by failing to provide the Director with a copy of the initial complaint filed in that matter, Respondent violated ORS 744.089(2).

9. Under ORS 744.074(1)(b), the Director may revoke or refuse to issue or renew an insurance producer license and may take other actions authorized by the Insurance Code in lieu thereof or in addition thereto, for violating any insurance laws, or violating any rule,

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subpoena, or order of the Director.

10. Because Respondent violated a provision of the Insurance Code, ORS 744.089(2), the Director may revoke[2] or refuse to renew Respondent's insurance producer license and may take other actions authorized by the Insurance Code under ORS 744.074(1)(b).

11. Under ORS 744.074(1)(f), the Director may revoke or refuse to issue or renew an insurance producer license and may take other actions authorized by the Insurance Code in lieu thereof or in addition thereto, for having been convicted of a felony, of a misdemeanor involving dishonesty or breach of trust, or of an offense punishable by death or imprisonment under the laws of the United States. The record of the conviction shall be conclusive evidence of the conviction.

12. Because Respondent was convicted of a felony, the Director may revoke or refuse to renew Respondent's insurance producer license and may take other actions authorized by the Insurance Code under ORS 744.074(1)(f).

13. Under ORS 731.252(1), whenever the Director has reason to believe that any person has been engaged or is engaging or is about to engage in any violation of the Insurance Code, the Director may issue an order, directed to such person, to discontinue or desist from such violation or threatened violation.

14. Because the Director has reason to believe that Respondent has violated ORS 744.089(2), the Director may issue an order directed to Respondent to discontinue or desist from that violation under ORS 731.252(1).

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[2] The fact that Respondent's license has expired does not preclude the Director from taking action against Respondent's license ("A license expiration or a licensee's voluntary surrender of a license does not prevent the Director of the Department of Consumer and Business Services from investigating or initiating disciplinary proceedings against a licensee." ORS 744.994(2)).

**ORDERS**

The Director issues the following ORDERS:

15. As authorized by ORS 731.252(1), the Director ORDERS Respondent to CEASE AND DESIST from violating ORS 744.089(2).

16. Respondent hereby VOLUNTARILY SURRENDERS his resident insurance producer license.

17. Respondent previously agreed not to reapply for an Oregon insurance producer license for a period of one year from the execution date of the original Consent Order, which expired on April 18, 2023.

18. This Final Order is Nunc Pro Tunc to April 19, 2022.

SO ORDERED this 27th day of August 2024.

ANDREW R. STOLFI, Director
Department of Consumer and Business Services

*/s/ Dorothy Bean*
Dorothy Bean, Chief of Enforcement
Division of Financial Regulation

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## CONSENT TO ENTRY OF ORDER

I, Nathan D. Oeming, state that I have read the foregoing Order and that I know and fully understand the contents hereof. I have been advised of my right to a hearing and of my right to be represented by counsel in this matter. I voluntarily consent to the entry of this 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 Order. I understand that the Director reserves the right to take further actions against me to enforce this Order or to take appropriate action upon discovery of other violations of the Insurance Code by me. I will fully comply with the terms and conditions stated herein.

I understand that this Amended Consent Order is a public document.

Signature: __/s/ Nathan D. Oeming_____

State of Oregon

County of Clackamas

Signed or attested before me on this 22nd day of August , 2024 by Sarah Marie Baldwin.

__/s/ Sarah Marie Baldwin_
Notary Public

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