STATE OF OREGON
DEPARTMENT OF CONSUMER AND BUSINESS SERVICES
INSURANCE DIVISION

In the Matter of John E. Stair	)	**STIPULATION and**
	)	**CONSENT ORDER**
	)	**Case No. INS 15-08-010**
Licensee.	)	

The Director of the Department of Consumer and Business Services for the State of Oregon ("Director"), pursuant to the authority set forth in ORS 744.074, and having reviewed the files and records of the Oregon Insurance Division, proposed to make the following:

Findings of Fact:

1. John E. Stair ("Stair") has been licensed as an Oregon individual nonresident insurance producer since March 30, 2011. His NAIC national producer number is 9772157.
2. Stair applied for renewal of his Oregon nonresident insurance producer license ("License") on July 7, 2015. On his application, in response to a question asking whether Stair had ever been named or involved in an administrative proceeding, Stair answered "No." That question expressly stated that a producer is "involved" in an administrative proceeding if he has had a professional or occupational license suspended.
3. On March 6, 2015, Stair was involved in an administrative proceeding in Indiana in which his Indiana producer license was suspended by the Indiana Commissioner of Insurance ("Indiana Commissioner") because Stair failed to timely furnish the Indiana Commissioner with a full and complete report listing each insurer with which Stair held an appointment during the preceding year.

Conclusions:

1. Under ORS 731.988(1), the Director may impose a civil penalty upon any individual who violates a provision of the Insurance Code.
2. Under ORS 744.074(1)(a) the Director may refuse to issue a license, or take any other action authorized by the Insurance Code, if an applicant provides incorrect, misleading, incomplete or materially untrue information in a license application.

3. Accurate information on a license application is material to the Director's decision whether to issue a license.
4. Stair's statement on his application that he has never been named or involved in an administrative proceeding was incorrect, misleading, incomplete or materially untrue.
5. Based on the foregoing, the Director proposes to impose a civil penalty of $500 for providing incorrect, misleading, incomplete or materially untrue information in a license application.

Stipulation to Order and Civil Penalty:

Stair stipulates to the foregoing facts and conclusions and agrees that he will pay a civil penalty of $500.

Stair acknowledges that this Stipulation and Consent Order is an administrative action that the Director will report to the National Association of Insurance Commissioners (NAIC), and further acknowledges that he may be required to report this administrative action to any states in which he holds an insurance license and must disclose this administrative action on any insurance license application.

The Director hereby imposes a civil penalty of $500, which is due and payable within 30 days of the final execution of this Stipulation, and directs that Stair is issued a license upon execution of this stipulation by all parties and after payment of the civil penalty.

In further consideration of the Director's issuance of a license, Stair consents to entry of this order, including the civil penalty of $500, and hereby waives any and all hearing rights as well as any rights to judicial or administrative review of this order.

Dated 10/6/2015

John E. Stair

State of Tennessee
County of Anderson
Signed or attested before me on 10/6, 2015 by _____

LAKEN CONLEY
STATE OF TENNESSEE
NOTARY PUBLIC
COUNTY OF ANDERSON

Notary Public - State of ~~Oregon~~ TN

FINAL ORDER

The Director incorporates the above Findings of Fact, Conclusions of Law, and Stipulation to Order and Civil Penalty, adopts them as the Director's final decision in this proceeding, and orders that the actions stated therein be taken

Dated 9/3/15

Laura N. Cali
Oregon Insurance Commissioner
for the Director, Department of Consumer
and Business Services