**STATE OF OREGON**
**DEPARTMENT OF CONSUMER AND BUSINESS SERVICES**
**INSURANCE DIVISION**

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| In the Matter of **Brenda J. Sherrell** | ) | **STIPULATION** and |
| | ) | **FINAL ORDER** |
| | ) | Case No. INS 05-04-007 |

## STIPULATION

The Director of the Oregon Department of Consumer and Business Services (director) commenced this administrative proceeding, pursuant to Oregon Revised Statutes (ORS) 731.256, to take enforcement action against Brenda J. Sherrell (Sherrell).

Sherrell enters into this stipulation, pursuant to ORS 183.415(5), to conclude this proceeding without further administrative or judicial proceedings.

Sherrell waives all rights relative to an administrative hearing and judicial review thereof.

Sherrell stipulates to the following facts, conclusions, and action; and consents to the issuance of a final order incorporating this stipulation.

## Facts and Conclusions

Licensing Information

Sherrell has been licensed in Oregon as a resident insurance producer from 5/4/93 to 5/31/04 and since 6/31/04. Sherrell's last recorded residence address is located in Hermiston, Oregon, and last recorded business address is located in Heppner, Oregon.

Transacted Insurance in Oregon as an Intermediary Without a License

Sherrell violated ORS 744.053 in 25 instances by engaging in the following conduct ORS 744.053 prohibits a person who is not licensed in Oregon as an insurance agent from selling, soliciting, or negotiating insurance in Oregon. At all relevant times, Sherrell was not licensed in Oregon as an insurance producer because her license had expired on 5/31/04 and was not renewed. From 6/1/04 to 6/29/04, Sherrell sold to 23 persons located in Oregon 25 insurance policies issued

by either Farmers Insurance Company of Oregon or Mid-Century Insurance Company. Sherrell received $934.28 in commissions for selling the policies.

**Action**

Pursuant to ORS 731.988, Sherrell is assessed a civil penalty of $3,000. The payment shall be made in the form of a check payable to the "Department of Consumer and Business Services" for the full amount due. The payment shall be delivered to the Insurance Division at the Labor and Industries Building, 350 Winter Street NE, Room 440 (4th Floor), Salem, Oregon; or mailed to the Insurance Division at PO Box 14480, Salem, OR 97309-0405. The payment is due on, and shall be received by the Insurance Division by, 9/1/05.

Dated May 6, 2005

/s/ Brenda J. Sherrell
Brenda J. Sherrell

**FINAL ORDER**

The director incorporates herein the above stipulation, adopts it as the director's final decision in this proceeding, and orders that the action stated therein be taken.

Dated May 20, 2005

/s/ Joel Ario
Joel Ario
Administrator
Insurance Division
Department of Consumer and Business Services

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