STATE OF OREGON
DEPARTMENT OF CONSUMER AND BUSINESS SERVICES
INSURANCE DIVISION

In the Matter of the Application of Nathan H. Udy for an Oregon Nonresident Insurance Producer's License	))))	**STIPULATION and CONSENT ORDER Case No. INS 15-03-026**

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, proposes to make the following:

Findings of Fact:

1. Nathan H. Udy ("Udy") has applied for an Oregon Nonresident Insurance Producer's License ("License").
2. As part of the application process, Udy completed and submitted to the Director an application form affirmatively stating that he had never been named or involved in an administrative proceeding. In response to the question whether he had ever been so named or involved, Udy responded, "No." Udy also indicated that there were no relevant documents in the "NAIC/NIPR Attachments Warehouse" (an online repository for copies of, *inter alia*, orders in administrative actions).
3. Udy's background check and documents obtained by the Director showed that Udy was the subject of an administrative action in the state of Nevada in 2014 in which the state alleged that Udy violated a Nevada insurance statute and Udy consented to an administrative fine of $500. The caption of that administrative action specifically named Udy.
4. When contacted by the Director, Udy indicated that he was aware of the prior Nevada administrative action but stated he did not understand that he was required to disclose the administrative action in connection with his application.

Conclusions:

1. 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.

2. Accurate information about an applicant's history of administrative actions is material to the Director's decision whether to issue a License.
3. Udy's statements in his application that he had never been named or involved in an administrative action was incorrect, misleading, incomplete, or materially untrue and would justify the Director's denial of Udy's application for a License.

Based upon the foregoing, the Director finds it appropriate to issue a License to Udy, subject to a civil penalty of $500 for providing incorrect, misleading, incomplete, or materially untrue information in a license application, upon Udy's entry into the stipulation stated herein.

Stipulation to Order and Civil Penalty:

Udy stipulates to the foregoing findings of fact and conclusions and agrees that he will pay a civil penalty of $500.

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 a License be issued to Udy after execution of this stipulation by all parties and after the civil penalty has been paid in full.

Udy 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 05-15-15

Nathan H. Udy

State of Nevada

County of Clark

Signed or attested before me on May 15, 2015 by Nathan Udy.

Notary Public - State of ~~Oregon~~ Nevada

NOTARY PUBLIC
STATE OF NEVADA
County of Clark
BURL DUNLAP
No: 11-5666-1
My Appointment Expires Sept. 14, 2015

FINAL ORDER

The Director accepts the above Findings of Fact, Conclusions, 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 8/28/15

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