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

In the Matter of:	Case No. SS-16-0345
FRANK D. COOK, Respondent.	ORDER TO VACATE SUSPENSION OF INSURANCE PRODUCER LICENSE

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") and ORS 25.774, hereby vacates the suspension of the resident insurance producer license ("License") of Frank D. Cook ("Respondent").

The Director makes the following Findings of Fact, Conclusions of Law and Orders.

FINDINGS OF FACT

The Director FINDS that:

1. Respondent has been licensed through the Division of Financial Regulation, previously known as the Insurance Division ("Division"), as an Oregon resident insurance producer since April 25, 2012. Respondent's License expired on December 31, 2014. Respondent's NAIC national producer number is 16622321.

2. On October 4, 2016, the Department of Justice Salem Enforcement Unit, on behalf of the State of Oregon Child Support Program ("CSP"), issued a Notice to Suspend Respondent's License to the Division.

3. The CSP Notice to Suspend states that Respondent has an order to pay current

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

child support, owes the greater of more than three times the monthly child support obligation or $2,500 in child support arrears, and has not entered into a payment agreement with CSP.

4. The Notice to Suspend issued by CSP states that proper notice and opportunity to contest the suspension have been provided under ORS 25.750 through ORS 25.783.

5. On October 13, 2016, the Director, pursuant to ORS 25.750 and the Insurance Code, issued an administrative order #SS-16-0345 ("Suspension Order"), suspending Respondent's License until such time as all conditions of reinstatement are met, as provided by ORS 25.774. The Suspension Order provided that the suspension was effective upon service upon Respondent.

6. The Suspension Order was served by certified mail addressed to Respondent and deposited in the mail on October 13, 2016.

7. On October 18, 2016, CSP issued to the Division a Notice to Reinstate Respondent's insurance producer license, subject to the Division's reinstatement requirements, because the reasons for the suspension no longer exist. The notice was received by the Division on or around October 24, 2016.

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CONCLUSIONS OF LAW

The Director CONCLUDES that:

8. A person may not sell, solicit or negotiate insurance in this state for any class or classes of insurance unless the person is licensed as an insurance producer under ORS 744.053.

9. Respondent has been licensed with the Division as an "insurance producer" as defined by ORS 731.104. Respondent's License was expired at the time CSP issued the Notice to Suspend.

10. Respondent's License is a license required by the Oregon Insurance Code in order to engage in the occupation or profession of an insurance producer.

11. Pursuant to ORS 25.774 and CSP's Notice to Reinstate, dated October 18, 2016, the reasons for Respondent's license suspension no longer exist.

ORDERS

Now therefore, the Director issues the following Orders:

12. The Director, pursuant to ORS 25.774, hereby VACATES the Suspension Order suspending the resident insurance producer license of Respondent.

SO ORDERED this 31st day of October, 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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