STATE OF OREGON

DEPARTMENT OF CONSUMER AND BUSINESS SERVICES

DIVISION OF FINANCIAL REGULATION

IN THE MATTER OF:	)	FINAL ORDER
Red Framing & Remodeling, LLC	)	OAH Case No. 2020-ABC-03592
	)	Agency Case No. INS-WCA 20-1-004

Procedural History

The director of the Oregon Department of Consumer and Business Services (Director), by and through Division of Financial Regulation, (Division), commenced the above entitled administrative proceeding to review a workers' compensation insurance final premium audit billing (billing) issued by SAIF Corporation (SAIF) to Red Framing & Remodeling, LLC, (employer) pursuant to Oregon Revised Statutes (ORS) 737.256(1), ORS 737.505(3), and Oregon Administrative Rules (OAR) 836-043-0200 *et. seq.*

On March 4, 2020, the Division referred employer's hearing request contesting the billing to the Office of Administrative Hearings (OAH). The issue before OAH was whether SAIF's Final Premium Audit, dated December 13, 2019, was correct. The matter was convened for a hearing on February 5, 2021, at which time the employer withdrew its request for a hearing. The employer acknowledged that the withdrawal would leave the underlying premium audit billing undisturbed. By Proposed Order dated March 4, 2021, Senior Administrative Law Judge Joe L. Allen Affirmed SAIF's Final Premium Audit, dated December 13, 2019.

Findings of Fact, Conclusions of Law and Opinion

The Director adopts and incorporates herein by this reference, the findings of fact, conclusions of law, and reasoning of the Proposed Order as the findings of fact, conclusions of law, and reasoning of this Final Order.

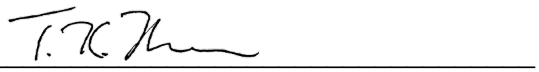
Order

SAIF Corporation's Final Premium Audit issued December 13, 2019, is AFFIRMED.

Notice of Right to Judicial Review

A party has the right to judicial review of this Order pursuant to ORS 183.480 and ORS 183.482. A party may request judicial review by sending a petition for judicial review to the Oregon Court of Appeals. The court must receive the petition within 60 days from the date this order was served on the party. If the order was personally delivered to a party, then the date of service is the date the party received the order. If the order was mailed to a party, then the date of service is the date the order was mailed to the party, not the date the party received the order. If a party files a petition, the party is requested to also send a copy of the petition to the Division of Financial Regulation.

Dated April 15, 2021



TK Keen
Administrator, Division of Financial Regulation
Department of Consumer and Business Services

BEFORE THE OFFICE OF ADMINISTRATIVE HEARINGS
STATE OF OREGON
for the
DEPARTMENT OF CONSUMER & BUSINESS SERVICES DIVISION OF FINANCIAL REGULATION
PREMIUM AUDIT WORK

IN THE MATTER OF:	)	**ORDER OF DISMISSAL**
	)	
RED FRAMING & REMODELING LLC	)	OAH Case No. 2020-ABC-03592
	)	Agency Case No. INS-WCA 20-1-004

FINDINGS OF FACT

(1) On December 13, 2019, SAIF Corporation (SAIF or the insurer) issued a Final Premium Audit Billing for the period April 20, 2018 through May 1, 2019 to Red Framing and Remodeling, LLC (the employer). On January 15, 2020, the employer requested a contested case hearing.

(2) On March 4, 2020, the Department of Consumer and Business Services Division of Financial Regulation (DCBS or DFR) referred the hearing request to the Office of Administrative Hearings (OAH). The OAH assigned Senior Administrative Law Judge (ALJ) Joe L. Allen to preside over the hearing in this matter.

(3) On February 5, 2021, ALJ Allen convened a hearing in this matter via video conference. Nathan Boughton appeared on behalf of SAIF. Javier De La O'Bailon appeared on behalf of the employer. At the outset of the hearing, the employer withdrew its request for hearing. The ALJ explained that such action by the employer would leave the underlying premium audit billing undisturbed. Mr. O'Bailon acknowledged understanding of the ALJ's information and reiterated the employer's desire to withdraw the hearing request.

ORDER

The employer's request for a contested case hearing is DISMISSED. The Final Premium Audit Billing in issue remains undisturbed.

Joe L. Allen
Senior Administrative Law Judge
Office of Administrative Hearings

Dated: March 4, 2021

CERTIFICATE OF MAILING

On March 4, 2021, I mailed the foregoing Order of Dismissal issued on this date in OAH Case No. 2020-ABC-03592**.**

By: Electronic Mail

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