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

In the Matter of:	Case No. INS-19-0061
KYLE W. STEWART, Respondent.	FINAL ORDER TO CEASE AND DESIST, FINAL ORDER REVOKING LICENSE, ENTERED BY DEFAULT

On July 1, 2019, 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"), properly served notice on Kyle W. Stewart ("Stewart") that the Director proposed to revoke Stewart's nonresident insurance producer license.

The Notice offered Stewart an opportunity for a hearing, if requested within 20 days. The Notice further informed Stewart that if a hearing was not conducted because Stewart did not timely request a hearing or otherwise defaulted, then he designated portion of the Director's file and all materials submitted by Stewart in this case would automatically become part of the contested case record for the purpose of providing a *prima facie* case.

The Director did not receive from Stewart a request for a hearing and did not conduct a hearing.

The Director Finds that the record of this proceeding proves a *prima facie* case.

The Director makes the following Findings of Fact, Conclusions of Law, Orders, and Notice of Right to Judicial Appeal.

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FINDINGS OF FACT

The Director FINDS that:

1. Stewart has been licensed as a nonresident insurance producer in the state of Oregon since November 29, 2018. Stewart's national insurance producer number is 18981746.

2. On or around May 31, 2019, the Division of Financial Regulation ("Division") received notice through the National Association of Insurance Commissioner's Regulatory Information Retrieval System ("RIRS") that the state of Washington revoked Stewart's resident insurance producer license.

3. On May 29, 2019, the state of Washington revoked Stewart's license due to Failure to Respond, Financial Impairment and Failure to Pay Fees in Order No. 19-0232.

CONCLUSIONS OF LAW

The Director CONCLUDES that:

4. Pursuant to ORS 731.252(1), whenever the Director has reason to believe that any person has been engaged or is engaging or is about to engage in any violation of the Insurance Code, the Director may issue an order to discontinue or desist from such violation or threatened violation.

5. Pursuant to ORS 744.074(1)(i), the Director may revoke an insurance producer license for the cancellation, revocation, suspension or refusal to renew by any state of an insurance producer license. The record of the cancellation, revocation, suspension or refusal to renew shall be conclusive evidence of the action taken. The Director may revoke Stewart's nonresident insurance producer license because Washington has revoked Stewart's insurance producer license.

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ORDERS

Now therefore, the Director issues the following Order:

6. As authorized by ORS 731.252(1), the Director ORDERS Stewart to CEASE AND DESIST from violating any provision of the Insurance Code or the administrative rules promulgated thereunder.

7. The Director, pursuant to ORS 744.074(1)(i), hereby REVOKES Stewart's nonresident insurance producer license.

SO ORDERED this 25th day of July, 2019 in Salem, Oregon.

CAMERON C. SMITH, Director
Department of Consumer and Business Services

/s/ Dorothy Bean
Dorothy Bean, Chief of Enforcement
Division of Financial Regulation

NOTICE OF RIGHT TO JUDICIAL APPEAL

You are entitled to judicial review of this order in accordance with ORS 183.482. You may request judicial review by filing a petition with the Court of Appeals in Salem, Oregon, within 60 days from the date this order is served.

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