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

In the Matter of: LAURYNAS MISEVICIUS and LAURYNAS MISEVICIUS AGENCY, Respondents.	Case No. INS-21-0012 FINAL ORDER TO CEASE AND DESIST, AND FINAL ORDER REVOKING LICENSES AND ASSESSING CIVIL PENALTIES, ENTERED BY CONSENT

The Director of the Department of Consumer and Business Services for the State of Oregon (the "Director"), through the Division of Financial Regulation (the "Division"), investigated the business activities of Respondents, Laurynas Misevicius ("Misevicius") and Laurynas Misevicius Agency ("LMA"), and determined that they violated certain provisions of the Oregon Revised Statutes ("ORS") chapters 731, 732, 733, 734, 735, 737, 742, 743, 743A, 743B, 744, 746, 748, and 750 and the rules promulgated thereunder (collectively, the "Insurance Code").

Respondents cooperated with the Director's investigation and wish to settle this matter.

Now, therefore, as evidenced by the signature(s) subscribed on this Order, Respondents hereby CONSENT to entry of this Order upon the Director's Findings of Fact and Conclusions of Law, as stated below.

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Telephone: (503) 378-4387

FINDINGS OF FACT

The Director FINDS that:

Respondents

1. Misevicius is a resident insurance producer licensed in Oregon since November 2014. His National Producer Number is 16144802.

2. LMA is a business entity acting as a resident insurance producer. It has been licensed in Oregon since February 2020, and its National Producer Number is 19436847. Misevicius is the sole proprietor and designated responsible licensed producer of LMA.

3. In May 2016, Misevicius was appointed as an agent with Farmers Insurance ("Farmers").

Farmers Community Engagement Program

4. Farmers has a Community Engagement Program that reimburses agents for certain marketing expenses. There are two categories under the program: the Community Events program and the Community Marketing program.

5. The Community Events program reimburses agents 50% of qualified expenses for certain marketing events, up to $2,000.00 per event.

6. The Community Marketing program reimburses agents 50% of qualified expenses for certain marketing activities, up to $50.00 per activity. Qualified marketing activities include purchasing approved office supplies and distributing them to specified businesses or organizations.

Community Events Program

7. Between March 2018 and February 2019, Misevicius submitted reimbursement requests to Farmers under the Community Events program for four marketing events. His reimbursement requests included false documentation of the expenses he incurred for those events.

A. On December 29, 2017, Misevicius held a marketing event at Smith Rock, Oregon. In March 2018, he requested reimbursement for the cost of renting a house for the event. The receipt he submitted showed the rent as $3,162.11. The true cost of the rental house, however, was only $1,162.11. Farmers did not reimburse his expenses for this event.

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B. On June 16, 2018, Misevicius held a marketing event at Rooster Rock State Park, Oregon. In December 2018, he requested reimbursement for the cost of renting a picnic shelter and deluxe cabin for the event. The receipt he submitted showed the rent as $1,508.00. However, Rooster Rock State Park has no rental cabins, and the true cost of the picnic shelter was $58.00. Farmers reimbursed Misevicius $754.00 when he should have received only $29.00.

C. On September 8, 2018, Misevicius held another marketing event at Rooster Rock State Park, Oregon. In December 2018, he requested reimbursement for the cost of renting a picnic shelter for the event. The receipt he submitted showed the rent as $1,508.00. However, the true cost of the picnic shelter was $58.00. Farmers reimbursed him $754.00 when he should have received only $29.00.

D. On December 1 and 2, 2018, Misevicius held a marketing event at the 2018 Latvian Christmas Bazaar in Portland, Oregon. In January 2019, he requested reimbursement for renting a table at the Bazaar. The receipt he submitted showed the rent as $1,500.00. However, the true cost of the table was $15.00. Farmers declined the reimbursement request because the receipt had been altered. Misevicius resubmitted the request in February 2019, but Farmers did not reimburse his expenses for this event.

Community Marketing Program

8. Misevicius also submitted reimbursement requests under the Community Marketing program for office supplies he purchased in January and February 2019 from Staples. He later returned those office supplies for a full refund but kept the reimbursements.

A. On January 31, 2019, Misevicius purchased office supplies from Staples amounting to $120.38. He requested reimbursement for the office supplies from Farmers. In March 2019, Farmers paid him the maximum reimbursable amount of $50.00. On April 5, 2019, Misevicius returned the office supplies to Staples for a full refund. However, he

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did not inform Farmers of the refund or return the $50.00 reimbursement to Farmers.

B. On February 28, 2019, Misevicius purchased office supplies from Staples amounting to $113.27. On March 13, 2019, he returned the office supplies for a full refund. Nonetheless, he requested reimbursement for the office supplies, and in April 2019, Farmers paid him the maximum reimbursable amount of $50.00. Misevicius did not inform Farmers of the refund or return the $50.00 reimbursement to Farmers.

C. On February 28, 2019, Misevicius purchased office supplies from Staples amounting to $120.48. On March 13, 2019, he returned the office supplies for a full refund. Nonetheless, he requested reimbursement for the office supplies, and in April 2019, Farmers paid him the maximum reimbursable amount of $50.00. Misevicius did not inform Farmers of the refund or return the $50.00 reimbursement to Farmers.

9. In total, Farmers overpaid Misevicius $1,600.00 in reimbursements.

10. On October 1, 2019, Farmers terminated Misevicius's appointment as an agent because of his conduct.

11. Farmers reported Misevicius's termination to the Division on November 12, 2019.

Termination by American Family Insurance Company

12. On August 17, 2020, Misevicius was appointed as an agent with American Family Mutual Insurance Company, S.I., American Family Life Insurance Company, and American Standard Insurance Company of Wisconsin (collectively, "American Family").

13. On November 18, 2021, Misevicius or an LMA employee called American Family claiming to be OS, a client of LMA. The purpose of the call was to provide a voice signature for OS's American Family life insurance application. American Family ended the call when the caller provided incorrect identifying information regarding OS.

14. As a result of this incident, American Family terminated Misevicius's appointment as an agent on December 14, 2021.

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15. On January 12, 2022, American Family reported Misevicius's termination to the Division.

CONCLUSIONS OF LAW

The Director CONCLUDES that:

16. By submitting false documents to support his requests for reimbursement as described in paragraphs 7A to 7D of this Order, Misevicius engaged in dishonest practices or demonstrated untrustworthiness in the conduct of business in this state or elsewhere, in violation of ORS 744.074(1)(h).

17. By requesting or keeping reimbursements to which he was not entitled as described in paragraphs 8A to 8C of this Order, Misevicius engaged in dishonest practices or demonstrated untrustworthiness in the conduct of business in this state or elsewhere, in violation of ORS 744.074(1)(h).

18. By engaging in the conduct described in paragraph 13 of this Order, Respondents engaged in dishonest practices or demonstrated untrustworthiness in the conduct of business in this state or elsewhere, in violation of ORS 744.074(1)(h).

19. ORS 744.074(1)(h) authorizes the Director to, among other things, revoke, suspend, or refuse to issue a new license to a resident insurance producer license who uses dishonest practices or demonstrates untrustworthiness in the conduct of business in this state or elsewhere.

20. The Director has reason to believe that Respondents violated ORS 744.074(1)(h). Thus, under ORS 731.252(1), the Director may order Respondents to cease and desist from violating that statute.

21. ORS 731.988(1) authorizes the Director to assess a civil penalty of up to $1,000.00 per violation of the Insurance Code.

22. In addition to the civil penalty specified in ORS 731.988(1), ORS 731.988(2) authorizes the Director to require the forfeiture and payment to the General Fund of the

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State Treasury a civil penalty up to the amount by which a person profited in transactions that violated the Insurance Code.

ORDERS

Now therefore, the Director issues the following Orders:

23. As authorized by ORS 731.252(1), the Director ORDERS Respondents to CEASE AND DESIST from violating ORS 744.074(1)(h).

24. As authorized by ORS 744.074(1)(h), the Director REVOKES Misevicius's Oregon resident insurance producer license, effective on the date of this Order.

25. As authorized by ORS 744.074(1)(h), the Director REVOKES LMA's resident insurance producer license, effective on the date of this Order.

26. Respondents agree never to apply for any insurance license in Oregon.

27. As authorized by ORS 731.988(1), the Director ORDERS Respondents to pay a CIVIL PENALTY of $8,000.00 for violating ORS 744.074(1)(h).

28. As authorized by ORS 731.988(2), the Director ORDERS Misevicius to pay a CIVIL PENATLY of $1,600.00.

29. The Director SUSPENDS $8,000.00 of the civil penalties, provided Respondents do not violate the Insurance Code or the terms of this Order. If Respondents fail to satisfy this condition, the suspended portion of the civil penalties will become immediately due and owing. Otherwise, the Director will waive the suspended portion of the civil penalties three years after the date of this Order.

30. Along with this Order, Misevicius shall submit to the Director $1,600.00 as payment for the unsuspended portion of the civil penalties.

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31. This Order is a "Final Order" under ORS 183.310(6)(b). Subject to this provision, entry of this Order does not limit the Director's authority to enforce this Order or take action against Respondents for violations of this Order or violations not included in this Order that are discovered after the date of this Order.

SO ORDERED this 15th day of March, 2022.

ANDREW R. STOLFI, Director
Department of Consumer and Business Services

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

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CONSENT TO ENTRY OF ORDER

I, Laurynas Misevicius, state that I have read the foregoing Order and that I know and fully understand the contents hereof. The factual allegations stated herein are true and correct. I have been advised of my right to a hearing and of the right to be represented by counsel in this matter. I voluntarily consent to the entry of this Order without any force or duress, expressly waiving any right to a hearing in this matter, as well as any rights to administrative or judicial review of this Order. I understand that the Director reserves the right to take further actions against me to enforce this Order or to take appropriate action upon discovery that I have committed other violations of the Insurance Code. I will fully comply with the terms and conditions stated herein.

I understand that this Order is a public document.

/s/ Laurynas Misevicius
Signature

State of Oregon

County of Clackamas

Signed or attested before me on this 4th day of March, 2022.

/s/ Cole N. Posin

Notary Public

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ENTITY CONSENT TO ENTRY OF ORDER

I, Laurynas Misevicius , am the sole proprietor and designated licensed responsible person of Laurynas Misevicius Agency ("LMA"). I am authorized to act and sign this Order on behalf of LMA. I have read the foregoing Order, and I know and fully understand the contents hereof. I have been advised of the right to a hearing and of the right to be represented by counsel in this matter. LMA voluntarily consents to the entry of this Order without any force or duress, expressly waiving any right to a hearing in this matter, as well as any rights to administrative or judicial review of this Order. LMA understands that the Director reserves the right to take further action to enforce this Order or to take appropriate action upon discovery that LMA has committed other violations of the Insurance Code. LMA, along with its officers, directors, employees, or agents, will fully comply with the terms and conditions stated herein.

LMA understands that this Order is a public document.

Signature: */s/ Laurynas Misevicius*

Position Held: Sole Proprietor

State of Oregon

County of Clackamas

Signed or attested before me on this 4th day of March, 2022.

/s/ Cole N. Posin

Notary Public

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