

BEFORE THE INSURANCE COMMISSIONER OF THE  
STATE OF OKLAHOMA

FILED

SEP 28 2011

INSURANCE COMMISSIONER  
OKLAHOMA

IN RE:

Denial of the Application )  
For A Professional Employer )  
Organization Registration In The )  
State Of Oklahoma. )

Case No. 11-0952-DEN

**ORDER DENYING REQUEST FOR A HEARING**

THE STATE OF OKLAHOMA, ex rel. John D. Doak, Insurance Commissioner, issues his Order denying hearing requested by Charter HR (“Applicant”):

1. John D. Doak is the Insurance Commissioner of the State of Oklahoma and is charged with the duty of administering and enforcing all provisions of the Oklahoma Professional Employer Organization Recognition and Registration Act, 40 O.S. §§ 600.1 – 600.8 (“the Act”).

2. On or about the 6<sup>th</sup> day of December, 2010, Applicant, Charter HR made application with the Oklahoma Insurance Department (“Department”), pursuant to the Act to register as a Professional Employer Organization in the State of Oklahoma.

3. At the request of the Department, Applicant submitted additional information.

4. By letter dated September 9, 2011, the Department notified Applicant that the Department would not register Applicant as a Professional Employer Organization in the State of Oklahoma.

5. By letter dated September 12, 2011, Applicant requested a hearing on its application to register as a Professional Employer Organization in the State of Oklahoma.

6. The Oklahoma Insurance Department is subject to the Oklahoma Administrative Procedures Act, 75 O.S. §§ 250 – 327 (the “APA”).

7. Title 75 O.S. § 314 (A) provides that, "Except as otherwise specifically provided by law, the issuance or denial of a new license shall not require an individual proceeding."

8. OAC 365:1-7-1 is permissive and not mandatory in nature, and gives discretion to the Oklahoma Insurance Commissioner when responding to a request for a hearing.

9. Pursuant to OAC 365:1-7-1(b), a denial of a written request for a hearing shall be by written order.

**ORDER**

IT IS THEREFORE ORDERED by the Insurance Commissioner that the request for hearing of Applicant, Charter HR, is denied.

This Order may be appealed by filing a Petition for Judicial Review in the District Court of Oklahoma County within thirty (30) days of receipt of this Order.

WITNESS My Hand and Official Seal this 20th September day of ~~May~~, 2011.

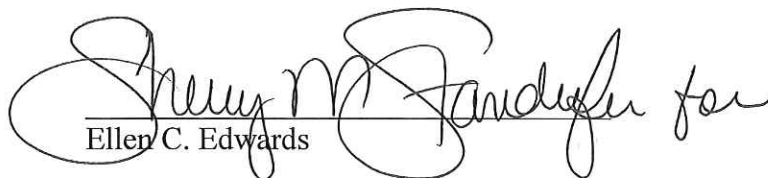


  
\_\_\_\_\_  
PAUL WILKENING  
Deputy Commissioner of Administration  
Oklahoma Insurance Department

**CERTIFICATE OF MAILING**

I hereby certify that a true and correct copy of the foregoing Order Denying Request for a Hearing was mailed postage prepaid with return receipt requested on this 26<sup>th</sup> day of September, 2011, to:

Greg Fields, President  
Charter HR  
Post Office Box 759  
Alexander City, AL 35011

  
Ellen C. Edwards

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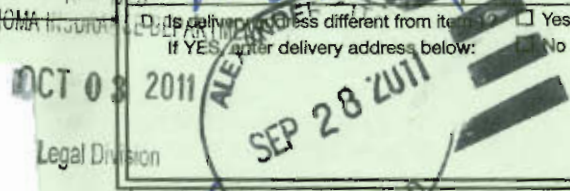
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