

BEFORE THE INSURANCE COMMISSIONER OF THE
STATE OF OKLAHOMA

FILED
SEP 10 2014
INSURANCE COMMISSIONER
OKLAHOMA

STATE OF OKLAHOMA, ex rel. JOHN D.)
DOAK, Insurance Commissioner,)
)
Petitioner,)
)
v.)
)
JOHN PAUL BOHNENKAMP, a licensed)
insurance producer,)
)
Respondent.)

Case No. 14-0743-DIS

FINAL ADMINISTRATIVE ORDER

COMES NOW the State of Oklahoma, ex rel. John D. Doak, Insurance Commissioner, by and through his attorney, Barron B. Brown, and alleges and states as follows:

JURISDICTION

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 Insurance Code, 36 O.S. §§ 101 et seq.
2. Respondent is licensed by the State of Oklahoma as a resident insurance producer holding license number 0100165444. His address of record with the Oklahoma Insurance Department (“OID”) is 4707 N. College Ave., Bethany, Oklahoma 73008.
3. The Insurance Commissioner may place on probation, censure, suspend, revoke or refuse to issue or renew a license issued pursuant to the Oklahoma Producer Licensing Act and/or may levy a fine up to \$1,000.00 for each occurrence of a violation of the Oklahoma Insurance Code, 36 O.S. § 1435.13(A) and (D).

4. If the Insurance Commissioner finds that the public health, safety or welfare imperatively requires emergency action, and incorporates a finding to the effect in its order, such action may be ordered pending the outcome of proceedings instituted by the OID. 75 O.S. §§ 314(C)(2), 314.1, OAC 365:1-7-9(a).

FINDINGS OF FACT

1. On or about December 2, 2013, Rosie Torres, met with Respondent and gave him cash to pay insurance premiums of \$1,000.35 for coverage issued by State Farm Insurance Company on two vehicles and the family's rental dwelling. Mrs. Torres received a receipt signed by Respondent at that time.

2. On or about December 27, 2013, Mrs. Torres's husband, Jesse Torres, received a cancellation notice from State Farm for non-payment of premium on the policy covering the Torres's rental dwelling. Upon receiving the cancellation notice, Mr. Torres contacted licensed producer Gary Baccus ("Baccus") and provided him with the signed receipt that his wife received from Respondent. Baccus, who at the time employed Respondent, was able to determine that the Torres's premium payment had been taken by Respondent and that Respondent had deleted \$702.00 from the cash received from the premium payment on December 2, 2013 at 12:10 p.m.

3. On or about January 2, 2014, Baccus met with Respondent at Baccus's office. Respondent admitted to Baccus that he had taken the money for his personal use- specifically to pay his rent. Baccus obtained a typewritten and initialed statement from Respondent, in which Respondent admitted to taking the premium money and converting it for his personal use.

4. On that same day, Baccus directed Respondent to cash his personal payroll check and return the money he had taken. Baccus also requested that Respondent voluntarily resign from his employment. Respondent returned the money taken and resigned from his employment.

CONCLUSIONS OF LAW

1. Respondent violated 36 O.S. § 1435.13(A)(4); improperly withholding, misappropriating or converting any monies or properties received in the course of doing insurance business.

2. Respondent violated 36 O.S. § 1435.13(A)(8); using fraudulent, coercive, or dishonest practices, or demonstrating incompetence, untrustworthiness or financial irresponsibility in the conduct of business in this state or elsewhere.

ORDER

IT IS THEREFORE ORDERED, ADJUDGED AND DECREED by the Insurance Commissioner that the **Administrative Order of Revocation Instanter** entered in this matter on August 5, 2014 is a **FINAL ADMINISTRATIVE ORDER**, that no hearing was requested and Respondent's license is hereby **REVOKED**. **The FINE imposed in the Administrative Order of Revocation Instanter in the amount of TWO THOUSAND DOLLARS (\$2,000.00) was paid in full by Respondent and received by the OID on August 29, 2014.**

WITNESS My Hand and Official Seal this 10th day of September, 2014



A handwritten signature in cursive script that reads "James A. Mills".

JAMES A. MILLS
CHIEF OF STAFF
OKLAHOMA INSURANCE
DEPARTMENT

CERTIFICATE OF MAILING

I, Barron B. Brown, hereby certify that a true and correct copy of the above and foregoing Final Administrative Order was mailed via certified mail with postage prepaid and return receipt requested on this 10th day of September, 2014, to:

John Paul Bohnenkamp
4707 N. College Ave.
Bethany, OK 73008


CERTIFIED MAIL NO: 7014 0150 0001 9588 2692

and that notification was sent to:

NAIC/RIRS
and to all appointing insurers

and that a copy was delivered to:

Licensing Division
Anti-Fraud Unit/Investigations Division


Barron B. Brown
Assistant General Counsel

U.S. Postal Service™
CERTIFIED MAIL™ RECEIPT
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OFFICIAL USE

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Postage	\$
Certified Fee	
Return Receipt Fee (Endorsement Required)	
Restricted Delivery Fee (Endorsement Required)	



Total Postage & F John Paul Bohnenkamp
 Sent To 4707 N. College Ave.
 Street, Apt. No., Bethany, OK 73008
 or PO Box No. 14-0743-DIS/BBB(mt)
 City, State, ZIP+4 (Fin. Adm.Ord./ 9-10-14)

PS Form 3800, August 2006 See Reverse for Instructions

SENDER: COMPLETE THIS SECTION

- Complete items 1, 2, and 3. Also complete item 4 if Restricted Delivery is desired.
- Print your name and address on the reverse so that we can return the card to you.
- Attach this card to the back of the mailpiece, or on the front if space permits.

1. Article Addressed to:

John Paul Bohnenkamp
 4707 N. College Ave.
 Bethany, OK 73008
 14-0743-DIS/BBB(mt)
 (Fin. Adm.Ord./ 9-10-14)

2. Article Number
 (Transfer from service label)

7014 0150 0001 9588 2692

COMPLETE THIS SECTION ON DELIVERY

A. Signature Agent
 Addressee

B. Received by (Printed Name) C. Date of Delivery
 Traie Bohnenkamp

D. Is delivery address different from item 1? Yes
 If YES, enter delivery address below: No

RECEIVED
 OKLAHOMA INSURANCE DEPARTMENT
 SEP 16 2014
 Legal Division

3. Service Type
 Certified Mail Express Mail
 Registered Return Receipt for Merchandise
 Insured Mail C.O.D.

4. Restricted Delivery? (Extra Fee) Yes