

BEFORE THE INSURANCE COMMISSIONER OF THE
STATE OF OKLAHOMA

FILED

AUG 01 2018

INSURANCE COMMISSIONER
OKLAHOMA

STATE OF OKLAHOMA, ex rel. JOHN D.)
DOAK, Insurance Commissioner,)
)
Petitioner,)
v.)
)
ROBERT LYNN BENTLEY, a limited lines,)
Insurance producer,)
)
Respondent.)

Case No. 18-0506-DEN

**CONDITIONAL ADMINISTRATIVE ORDER
AND NOTICE OF RIGHT TO BE HEARD**

COMES NOW the State of Oklahoma, ex rel. John D. Doak, Insurance Commissioner, by and through his attorney, Sara A. Worten, 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 Robert Lynn Bentley (“Respondent”) is an Oklahoma limited lines producer holding license number 100582. His address of record is 1616 W. Elk, Duncan, Oklahoma 73533.

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).*

ALLEGATIONS OF FACT

1. Respondent submitted an application to reinstate his limited lines producer license on July 19, 2018.

2. Oklahoma Insurance Department's records show that Respondent's license became inactive on February 28, 2018, for failing to renew.

3. *36 O.S. § 1435.4* provides that no person can sell, solicit, or negotiate insurance in Oklahoma for any class of insurance unless the person is licensed for that line of authority in accordance with the Oklahoma Producer Licensing Act. Respondent failed to maintain an active license while conducting insurance business during the period of March 1, 2018 through July 19, 2018. During this time, approximately 12 insurance policies were sold.

CONCLUSIONS OF LAW

1. Pursuant to *36 O.S. § 1435.4*, a person is required to be licensed pursuant to the Oklahoma Producer Licensing Act to sell, solicit, or negotiate insurance.

2. Respondent violated *36 O.S. § 1435.4(A)* in failing to maintain an active producer license while selling, soliciting or negotiating insurance, thereby in violation of *36 O.S. § 1435.13(A)(2)*.

ORDER

IT IS THEREFORE ORDERED, ADJUDGED AND DECREED by the Insurance Commissioner, subject to the following paragraph, that the Respondent violated *36 O.S. § 1435.13(A)(2)* and as a result **Respondent is FINED** in the amount of **\$100.00**. **The Fine is to be paid within 30 days of receipt of this Order. Respondent's license will be reinstated upon payment of the fine.**

IT IS FURTHER ORDERED, ADJUDGED AND DECREED by the Insurance Commissioner that this Order is a Conditional Order. Unless the Respondent requests a hearing with respect to the Allegations of Fact set forth above within 30 days of the date of mailing of this Order, this Order and the penalties set forth above shall become a Final Order on the thirty-first day following the date of mailing this Order. A request for hearing should be in writing addressed to Sara A. Worten, Oklahoma Insurance Department, Legal Division, 3625 NW 56th Street, Suite 100 Oklahoma City, Oklahoma 73112. The request for hearing must state the grounds for the request to set aside or modify the Order.

Any such hearing shall be conducted according to the procedures for contested cases under the Insurance Code and 75 O.S. § 250-323. If the Respondent serves a timely request for hearing on the Oklahoma Insurance Department, this Conditional Order shall act as notice of the matters to be reviewed at the hearing, and the Allegations of Fact, Alleged Violations of Law, and penalties imposed in this Conditional Order shall be considered withdrawn, pending final resolution at the hearing.

WITNESS My Hand and Official Seal this 15th day of August 2018.



JOHN D. DOAK
INSURANCE COMMISSIONER
STATE OF OKLAHOMA

Sara A. Worten
Assistant General Counsel
3625 NW 56th Street, Suite 100
Oklahoma City, OK 73112
Telephone: (405) 521-2746

CERTIFICATE OF MAILING

I, Sara A. Worten, hereby certify that a true and correct copy of the above and foregoing Conditional Administrative Order and Notice of Right to be Heard was sent by electronic mail and mailed by certified mail with postage prepaid and return receipt requested on this 15th day of August 2018 to:

Robert Lynn Bentley
P.O. Box 2204
Duncan, OK 73534

CERTIFIED MAIL NO:
9214 8902 0982 7500 0111 65

and

Notification was sent to:

All Appointing Insurers/RIRS

and

a copy was delivered to:

Licensing Division



Sara Worten



18-0506-DUN
87U

Date Produced: 08/06/2018

OKLAHOMA INSURANCE DEPARTMENT:

The following is the delivery information for Certified Mail™/RRE item number 9214 8902 0982 7500 0111 65. Our records indicate that this item was delivered on 08/03/2018 at 01:58 p.m. in DUNCAN, OK 73533. The scanned image of the recipient information is provided below.

Signature of Recipient :

Address of Recipient :

Box 2204

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Sincerely,
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