

BEFORE THE INSURANCE COMMISSIONER OF THE
STATE OF OKLAHOMA

FILED

AUG 14 2018

INSURANCE COMMISSIONER
OKLAHOMA

STATE OF OKLAHOMA, ex rel. JOHN DOAK, Insurance Commissioner,
Petitioner,
v.
JOSEPH GRASSO, IV,
a nonresident insurance public adjuster,
Respondent.

Case No. 18-0570-DEN

CONDITIONAL ADMINISTRATIVE ORDER
AND NOTICE OF RIGHT TO BE HEARD

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

JURISDICTION

1. John 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. and specifically, the Oklahoma Insurance Adjusters Licensing Act; 36 O.S. §§ 6202 et seq.

2. Respondent is a nonresident insurance public adjuster in the State of Oklahoma holding license number 100204083. Respondent's address of record is 8301 Cross Timbers Rd., Flower Mound, Texas 75022-6428.

3. The Insurance Commissioner may censure, suspend, revoke or refuse to issue or renew a license issued pursuant to the Oklahoma Adjuster Licensing Act and/or may levy a fine up to \$1,000.00 for each violation of the Insurance Adjusters Licensing Act 36 O.S. § 6220.

ALLEGATIONS OF FACT

1. Respondent applied for renewal of his public adjuster license on or about July 27, 2018 with the Oklahoma Insurance Department (OID). On the application form, the second question asks the following: “Have you been named or involved as a party in an administrative proceeding, including a FINRA sanction or arbitration proceeding regarding any professional or occupational license or registration, which has not been previously reported to this insurance department?”

2. The application further defines being “involved” in an administrative proceeding as the following: “having a license censured, suspended, revoked, canceled, terminated; or, being assessed a fine, placed on probation, sanctioned or surrendering a license to resolve an administrative action. ‘Involved’ also means being named as a party to an administrative or arbitration proceeding, which is related to a professional or occupational license or registration.”

3. Respondent answered “no” to the second question on the renewal application.

4. A background check conducted by the OID Licensing Division showed a 2017 Texas administrative action; *Texas Department of Insurance v. Joseph Grasso IV*, Case No. 2017-4977, in which Respondent entered into a Consent Order and paid a \$5,250.00 fine for operating Grasso Public Adjusters, Inc. without a public adjuster license; a violation of Texas Code 4102.051, and for permitting unlicensed employees or agents, in the employees’ or agents’ own names, to advertise, solicit or engage clients, furnish reports or present bills to clients; a violation of Texas Code 4102.155.

5. Respondent had not previously reported the administrative action pursuant to 36 O.S. § 6222. Respondent failed to disclose the aforementioned Texas administrative action, as required, in his Oklahoma license renewal application.

ALLEGED VIOLATIONS OF LAW

6. Respondent violated 36 O.S. § 6220(A)(12); obtaining or attempting to obtain an Oklahoma license through misrepresentation in failing to notify the Oklahoma Insurance Commissioner of his Texas administrative action.

ORDER

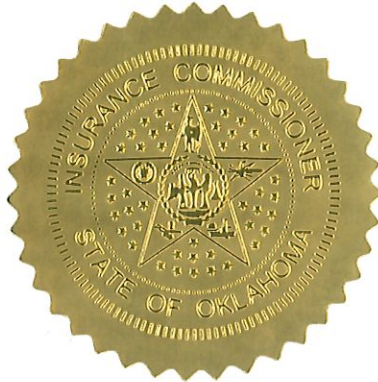
IT IS THEREFORE ORDERED by the Insurance Commissioner that Respondent is **FINED FIVE HUNDRED DOLLARS (\$500.00)** for providing incorrect and materially untrue information in his license application. **The \$500.00 fine is to be paid within thirty (30) days** made payable to the Oklahoma Insurance Department. Respondent's application for his renewal license may be granted upon receipt of payment of the fine. Failure to pay the civil fine or request a hearing within thirty (30) days will result in your license application being withdrawn.

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 thirty (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 Julie Meaders, Oklahoma Insurance Department, Legal Division, 3625 NW 56th St., 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 14th day of August, 2018.



JOHN DOAK
INSURANCE COMMISSIONER
STATE OF OKLAHOMA

Julie Meaders
Deputy General Counsel
3625 NW 56th St., Suite 100
Oklahoma City, OK 73112

CERTIFICATE OF MAILING

I, Julie Meaders, hereby certify that a true and correct copy of the above and foregoing Conditional Administrative Order and Notice of Right to be Heard was mailed by certified mail, with postage prepaid and return receipt requested, on this 14th day of August 2018 to:

Joseph Grasso, IV
8301 Cross Timbers Rd.
Flower Mound, TX 75022-6428

CERTIFIED MAIL NO. 9214 8902 0982 7500 0117 52

and a copy was delivered to:

Licensing Division



Julie Meaders



August 29, 2018

Dear Sherry Standerfer:

The following is in response to your request for proof of delivery on your item with the tracking number:
9214 8902 0982 7500 0117 52.

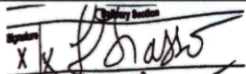
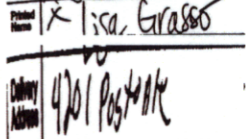
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Status Date / Time: August 20, 2018, 2:20 pm
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Postal Product: First-Class Mail®
Extra Services: Certified Mail™
Return Receipt Electronic
Recipient Name: JOSEPH GRASSO IV

Shipment Details

Weight: 2.0oz

Recipient Signature

Signature of Recipient:	
Address of Recipient:	

Signature: X
Printed Name: X Lisa Grasso
Delivery Address: 4701 Postville

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