

BEFORE THE INSURANCE COMMISSIONER OF THE  
STATE OF OKLAHOMA

FILED  
AUG 10 2018  
INSURANCE COMMISSIONER  
OKLAHOMA

STATE OF OKLAHOMA, ex rel. JOHN )  
DOAK, Insurance Commissioner, )  
 )  
Petitioner, )  
 )  
v. )  
 )  
ERIC LOPER, )  
an applicant for reinstatement of insurance )  
adjuster license, )  
 )  
Respondent. )

Case No. 18-0577-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, Sara A. Worten, and alleges and states as follows:

JURISDICTION AND AUTHORITY

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.
2. Respondent Eric Loper (“Respondent”) is an applicant for reinstatement of is resident insurance adjuster license in the State of Oklahoma. Respondent’s address of record is 2402 S. 13<sup>th</sup> Street, Kingfisher, Oklahoma.
3. The Insurance Commissioner may place on probation, censure, suspend, revoke or refuse to issue or renew an initial license issued pursuant to the Oklahoma Insurance Adjusters 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. § 6220(A) and (B).

### **ALLEGATIONS OF FACT**

1. Respondent made application for a nonresident insurance adjuster license on or about July 23, 2018, with the Oklahoma Insurance Department (“OID”).
2. On the application form, question 1b asks “Have you ever been convicted of a felony, had a judgment withheld or deferred, or are you currently charged with committing a felony?” (emphasis added)
3. The Respondent answered “no” to question 1b.
4. A background by the OID Licensing Division showed that Respondent as a felony case pending against him in Cleveland County, Oklahoma; In the State of Oklahoma v. Eric Stephen Loper Case Number CF-2018-0307. Respondent is charged with two felonies for violation of 21 O.S. § 644(J) and 21 O.S. § 843.5(A). The Initial felony Information was filed March 13, 2018.

### **ALLEGED VIOLATIONS OF LAW**

1. Respondent violated 36 O.S. § 6220(A)(1); material misrepresentation in obtaining an adjuster’s license.

### **ORDER**

**IT IS THEREFORE ORDERED** by the Insurance Commissioner that Eric Stephen Loper is fined \$200.00 for the material misrepresentation in reinstating his adjuster’s license. The \$200.00 is to be paid within 30 days made payable to the Oklahoma Insurance Department. The \$200.00 civil fine shall be paid by money order or cashier’s check. Respondent’s application for a nonresident insurance adjuster license may be granted upon receipt of payment of the fine and reporting of the administrative action. Failure to pay the civil fine or request a hearing within 30 days will result in

Respondent's application for a nonresident adjuster license 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 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 56<sup>th</sup> 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 10<sup>th</sup> day of August 2018.



JOHN DOAK  
INSURANCE COMMISSIONER  
STATE OF OKLAHOMA

Sara A. Worten  
Assistant General Counsel  
3625 NW 56<sup>th</sup> St., Suite 100  
Oklahoma City, OK 73112

**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 mailed by certified mail, with postage prepaid and return receipt requested, on this 10<sup>th</sup> day of August 2018, to:

Eric Loper  
2402 S. 13<sup>th</sup> Street  
Kingfisher, OK 73750

**CERTIFIED MAIL NO.**

9214 8902 0982 7500 0116 60

and a copy was delivered to:

Nicole Godfrey  
Licensing Division



Sara A. Worten  
Assistant General Counsel



18-0577-DEN  
SAW

Date Produced: 08/20/2018

OKLAHOMA INSURANCE DEPARTMENT:

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